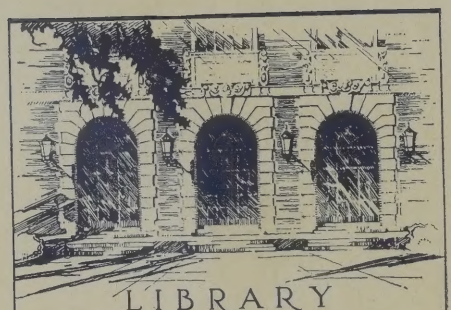

LIBRARY
OF THE
UNIVERSITY
OF ILLINOIS

328.7481
P381
1955
v.7

.328.7481
P381
1955
v.7

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., THURSDAY, MARCH 22, 1956. No. 158.

SENATE

THURSDAY, March 22, 1956.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDING OFFICER (Henry J. Propert) in the Chair.

The PRESIDING OFFICER. In the absence of the President of the Senate, the President pro tempore has asked me to preside.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Our Dear Heavenly Father, again we come to Thee and we pray that Thy wisdom will guide us in our service today.

As we return to our homes for this week, may Thou accompany us on the way and give us the strength and the courage to go into this new week which is going to come to us and to realize that the week of our Lord is the week that has given us the great satisfaction of knowing that when this journey is finished here and we come to the last milepost, Thou wilt be waiting to accompany us through the valley of the shadow into that promise which Thou hast made to Thy people. We ask it in Jesus' Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the Preceding session, when, on motion of Mr. MAHANY and Mr. MALLERY, further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. RUTH asked and obtained leave of absence for Mr. MILLER, due to illness.

HOUSE MESSAGES

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 530

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the Report of Committe of Conference on Senate Bill No. 530, entitled:

An Act limiting the period within which petitions for the assessment of damages may be filed or actions for damages commenced for injury to or taking of private land, property or material or any interest therein by political subdivisions or by authorities created by political subdivisions in the exercise of their power of eminent domain.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 813

He also informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 813, entitled:

An Act amending the act of , one thousand nine hundred fifty-five (Act No.) entitled "Pennsylvania Fair Employment Practice Act," providing that termination of employment under a bona fide retirement or pension plan shall not constitute an unfair employment practice.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 841

He also informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 841, entitled:

An Act to promote the welfare of the people of this Commonwealth; creating Port Authorities to function in counties of the second class as bodies corporate and politic, with power to plan, acquire, construct, maintain and operate facilities and projects for the improvement and development of the port district and to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on the authorities authorizing the authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates and services; and authorizing the authorities to collect tolls, fares, fees, rentals and charges for the use of facilities; defining the authorities' powers and duties, and defining the port districts.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

RECALLING SENATE BILL No. 865 FROM THE GOVERNOR

In the Senate, March 21, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 865, Printer's No. 527, entitled "An Act to amend the act approved the twenty-ninth day of July, one thousand nine hundred fifty-three (P. L. 1050)

entitled 'An act providing for the acquisition construction improvement operation and maintenance of tunnels for certain highway purposes within the Commonwealth authorizing the issuance of tunnel revenue bonds free from taxation and payable solely from tunnel earnings to pay the cost of such tunnels and improvements thereof providing for the collection of tunnel tolls for the payment of such bonds and for the cost of maintenance operation and repair of the tunnels constituting such bonds legal investments in certain instances prescribing conditions upon which such tunnels shall become free tunnels conferring powers and imposing duties on the Pennsylvania Tunnel Commission created hereby providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act and providing for condemnation' by authorizing the use of facsimile signatures and facsimile seal and bonds of the commission authorizing preliminary or interim financing through issuance of notes or other obligations of the commission payable solely from revenue of the commission including tolls or from such funds as may be available to the commission for such purposes providing for the securing of such notes or obligations constituting the same legal investments in certain instances and exempting the same from taxation and authorizing the issuance of tunnel revenue refunding bonds," be recalled from the Governor for the purpose of amendment.

SENATE BILL No. 317 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 317 entitled:

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court the President Judge and judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain State officers and the salary and expenses of the members of the General Assembly and repealing certain inconsistent acts.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on Monday's Calendar.

SENATE BILL No. 318 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 318, entitled:

An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on Monday's Calendar.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 7, entitled:

An Act to provide for an additional law judge of the court of common pleas in the nineteenth judicial district.

Which was committed to the Committee on Judiciary General.

House Bill No. 503, entitled:

An Act amending the "Public School Employes Retirement Law ***" by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

Which was committed to the Committee on Education.

House Bill No. 563, entitled:

An Act amending the "Public School Employes Retirement Law" *** providing credit for retirement purposes for out-of-state service in certain cases.

Which was committed to the Committee on Education.

House Bill No. 879, entitled:

An Act to further amend the "Public School Employes Retirement Law" *** by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

Which was committed to the Committee on Appropriations.

House Bill No. 890, entitled:

An Act amending the "Public School Employes Retirement Law" *** by further providing for return to service with full retirement rights.

Which was committed to the Committee on Education.

House Bill No. 895, entitled:

An Act amending the "Public School Employes Retirement Law" *** by permitting disability annuitants who withdrew from school service to elect to become members of the one one-hundred-fortieth (1/140) class upon restoration to school service.

Which was committed to the Committee on Education.

House Bill No. 1130, entitled:

An Act to further amend the "Public School Employes Retirement Law" *** by permitting employes to make up back payments to the retirement system from the time they enter school service and securing to such employes the full benefits of the retirement system from the time they entered school service.

Which was committed to the Committee on Education.

House Bill No. 1253, entitled:

An Act amending the "Public School Employes Retirement Law" approved July 18 1917 (P. L. 1043) authorizing contributors in the one one-hundred-sixtieth class to transfer to the one one-hundred-fortieth class.

Which was committed to the Committee on Education.

House Bill No. 1269, entitled:

An Act amending "The Vehicle Code" approved May 1 1929 (P. L. 905) authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof

Which was committed to the Committee on Highways.

House Bill No. 1935, entitled:

An Act amending the act of May 31 1947 (P. L. 377) a supplement to the State Employes' Retirement Law providing for credit for time spent by employes of the

Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government

Which was committed to the Committee on Education

House Bill No. 1941, entitled:

An Act to further amend "The Liquid Fuels Tax Act" * * * by reducing the amount of tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors

Which was committed to the Committee on Finance.

House Bill No. 1942, entitled:

An Act to amend the "Fuel Use Tax Act" * * * by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use

Which was committed to the Committee on Finance.

House Bill No. 2024, entitled:

An Act making an appropriation to the Department of Forests and Waters for the development of Erie Harbor and land adjacent thereto

Which was committed to the Committee on Appropriations.

House Bill No. 2051, entitled:

An Act amending the "Public School Code of 1949" approved March 10 1949 (P. L. 30) removing certain merger provisions and changing the procedure in the formation of union districts.

Which was committed to the Committee on Education.

House Bill No. 2055, entitled:

An Act to further amend section 9 of the act approved the 18th day of July 1917 (P. L. 1043) by providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University

Which was committed to the Committee on Education.

House Bill No. 2056, entitled:

An Act to further amend the "State Employes' Retirement Law * * *" by defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956 as State employes

Which was committed to the Committee on Education.

House Bill No. 2057, entitled:

A Supplement to the "Public School Employes Retirement Law" * * * by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such services to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions

Which was committed to the Committee on Education.

House Bill No. 2058, entitled:

A Supplement to the "State Employes Retirement Law" * * * by permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions

Which was committed to the Committee on Education.

House Bill No. 2082, entitled:

An Act amending the "Second Class County Code" of July 28, 1953 (P. L. 723) authorizing employes of departments of health of the Commonwealth of Pennsylvania cities of the second and third class boroughs and townships upon application to become members of the county retirement system upon becoming county employes providing for payments by the employes and former employers into the county retirement fund

Which was committed to the Committee on Local Government.

House Bill No. 2096, entitled:

An Act amending the act of June 1, 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" requiring additional reports and changing the due date of certain payments of capital stock tax and franchise tax and changing the gross receipts fraction applicable to foreign corporations

Which was committed to the Committee on Finance.

BILL INTRODUCED AND REFERRED

Messrs. BERGER and McGINNIS read in place and presented to the Chair Senate Bill No. 1057, entitled:

An Act amending the act of August 7, 1936 (P. L. 106) entitled as amended, "The Flood Control Law," authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly.

Which was committed to the Committee on Rules.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate Resumed the consideration of House Bill No. 1514, as follows:

An Act amending the act of September 26 1951 (P L 1518) entitled "An act to provide for the registration and protection of trademarks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith" further defining the right to registration

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (e) of section 2 act of September 26 1951 (P. L. 1518) entitled "An act to provide for the registration and protection of trade-marks and to secure the rights property and interests therein providing for the

assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith" is amended to read

Section 2 Registrability

A trade-mark by which the goods of any applicant for registration may be distinguished from the goods of others shall not be registered which

* * *

(e) consists of or comprises any trade-mark which

1 when applied to the goods of the applicant is merely descriptive or deceptively misdescriptive of them or

2 when applied to the goods of the applicant is primarily geographically descriptive or deceptively misdescriptive of them or

3 is primarily merely a surname

Nothing in clause (e) shall prevent the registration of a mark used in this State by the applicant which has become distinctive of the applicant's goods The Secretary of the Commonwealth may accept as evidence that the mark has become distinctive as applied to the applicant's goods proof of continuous and exclusively use thereof as a mark by the applicant in this State or elsewhere for the five years next preceding the date of the filing of the application for registration or

* * *

Section 2 This act shall take effect immediately

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1514, RECALLED FROM THE GOVERNOR

Mr. SCOTT. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1514, recalled from the Governor.

Mr. RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS BILL OVER IN ORDER

Mr. SCOTT. Mr. President, I ask unanimous consent that Senate Bill No. 249, Printer's No. 611, on concurrence in House amendments, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. SCOTT. Mr. President, I ask unanimous consent that Senate Bill No. 1021, Printer's No. 587, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILLS OVER IN ORDER

Mr. RUTH. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1306, Printer's No. 1593;

House Bill No. 1650, Printer's No. 1594;

House Bill No. 1694, Printer's No. 1510; and

House Bill No. 1703, Printer's No. 1629.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 12, as follows:

An Act relating to and regulating the solicitation of moneys and property

Table of Contents

Section 1 Short Title
Section 2 Definitions
Section 3 Registration of Charitable Organizations
Section 4 Certain Persons Exempted
Section 5 Reports of Registered Charitable Organizations
Section 6 Professional Fund Raisers Registration and Bond Required Fees Limited
Section 7 Professional Solicitors Registration Required Fees Limited
Section 8 Nonresident Charitable Organizations Professional Fund Raisers and Solicitors
Section 9 Enforcement by Attorney General or District Attorney
Section 10 Unauthorized Use of Names
Section 11 Penalties
Section 12 Repeal

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section1 Short Title This act shall be known and may be cited as the "Solicitation Act"

Section 2 Definitions As used in this act

(1) "Charitable Organization" means any benevolent philanthropic patriotic or eleemosynary person or one purporting to be such

(2) "Contributions" means the promise or grant of any money or property of any kind or value

(3) "Department" means the Department of State

(4)"Person" means any individual organization group association partnership corporation or any combination of them

(5) "Professional fund raiser" means any person who for compensation or other consideration plans conducts manages carries on or advises concerning any drive or campaign in this State for the purpose of soliciting contributions for or on behalf of any charitable organization or any other person or who engages in the business of or holds himself out to persons in this State as engaged in the business of soliciting contributions for such purpose A bona fide officer or employe of a charitable organization shall not be deemed a professional fund raiser

(6) "Professional solicitor" means any person who is employed or retained for compensation to solicit contributions for charitable purposes from persons in this State but shall not include any officer or employe of a charitable organization whose duties to raise funds are incidental to his regular employment

Section 3 Registration of Charitable Organizations (a) Every charitable organization except as otherwise provided in section 4 of this act which intends to solicit contributions from persons in this State by any means whatsoever shall prior to any solicitation file with the department upon forms prescribed by it the following information

(1) The name under which the charitable organization intends to solicit contributions

(2) The names and addresses of officers directors trustees and executive personnel

(3) The names and addresses of any professional fund raisers and professional solicitors who act or will act on behalf of the charitable organization together with a statement setting forth the terms of the arrangements for salaries bonuses commissions or other remuneration to be paid the professional fund raiser and professional solicitors

(4) The general purposes for which the charitable organization is organized

(5) The purposes for which the contributions to be solicited will be used

(6) The period of time during which the solicitation will be made

(7) Such other information as may be necessary or appropriate in the public interest or for the protection of contributors

(b) The registration form and any other documents prescribed by the department shall be signed by the president or other authorized officer and the chief fiscal officer of the charitable organization

(c) For filing such registration the department shall receive a fee of ten dollars ($10) to be paid at the time of registration

(d) Registration shall be valid for a period not longer than one year after its date of issue Permanent registration shall be acquired by any registrant after it shall have registered for three consecutive years and shall not have had such registration revoked Permanent registration ceases upon revocation

(e) Where a charitable organization which is required to register under the provisions of this act has affiliates in the Commonwealth only one registration shall be required to cover the primary organization and its affilates

Section 4 Certain Persons Exempted (a) This act shall not apply to religious organizations organized as such under the laws of this State and other religious agencies and organizations and charities agencies and organizations operated supervised or controlled by or in connection with such a religious organization unless a paid professional fund raiser is employed

(b) The following persons shall not be required to register with the department

(1) Educational institutions the curriculums of which in whole or in part are registered or approved by the state council of education either directly or by acceptance of accreditation by an accrediting body recognized by the council or any educational institutions when solicitation of contributions is confined to the student body and their families alumni faculty and trustees of such institution provided that the annual financial reports of such institutions shall be filed with the state council of education where such reports shall be open for public inspection

(2) Any organization when solicitation of contributions is confined to its membership

(3) Persons requesting any contributions for the relief of any individual specified by name at the time of the solicitation if all of the contributions collected without any deductions whatsoever are turned over to the named beneficiary

(4) Community organizations made up of fireman or policemen or civic or fraternal or neighborhood groups or school or similar organizations which are raising funds not in excess of one thousand dollars ($1000) in any one year

Section 5 Reports by Registered Charitable Organizations Every charitable organization required to register pursuant to section 3 of this act which has received contributions during the preceding calendar year shall file a written report with the department upon forms prescribed by it on or before March thirty-first of each year which shall include a financial statement covering the preceding fiscal year of operation verified by an independent public accountant clearly setting for the gross income from solicited contributions expenses paid therefrom and net amount inuring to the benefit of the charitable organization A charitable organization which maintains its books on other than a calendar year basis shall upon application to the department therefor be permitted to file its report within ninety days after the close of its fiscal year Such report shall state the names of its professional fund raisers and professional solicitors used during the year if any and the amounts of compensation received by them Such report when filed shall become a public record in the office of the department

Section 6 Professional Fund Raisers Registration and Bond Required (a) No person shall act as a professional fund raiser for a charitable organization required to register pursuant to section 3 of this act until he has first registered with the department Applications for such registration shall be in writing under oath or affirmation in the form prescribed by the department and shall be accompanied by an annual fee in the sum of fifty dollars ($50) The applicant shall at the time of making application file with and have approved by the department a bond in which the applicant shall be the principal obligor in the sum of five thousand dollars ($5000) with one or more sureties whose liability in the aggregate as such sureties will at least equal the said sum The said bond shall run to the department for the use of the State and to any person who may have a cause of action against the obligor of said bond for any malfeasance or misfeasance in the conduct of such solicitation Registration when effected shall be for a period of one year or a part thereof expiring on August thirty-first and may be renewed upon the filing of the bond and fee prescribed herein for additional one year periods

(b) All contracts entered into by such professional fund raisers and charitable organizations shall be in writing and true and correct copies thereof shall be kept on file in the offices of the charitable organizations and the professional fund raiser for a period of three years from the date the solicitation of contributions provided for therein actually commences Such contracts shall be available for inspection and examination by the public and copies of such report shall be furnished to the department when the department shall so request

Section 7 Professional Solicitors Registration Required Every professional solicitor required to register pursuant to section 3 of this act shall before soliciting any contribution register with the department Application for such registration shall be in writing under oath or affirmation in the form prescribed by the department and shall be accompanied by a fee in the sum of ten dollars ($10) Such registration when effected shall be for a period of one year or a part thereof expiring on August thirty-first and may be renewed upon the payment of the fee prescribed herein for additional one year periods

Section 8 Nonresident Charitable Organizations Professional Fund Raisers and Solicitors Any charitable organization or any professional fund raiser or professional solicitor having its or his principal place of business without the State or organized under and by virtue of the laws of a foreign state which shall solicit contributions from people in this State shall be deemed to have irrevocably appointed the Secretary of State as its or his agent upon whom may be served any summons subpoena subpoena duces tecum or other process directed to such charitable organization or any partner principal officer or director thereof or any professional fund raiser or professional solicitor or any partner principal officer or direc-

tor thereof in any action or proceeding brought under the provisions of this act Any such charitable organization or professional fund raiser or professional solicitor may file with the Secretary of State a designation in terms complying herewith duly acknowledged irrevocably appointing the Secretary of State as its or his agent upon whom may be served any such process Service of such process upon the Secretary of State shall be made by personally delivering to and leaving with him or a deputy Secretary of State a copy thereof at the office of the Department of State in the City of Harrisburg and such service shall be sufficient service provided that notice of such service and a copy of such process are forthwith sent by the Attorney General to such charitable organization or professional fund raiser or professional solicitor by registered mail with return receipt requested at its or his office as set forth in the registration form required to be filed in the department pursuant to sections 3 6 or 7 of this act or in default of the filing of such form at the last address known to the Attorney General Service of such process shall be complete ten days after the receipt by the Attorney General of a return receipt purporting to be signed by the addressee or a person qualified to receive his or its registered mail in accordance with the rules and customs of the post office department or if acceptance was refused by the addressee or his or its agent ten days after the return to the Attorney General of the original envelope bearing a notation by the postal authorities that receipt thereof was refused

Section 9 Enforcement by Attorney General or District Attorney (a) An action for violation of this act may be prosecuted by the Attorney General or his deputy or any district attorney

(b) Whenever the Attorney General or any district attorney shall have reason to believe that any charitable organization or professional fund raiser or professional solicitor is operating in violation of the provisions of this act or there is employed or is about to be employed in any solicitation or collection of contributions for a charitable organization any device scheme or artifice to defraud or for obtaining money or property by means of any false pretense representation or promise in addition to any other action authorized by law he may bring in the court of common pleas an action in the name of the Commonwealth of Pennsylvania against such charitable organization or professional fund raiser or professional solicitor or any other person who has participated or is about to participate in such solicitation or collection by employing such device scheme artifice false representation or promise to enjoin such charitable organization or professional fund raiser or professional solicitor or other person from continuing such solicitation or collection or engaging therein or doing any acts in furtherance thereof or to cancel any registration statement previously filed with the department

(c) The Attorney General or any district attorney may exercise the authority granted in this section against any charitable organization which operates under the guise or pretense of being an organization exempted by the provisions of section 4 and is not in fact an organization entitled to such exemption

Section 10 Unauthorized Use of Names (a) No person shall use the name of any other person for the purpose of soliciting contributions from persons in this State without the written consent of such other person any person who has made or solicited a contribution shall be deemed to have given consent

(b) A person shall be deemed to have used the name of another person for the purpose of soliciting contributions if such latter person's name is listed on any stationery advertisement brochure or correspondence of the charitable organization or his name is listed or referred to as one who has contributed to sponsored or endorsed the charitable organization or its activities

Section 11 Penalties (a) Any person who violates any of the provisions of this act other than the provisions of section 10 shall upon summary conviction before any magistrate alderman or justice of peace be sentenced to pay a fine not to exceed one hundred dollars ($100) and in case of an individual in default of payment therof to undergo imprisonment not to exceed ten days

(b) Any person who violates the provisions of section 10 or any person who within the period of two years shall commit two or more violations of the other provisions of this act or shall knowingly give false or incorrect information to the department in filing statements or reports required by this act whether such report or statement is verified or not shall be guilty of a misdemeanor and punishable by a fine of not less than one hundred dollars ($100) or more than one thousand dollars ($1000) and in the case of an individual in addition to the said fine may be punishable by imprisonment of not more than one year

Section 12 Repeal The act of May 13 1925 (P. L. 644) entitled "An act relating to and regulating the solicitation of moneys and property for charitable religious benevolent humane and patriotic purposes" is hereby repealed

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 110, as follows:

An Act amending the act of April nine one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" designating the days on which State employes shall be paid and repealing inconsistent legislation.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article II act of April nine one thousand nine

hundred twenty-nine (P. L. 177) known as "The Administrative Code of one thousand nine hundred twenty-nine" is amended by adding at the end thereof a new section to read

Section 223 Payday Each employe of an administrative department of an independent administrative board of commission of a departmental administrative board or commission shall be paid his regular salary every other week.

Section 2 The act of June one one thousand nine hundred fifteen (P. L. 701) entitled "An act regulating the payment of persons in the employ of the Commonwealth" is repealed

Section 3 All other acts and parts of acts are repealed in so far as they are inconsistent herewith

Section 4 This act shall take effect June one one thousand nine hundred fifty-six

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. SCOTT. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 223, Printer's No. 624;

Senate Bill No. 232, Printer's No. 572;

Senate Bill No. 672, Printer's No. 280; and

Senate Bill No. 673, Printer's No. 270.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL OVER IN ORDER TEMPORARILY

Mr. RUTH. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 417, on third reading, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 768, as follows:

An Act amending the act of June 1, 1937 (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" changing the salaries of the chairman and members of the Pennsylvania Labor Relations Board.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (d) of section 4 act of June 1, 1937 (P. L. 1168) known as the "Pennsylvania Labor Relations Act,, amended July 7, 1947 (P. L. 1445) is amended to read

Section 4 Pennsylvania Labor Relations Board Created

* * *

(d) The chairman of the board shall receive a salary of [eight thousand two hundred and fifty dollars ($8,250)] twelve thousand dollars ($12,000) per annum and the other members of the board shall receive a salary of [seven thousand seven hundred dollars ($7,700)] ten thousand dollars ($10,000) per annum The members of the board shall be eligible for reappointment The employes of the board shall be appointed by the Secretary of Labor and Industry with the approval of the Governor The board may establish or use such voluntary and uncompensated services as may from time to time be needed

* * *

Section 2 This act shall take effect immediately

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 798, as follows:

An Act amending the act of May 23, 1949 (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" further defining taxable receipts and making such definition applicable to all tax returns and tax payments made after the effective date hereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (5) of section 1 act of May 23, 1949 (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" amended August 22, 1953 (P. L. 1357) is amended to read

Section 1 Definitions The following words and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

* * *

(5) "Receipts" Cash credits property of any kind or nature received in or allocable to a school district of the first class from any business or by reason of any sale made including resales of goods wares or merchandise taken by a dealer as a trade-in or as part payment for other goods wares or merchandise or services rendered or commercial or business transaction had within a school district of the first class without deduction therefrom on account of the cost of property sold materials used labor service or other cost interest or discount paid or any other expense "Receipts" shall exclude (a) [the dollar volume of annual business covering the resale of] the amount of any allowances made for goods wares or merchandise taken by a dealer as a trade-in or as part payment for other goods wares and merchandise in the usual and ordinary course of his business [except to the extent that the resale price exceeds the trade-in allowance] (b) in the case of a financial business the cost of securities and other property sold exchanged paid at maturity or redeemed and moneys or credits received in repayment of advances credits and loans but not to exceed the principal amount of such advances credits and loans and shall also exclude deposits and in the case of building and loan or savings and loan associations payments received on account of shares purchased by shareholders (c) in the case of a broker any commissions paid by him to another broker on account of a purchase or sales contract initiated executed or cleared in conjunction with such other broker (d) the receipts or the portion thereof attributable to any sale involving the bona fide delivery of goods commodities wares or merchandise of the taxpayer's own manufacture growth or produce to a location regularly maintained by the other party to the transaction outside the limits of such school district and not for the purpose of evading or avoiding payment of the tax or any portion thereof imposed under this act (e) in the case of a person who at the execution of a contract for the sale in a natural state of the produce of a mine does not have title thereto and does not at any time take possession thereof the cost to him of the produce of a mine covered by the contract For the purpose of determining taxable receipts from sales made by a manufacturing corporation of goods commodities wares and merchandise of its own manufacture through a wholly owned distributing corporation such sales shall be treated as if made directly by the manufacturing corporation to the vendees of the distributing corporation For the purpose of determining taxable receipts from sales made by a manufacturing corporation of goods commodities wares and merchandise of its own manufacture made through a distributing corporation such sales shall be treated as if made directly by the manufacturing corporation to the vendees of the distributing corporation if a majority of the shares of stock of both the manufacturing corporation and the distributing corporation is owned by the same individual association or corporation For the purpose of determining receipts from the business of insurance such receipts shall mean those from premiums received from risks within the school district of the first class whether by mutual or stock companies domestic or foreign without any deductions therefrom for any cost or expense whatsoever The collector shall determine from such data as he shall require from insurance companies subject to this act the amount of such receipts and shall ascertain the amount of the tax in accordance with such determination

* * *

Section 2 This act shall take effect imediately and the provisions thereof shall be applicable in determining the amount of taxable receipts with respect to any tax returns due to be filed hereafter or any taxes paid or payable hereafter

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 873, as follows:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" prescribing duties and limitations for township supervisors as to holding other township offices the number of meetings to be held keeping of records and fixing compensation of certain township officers Fixing officers of the State Association changing the expense allowance for delegates to supervisors' conventions and the officers eligible to attend fixing the procedure for selling township property making tax exempt properties liable for certain costs for fire protection prescribing duties of auditors and fixing compensation of members of zoning board of adjustment providing for the construction of sidewalks and curbs and the payment therefor changing the provisions relating to abandoned cemeteries the publication of

ordinances connecting with sewers of adjacent municipalities and the dedication laying out opening improving changing relocating taking over and vacating roads streets and highways

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 103, 410 and 512, act of May 1, 1933 (P. L. 103) known as "The Second Class Township Code" reenacted and amended July 10, 1947 (P. L. 1481) are amended to read

Section 103 Excluded Provisions This act does not include any provisions and shall not be construed to repeal any acts relating to

(a) The assessment and valuation of property and persons for the purposes of taxation and collection of taxes and the collection of municipal claims by liens

(b) The method of incurring or increasing bonded indebtedness

(c) Election officers and conduct of elections

(d) Public schools and school districts

(e) Constables

(f) Justices of the peace

(g) State roads and private roads

(h) Validations of elections bonds ordinances and acts of corporate officers

(i) Free non-sectarian libraries

[(j) Crimes and offenses provided for in the Penal Code]

Section 410 Supervisors At each municipal election the electors of each township shall elect one supervisor to serve for a term of six years from the first Monday of January next following his election

Except as provided in section 514 no supervisor shall at the same time hold any other elective or appointive township office or position other than township roadmaster or secretary-treasurer

Section 512 Monthly Meetings Quorum Rent and Expenses The township supervisors shall meet for the transaction of business at least once each month at a time and place to be fixed by the board but they shall not be paid for more than sixteen meetings in any one year except in any township where on account of the exercise of governmental functions other than those relating to roads more meetings are necessary in which case the number of meetings for which the supervisors may be paid may with the prior approval of the auditors of the township be increased to any number not exceeding twenty-four in any year in townships having a population of five thousand or less and in townships having more than five thousand population not exceeding fifty meetings in any year Two members shall constitute a quorum Necessary expenses incurred in such meetings including office rent stationery light and fuel shall be paid out of the general township fund

Section 2 Section 515 of the act amended May 24, 1951 (P. L. 370) is amended to read

Section 515 Compensation of Supervisors Supervisors shall receive from the general township fund as compensation not less than [four] dollars nor more than [six] eight dollars for each meeting which they attend the amount of the compensation for attending meetings shall be determined by the township auditors [the township auditors shall also allow to the supervisors reasonable compensation for making a semi-annual inspection of the roads and bridges] the compensation of supervisors when acting as superintendents roadmasters or laborers shall be fixed by the township auditors either per hour per day per week semi-monthly or monthly which compensation shall not exceed compensation paid in the locality for similar services and such other reasonable compensation for the use of a passenger car or a two-axled four-wheeled motor truck having a chassis weight of less than two thousand pounds and a maximum gross weight of five thousand pounds when required and actually used for the transportation of road and bridge laborers and their hand tools as the auditors shall determine and approve but no supervisor shall receive compensation as a superintendent or roadmaster for any day he receives compensation for attending a meeting of supervisors unless such meeting is held during the nighttime

Section 3 Clause (h) of section 516 and section 531 of the act reenacted and amended July 10, 1947 (P. L. 1481) are amended to read

Section 516 Duties of Supervisors Township Superintendents and Roadmasters The township supervisors or the supervisors acting as superintendents or roadmasters shall

* * *

(h) Attend road meetings and conventions authorized by the provisions of this act when directed to do so by the board of supervisiors authorized by the provisions of this act.

* * *

Section 531 Compensation The township treasurer shall receive as compensation for his services a certain percentage on all moneys received and paid by him which rate shall be determined by the supervisors of the townships [with the approval of the township auditors]

Except as otherwise provided in section 540 herof the amount paid to the treasurer as treasurer and secretary shall not exceed three per centum of the money paid out by the treasurer but it shall not be less than fifty dollars and the calculation of such maximum compensation shall not include any percentage upon money paid out by the treasurer for the repayment of loans notes certificates or other evidences of indebtedness or other borrowed moneys

Section 4 Section 545 of the act amended July 2, 1953 (P. L. 354) and amended July 13, 1953 (P. L. 410) is amended to read

Section 545 Meetings Duties Quorum Surcharges Compensation The auditors of townships shall meet annually at the place of meeting of the supervisors on the day following the day which is fixed by this act for organization of the township supervisors and shall organize by the election of a chairman and secretary and shall audit settle and adjust the accounts of the supersors superintendents roadmasters treasurer and tax collector of the township and fix the compensations for the current year authorized in [sections] section 515[and 540] hereof Two auditors shall constitute a quorum The auditors shall also make an audit of the dockets transcripts and other official records of the justices of the peace to determine the amounts of fines and costs paid over or due the township and the dockets and records of the justices of the peace shall be open to inspection by the auditors for such purpose

Upon the death or resignation of any of the above officers the auditor upon call of the chairman shall meet and audit the accounts of the former incumbent and at that time fix the compensation of his successor if authorized by this act to fix the compensation for such office

Any elected or appointed officer whose act error or omission has contributed to the financial loss of any township shall be surcharged by the auditors with the amount of such loss and the surcharge of any such officer shall take into consideration as its basis the results of such act error or omission and the results had the procedure been strictly according to law The provisions hereof limiting the amount of any surcharge shall not apply to cases involving fraud or collusion on the part of such officers nor to any penalty ensuing to the benefit of or payable to the Commonwealth

Each auditor shall receive ten dollars per diem for each day necessarily employed in the duties of his office to be paid out of the funds of the township but in no event shall be entitled to receive more than two hundred dollars ($200) for any calendar year A day shall consist of not less than five hours in the aggregate

Section 5 Section 595 and 602 of the act amended May 20, 1949 (P. L. 1562) are amended to read

Section 595 Police Pension Fund Where a police force is being maintained the township shall by ordinance establish a police pension fund or pension annuity into which each member of the police force [shall] may be required to pay an equal and proportionate monthly charge not exceeding annually three per centum of the

pay of such member The fund shall be under the direction of the supervisors or such committee as they may by ordinance prescribe for the benefit of such members of the police force as shall receive honorable discharge therefrom by reason of age or disability and the families of such as may be injured or killed in the service Any allowances made to those who are retired by reason of disability or age shall be in conformity with a uniform scale

Section 602 Who to Attend Compensation and Mileage The supervisors of townships auditors assessors tax collectors solicitors engineers and the secretary of the board of township supervisors when not a member of the board shall attend such conventions whenever possible Each township supervisor auditor assessor tax collector solicitor engineer and secretary attending such convention shall receive a certificate signed by the presiding officer and acting secretary of the convention attesting his presence at the convention Such certificate shall entitle him to collect from the township treasurer the sum of [six] dollars per day for each day's attendance and mileage at the rate of [four] eight cents per mile traveled to be computed by the route usually traveled from his place of residence to the place where the convention is held No township supervisor auditor assessor tax collector solicitor engineer or secretary shall be paid for more than one day's attendance in any one year

Section 6 Section 604 of the act reenacted and amended July 10, 1947 (P. L. 1481) is amended to read

Section 604 County to Pay Expenses The county treasurer shall on warrants of the county commissioners pay to the treasurer of such association from the county funds the necessary expenses incurred for the holding of such annual or semi-annual convention including the necessary expenses of the secretary The total sum thus paiw by any county shall not exceed one hundred and twenty-five dollars a year

Within thirty days after each such convention the treasurer of such association shall file with the county commissioners an itemized statement under oath showing when and where such convention was held the number of township supervisors auditors assessors tax collectors solicitors engineers and township secretaries present and all the expenses connected with such convention together with proper voucher for all such expenses and no payment shall be made to the treasurer of such association until he has presented to the county commissioners an itemized and verified statement of expenses

Section 7 Section 610 of the act amended May 20, 1949 (P. L. 1562) is amended to read

Section 610 State Association authorized the formation of a state association of township supervisors is hereby authorized the association shall hold annual meetings at such time and place within the commonwealth as it may designate for the purpose of discussing various questions and subjects pertaining to the duties of township supervisors and for the purpose of devising uniform economical and efficient methods of administering the affairs of townships [all dues assessed by the association which shall not exceed twenty dollars per year per township shall be paid by the member townships from their general townships funds] the officers of the state association shall consist of a president three vice-presidents a secretary and a treasurer none of whom shall be interested directly or indirectly in the promotion or sale or road material and equipment but this provision shall not apply to advertisements or subject matter in any publication of the association all of the officers except the secretary shall be members of the association and shall hold office for one year or until their successors are elected the secretary may be a person not a regular member of the association and shall be paid such compensation as the other officers may determine

Section 8

Section 611 and 612 of the act amended May 24, 1951 (P. L. 370) are amended to read

Section 611 Delegates Each [county association] of township supervisors [shall] elect one township supervisor or township secretary [for each ten townships or fraction thereof within said county] as a delegate to each annual meeting of said State association

Section 612 Expenses and Mileage The expenses [of] allowed the delegates attending the annual meeting shall [not exceed twelve] be twenty dollars per day for each delegate for not more than three days together with eight cents per mile in going to and returning from such meeting and shall be paid by the respective [county associations]

Section 9 Section 701 of the act reenacted and amended July 10, 1947 (P. L. 1481) is amended to read

Section 701 Suits Property Any township of the second class may

I Sue and be sued

II Purchase acquire by gift or otherwise hold lease let and convey such real and personal property as shall be deemed to be for the best interests of the townships Such real and personal property shall be taken and held only for the benefit of the inhabitants of the township and for such objects and purposes for which the township tax and special tax assessments are authorized by law

No real estate owned by the township shall be sold for a consideration in excess of five hundred dollars except to the highest bidder after due notices by advertisement for bids in one newspaper of the county Such advertisement shall be published not less than ten days prior to the date fixed for the opening of bids and such date and place for opening bids shall be announced in such advertisement the acceptance of bids shall be made only by public announcement at the meeting at which bids are received All bids shall be accepted on the condition that payment of the purchase price in full shall be made within ten days of the acceptance of bids

No township personal property shall be disposed of by sale or otherwise except upon approval of the board of supervisors by ordinance or resolution In cases where the board shall approve a sale of such property it shall estimate the sale value of the entire lot to be disposed of If the board shall estimate the sale value to be two hundred dollars or more the entire lot shall be advertised for sale once in at least one newspaper of the county not less than ten days prior to the date fixed for the opening of bids and such date for opening bids shall be announced in such advertisement and sale of the property so advertised shall be made to the best responsible bidder

If the supervisors shall estimate the sale value to be less than two hundred dollars it shall require notice of the proposed sale to be posted at least ten days in a conspicuous place inside and on the outside of the building where the township supervisors hold their regular meetings describing and itemizing the property to be sold and directing that bids may be made thereon at the office or home of the township clerk Thereafter the supervisors may sell such property in whole or in part for the best price or prices obtainable

The provisions of this clause shall not be mandatory where township property is to be traded in or exchanged for new township property

The provisions of this clause requiring advertising for bids and sale to the highest bidder shall not apply where township real or personal property is to be sold to any Authority pursuant to the Municipality Authorities Act of 1945

Any officer who sells, and each officer who votes in favor of selling any township property either real or personal without the provisions of this section having been complied with shall be subject to surcharge in the amount of any loss sustained by the township by reason of such sale

Section 10 Clause III of section 702 of the act amended May 24, 1951 (P. L. 370) is amended to read

Section 702 Supervisors to Exercise Powers

* * * * *

III Contracts and Tax Levy for Fire Purposes On the petition of the surface property owners of a majority of the lineal feet frontage along any highways streets roads and alleys or portion thereof within the township to enter into contract with water companies for the placing of fire hydrants to water mains maintaining pressures approved by the fire insurance underwriters along said

highways streets roads and alleys or to provide for or acquire a water supply system equipped to supply sufficient water for the protection of property from fire

The moneys necessary for acquiring any such water system may be obtained by proceeding in accordance with either of the methods set forth in paragraphs A and B as follows

A The supervisors shall [levy] annually assess or cause to be assessed the cost and expense for the acquisition of a water system for the maintenance of such fire hydrants and for the purchase of hose et cetra [an annual tax] by an equal assessment upon [the property] all property whether or not exempt from taxation by existing law abutting upon said highways streets roads and alleys and upon property within six hundred feet of any fire hydrant in the district benefited thereby based upon the assessment for county purposes No such [tax] assessment shall be levied against any farm land or land used as an aviation field or against other property in the district not benefited thereby Such [tax] assessment shall be collected in the same manner as [other] taxes The collector shall receive the same commission as on the township tax The township treasurer shall receive all such [taxes] assessments collected for fire protection and keep the same in a separate account and pay the same out only upon orders signed by the chairman of the board of supervisors attested by the secretary The treasurer shall make a report to the auditors of the township annually

B The township supervisors shall annually or cause to be assessed the cost and expense for the acquisition of a water system for the maintenance of such fire hydrants and for the purchase of hose et cetera by an equal assessment on all property whether or not exempt from taxation under existing law abutting upon said highways streets roads and alleys within six hundred feet of any fire hydrant in the district benefited thereby in proportion to the number of feet the said property fronts on any street highway road or alley upon which a water main is laid or within six hundred feet of any fire hydrant on such street highway road or alley The supervisors may provide for an equitable reduction from the frontage of lots [it intersects] at intersections or where from the peculiar or pointed shape of lots an assessment of the full frontage would be inequitable No such assessment shall be made against any farm land but vacant lots between built-up sections either tilled or untilled shall not be deemed to be farm lands All such assessments for fire protection shall be filed with the township tax collector who shall give thirty (30) days written or printed notice that the assessments are due and payable stating the due date to each party assessed either by service on the owner of the property or by mailing such notice to the owner at his last known post office address The tax collector shall be entitled to the same commission for the collection of such assessments as he is entitled to by law for the collection of the township road tax If the assessments or any of them remain unpaid at the expiration of not exceeding ninety (90) days the exact time to be fixed by the township supervisors they shall be placed in the hands of the township solicitor for collection The solicitor shall collect the same together with five percent as attorney's commission and interest from the date such assessments were due by a municipal claim filed against the property of the delinquent owner in like manner as municipal claims are by law filed and collected Where an owner has two or more lots against which there is an assessment for the same year all such lots may be embraced in one claim All assessments when collected shall be paid over to the township treasurer who shall receive and shall keep the same in a separate account and pay the same only upon orders signed by the chairman of the township supervisors attested by the secretary The tax collector and the treasurer shall make a report to the auditors of the township annually

Section 11 Clause XXVIII of section 702 of the act amended July 2, 1953 (P. L. 354) is amended to read

Section 702 Supervisors to Exercise Powers

* * *

XXVIII Abandoned Cemeteries Whenever any cemetery or burial ground incorporated or unincorporated is abandoned or is being neglected although occasionally used for burial purposes the court of quarter sessions of the county upon petition of twenty-five residents of the township wherein such cemetery is located may direct [title thereof to be transferred to the township and] the supervisors to care for such cemetery at a cost of not more than one hundred dollars in any one year The supervisors shall expend moneys from the general township fund for such purpose Such cemetery shall remain open to the public under the regulation and control of the supervisors

* * *

Section 12 Clause XLI of section 702 of the act amended May 24, 1951 (P. L. 370) is amended to read

* * *

XLI Ordinances To adopt ordinances prescribing the manner in which such specific powers of the township shall be carried out All such ordinances unless otherwise provided by law shall be published [prior to passage] at least once in one newspaper circulating generally in the township [Except as otherwise provided in this act an informative notice of the passage of all such ordinances shall be advertised once in one newspaper circulating generally in the township] Such ordinances shall be recorded in the ordinance book of the township and shall become effective five days after such [advertising] adoption In any case in which maps plans or drawings of any kind are adopted as part of an ordinance the supervisors may instead of publishing the same as part of the ordinance refer in publishing the ordinance to the place where such maps plans or drawings are on file and may be examined The board of supervisors may prescribe fines and penalties not exceeding three hundred dollars in any instance for the violation of any such township ordinances which fines and penalties may be collected by suit or summary proceeding brought in the name of the township before any justice of the peace Proceedings for the violation of township ordinances and for the collection of fines and penalties imposed thereby may be commenced by warrant or by summons at the discretion of the justice of the peace before whom the proceedings is begun No warrant shall be issued except upon complaint on oath or affirmation specifying the ordinance for the violation of which the same is issued All proceedings shall be directed to and be served by a constable of the township Warrants shall be returnable forthwith and upon such return like proceeding shall be had as in cases of summary conviction All fines and penalties collected for the violation of township ordinances shall be paid over to the township treasury Upon judgment against any person by summary conviction or by proceedings by summons on default of the payment of the fine or penalty imposed and the costs the defendant may be sentenced and committed to the township lockup for a period not exceeding five days or to the county jail or workhouse for a period not exceeding thirty days

Any person aggrieved may within thirty days after any ordinance or resolution takes effect make complaint as to the legality of such ordinance or resolution to the court of quarter sessions upon entering into recognizance with sufficient surety to prosecute the same with effect and for the payment of costs The determination and order of the court thereon shall be conclusive

Section 13 Section 1101 of the act amended July 20, 1953 (P. L. 511) is amended to read

Section 1101 Power to Lay Out Open Widen Vacate Et Cetera The township supervisors may by ordinance enact ordain survey lay out open widen straighten vacate and relay all roads and parts thereof which are wholly within the township upon the petition [of a majority in] [interest of the owners of property or properties through whose land such road passes or upon whose land it abuts] of interested citizens or without petition [of the owners of abutting property] if in the judgment of the supervisors it is necessary [for the public convenience] Such power shall include authority to vacate in whole or in part roads laid out by the Commonwealth where the same have remained unopened for a period of thirty years and also the authority to lay out and open a public road which will be a continuation or extension

of a street already opened by an adjacent city borough or township and to provide in any ordinance for the vacation of a road that all or part thereof shall be a private road

The township supervisors may also by ordinance enact ordain survey lay out open widen straighten vacate and relay roads partly within the township where similar concurrent action is taken by the authorities of all political subdivisions wherein the road is located

The township supervisors may also by ordinance provide for the widening straightening or improvement of a State highway with the consent of the Secretary of Highways by the adoption of a plan therefor and may expend township funds in connection therewith The supervisors may adopt a plan of the Department of Highways as the official plan of the township

When any petition is presented to the township supervisors under the provisions of this section and the supervisors fail to act on the petition within sixty (60) days the petitioners may present their petition to the court of quarter sessions which shall proceed thereon as provided by the general road law

No such road shall be laid out and opened through any burial ground or cemetery nor through any grounds occupied by a building used as a place for public worship or as a public or parochial school or educational or charitable institution or seminary unless the consent of the owner or corporation or person controlling the premises is first secured

Section 14 Section 1102 of the act amended May 24, 1951 (P. L. 370 and amended in part July 20, 1953 (P. L. 511) is amended to read

Section 1102 Hearing Report Exceptions Thereto View and Notice (a) Prior to the passage of any ordinance for the laying out opening changing or vacating of any road or highway or section thereof the supervisors shall give ten days' written notice to the property owners affected thereby of the time and place when and where all parties interested may meet and be heard Witnesses may be summoned and examined by the supervisors and by the parties interested at such meeting or any adjournment thereof

(b) After such hearing [and a consideration of the matter] should the supervisors or a majority thereof decide in favor of exercising the power so conferred they shall [make written report together with a draft or survey of the road fixing the width thereof and noting the improvements along the line thereof and the names of the owners of property through which the same shall pass or whereon it shall abut Duplicate copies of such report and draft shall be filed in the office of the clerk of the court of quarter sessions Upon the filing of such report and draft the supervisors may enact the necessary ordinance] enact the necessary ordinance and file a copy of such ordinance together with a draft and survey of the road showing the location and width thereof in the office of the clerk of court of quarter sessions

(c) Any citizen or freeholder of the township may within thirty days after the filing of the report of the supervisors upon entering in the court sufficient surety to indemnify them for all costs incurred in the proceedings file exceptions to the [report] ordinance together with a petition for a review Thereupon the court of quarter sessions shall appoint viewers from the county board of viewers for the purpose of [the review] reviewing the ordinance and exceptions thereto

(d) [Upon favorable action on such matter by the supervisors and after] After the expiration of the term allowed for filing exceptions or upon the order of the court upon the disposition of any exceptions [if] in [either] case the compensation for the damages or benefits accruing therefrom have not been agreed upon the court of common pleas or any law judge thereof in vacation on application by petition by the supervisors or any person interested shall appoint three viewers from the county board of viewers to assess the damages and benefits occasioned by the proceeding [in the manner provided by this act for such proceedings]

(e) [After the passage or approval of any ordinance by the supervisors for the opening widening straightening extending or vacating any road notice shall within ten days thereafter be given by handbills posted in conspicuous places along the line of the road or highway Such notice shall state the fact of the passage or approval of the ordinance and the date of the passage or approval] All ordinances enacted under the provisions of this section shall be advertised in the same manner as provided for in Article VII section 702 clause XLI

(f) [Petitions by property owners shall include the name and address of a person upon whom notices may be served] All petitions shall be acted on within sixty (60) days after the hearing thereton Within such period the supervisors shall notify the person designated in the petition of their action thereon If the prayer of the petition is refused the petitioners or a majority of them may within thirty days after receipt of the notice petition the court of quarter sessions for the appointment of viewers and proceedings shall be had thereon in accordance with the general road law

Section 15 Sections 1103 and 1104 of the act amended May 24, 1951 (P. L. 370) are amended to read

Section 1103 Width of Public Roads The width of a public road in townships of the second class shall not be less than thirty-three feet or more than one hundred and twenty feet [unless in any particular case the supervisors shall determine that a road of lesser width will be sufficient for public use and travel] Provided That when the public road desired to be opened is in a built up section of any township of the second class of the type commonly known as an alley and is not an integral part of a through route the minimum width may be fifteen feet and provided That the limits of width shall not be construed to include the width required for necessary slopes in cuts or fills when the limits of the road and the extra width required for such slopes exceed the limits of width herein specified

Section 1104 Laying Out Roads Under the General Road Law All roads [partly within townships of the second class where one of the termini of such roads is without the township shall] may be laid out widened changed or vacated [only] by the courts of quarter sessions as heretofore in the manner provided by the general road law and the amendments additions and supplements thereto [except where concurrent action is taken by all political subdivisions wherein such road is located But no such road shall be opened changed widened altered or vacated unless and until the supervisors of the township shall have passed a resolution consenting and approving thereto and shall have filed with the clerk of said court a copy of such resolution duly certified by the township secretary] All damages and benefits occasioned by such laying out and the subsequent opening thereof or by any such widening changing or vacation shall be assessed collected and paid in the manner provided by the general road law and the amendments additions and supplements thereto [Provided That all damages occasioned by such laying out and the opening thereof or by the widening changing or vacating of all roads within townships of the second class] [shall be assessed collected and paid by such townships of the second class]

Section 16 The heading of subdivision (d) of Article XI and sections 1115, 1140 and 1147 of the act reenacted and amended July 10, 1947 (P. L. 1481) are amended to read

(d) [Improving] Relocating or Vacating Roads by Agreement with Property Owners

Section 1115 [Improving] Relocating or Vacating Roads by Agreement Whenever the supervisors of any township deem it advisable to [construct change widen] relocate [or alter] any part of any public road under their supervision or to vacate any abandoned portion of a State highway not vacated by the Department of Highways and can agree with the property owners affected by such [improvement] relocation or vacation they may [change widen] relocate [alter] or vacate such part of such public road as contemplated in such agreement without the formality of a view

[No such improvement of any part of any public road shall be made the costs and expenses of which including damages to such township shall exceed one thousand dollars] A petition setting forth the facts regarding such [improvement] relocation or vacation accompanied by a map or draft of the same shall be presented to the court of quarter sessions for approval before such actual [improvement] relocation or vacation is made whereupon the new location approved by the court shall be taken to be the public road and the old location shall be vacated or the abandoned State highway shall be vacated as the case may be

Section 1140 Acceptance of Land Dedicated by Deed for Road Purposes [Plans of Dedicated Roads and Streets] The supervisors of any township may accept by resolution in the name of the township any land dedicated by deed to the township to be used [in any manner for road purposes] as a road street or alley A copy of such resolution together with a draft or survey of the road street or alley showing location and width thereof shall be filed in the office with the clerk of quarter sessions court

Section 1140.1 Plans of Dedicated Roads and Streets No person shall construct open or dedicate any road or any drainage facilities in connection therewith for public use or travel in any township without first submitting plans thereof to the township supervisors for their approval Such plans shall be prepared in duplicate in accordance with such rules and regulations as may be prescribed by the supervisors and shall show the profiles of such roads the course structure and capacity of any drainage facilities and the method of drainage of the adjacent or contiguous territory and also any other further details that may be required under the rules or regulations adopted by the township supervisors Before acting upon any such plans the supervisors may in their discretion arrange for a public hearing after giving such notice as they may deem desirable in each case The township supervisors are authorized to alter such plans and to specify any changes or modifications of any kind which they in their discretion may deem necessary with respect thereto and may make their approval of such plans subject to any such alterations changes or modifications Any plans when so approved shall be signed in duplicate on behalf of the township by the supervisors and an approved duplicate copy shall be filed with the secretary of the township who shall make the same available to public inspection No road or drainage facilities in connection therewith shall be opened constructed or dedicated for public use or travel except in strict accordance with plans so approved by the supervisors or with further plans subsequently approved by them in the same manner and until such plans and the approval thereof has been recorded as hereinafter provided

Section 1147 Taking Over of Roads Streets [Lanes] and Alleys Heretofore Dedicated as Public Roads Whenever plans of dedicated roads streets [lanes] or alleys located in second class townships have been [adopted] approved and recorded as provided in section 1140.1 and 1141 the board of supervisors of any such township may [with the consent of the court of quarter sessions upon petition filed] accept by resolution any roads streets [lanes] or alleys as public roads if shown in said plans as dedicated to such use and provided the roads or streets shall be not less than thirty-three feet in width and the [lanes or] alleys not less than fifteen feet in width said acceptance to be evidenced by a resolution of the said board of supervisors properly describing said roads streets [lanes] or alleys and adopted by a majority thereof by a vote duly recorded and entered upon the minutes of said board Upon the filing with the clerk of courts of quarter sessions of the county in which said township shall be situate a certified and attested copy of said resolution [with the consent of the court endorsed thereon] such roads streets [lanes] or alleys shall be and become a part of the public road system of said township and shall be so recorded in said court of quarter sessions

Section 17 Sections 1201-A 1205-A and subsection (j) of section 1206-A of the act added May 24 1951 (P L 370) are amended to read

Section 1201-A Supervisors Empowered to Adopt Regulations For the purpose of assuring sites suitable for building purposes and human habitation and to provide for the harmonious development of townships for adequate open spaces for traffic recreation light and air and for proper distribution of population thereby creating conditions favorable to the health safety morals and general welfare of the citizens the boards of township supervisors are hereby empowered to adopt by ordinance or resolution land subdivision regulations Such regulations may include definitions design standards plan requirements plan processing procedures improvement construction requirements and conditions of acceptance of public improvements by the township

Section 1205-A Subdivisions Wherein Lots About Existing Improved Streets of Sufficient Width Such regulations may provide that plans of subdivisions wherein lots abut existing improved streets of sufficient width shall be subject to approval or rejection by the township engineer or a committee appointed by the board of township supervisors as specified in the ordinance or resolution establishing the regulations In the event such a plan is disapproved the reasons thereof shall be set forth in writing and given to the applicant Any person aggrieved by the decision of the township engineer or the committee may appeal to the board of township supervisors and such appeal shall be considered by the board at its next regular meeting The decision of the board shall be final

Section 1206-A Subdivisions Wherein Lots Abut Existing Streets of Insufficient Width or Proposed Streets

* * *

(j) Streets Parks and Other Improvements Private Until Dedicated of Condemned Every street park or other improvement shown on a subdivision plan that is recorded as provided herein shall be deemed to be a private street park or improvement until such time as the same has been offered for dedication to the township and accepted by resolution and recorded in the office of the clerk of the court of quarter sessions or until it has been condemned for use as a public street park or other improvement

Section 18 Section 1206-A of the act added May 24 1951 (P. L. 370) is amended by adding after subsection (j) a new subsection to read

Section 1206-A Subdivisions wherein lots abut existing streets of insufficient width or proposed streets

* * *

(K) Final approval or disapproval Approval or disapproval by the supervisors or court shall not be subject to approval or disapproval by the planning body of any other municipality

Section 19 Subsection (b) of section 1402 of the act amended July 2 1953 (P L 354) is amended to read

Section 1402 Construction of Sidewalks or Sidewalks and Curbs Upon Petition of Property Owners or Pursuant to Ordinance

* * *

(b) The township supervisors may also construct sidewalks and curbs of suitable material along the roads or highways in such townships pursuant to an ordinance authorizing such construction Whenever any sidewalks or curbs are constructed by the supervisors pursuant to such ordinance the expense of the construction of such sidewalks or curbs shall be paid by the abutting property owners in proportion to their frontage but in no such instance shall any abutting property owner be liable for the construction of such [sidewalks] sidewalk in an amount greater than ten percent nor for the construction of such curb in an amount greater than ten percent of the assessed valuation of the abutting property owned by him Any expense above such maximum liability of abutting property owners shall be paid by the townships If abutting property owners fail to so pay the expenses of the construction of such sidewalks or curbs for which they are liable the township supervisors may recover the amount by action of assumpsit or may file municipal liens therefor against the abutting properties in the manner provided by law for the filing and collection of municipal liens

Section 20 Section 1530 of the act reenacted and amended July 10 1947 (P L 1481) is amended to read

Section 1530 Agreements for Connections Appointment

of Viewers Any township may by agreement connect with an existing sewer owned by any adjacent municipality for sewage purposes [in the following manner

]A[Whenever any township desires to connect with the existing sewer of any adjacent municipality and no agreement has been reached between such township and the adjacent municipality a petition shall be presented by the board of supervisors to the court of quarter sessions setting forth the facts The court shall fix a day for hearing upon such petition and shall direct such public notice to all parties interested therein as to it shall seem desirable If after hearing the court shall be of the opinion that such connection can be made without impairing the usefulness of the existing sewer it shall appoint three viewers who shall view the premises and investigate the facts of the case and shall assess the necessary costs and expenses of making the connection and the proportionate part of the expense of building the original sewer upon such township and shall fix the proportion of the expense for repairs which the municipality and the township shall thereafter bear and determine all other questions liable to arise in connection therewith

Section 21 The first paragraph of section 2004 of the act reenacted and amended July 10 1947 (P L 1481) is amended to read

Section 2004 Method of Procedure The supervisors shall exercise the powers granted in section 2001 hereof by ordinance which shall provide for the enforcement of the regulations and restrictions established therein by [reasonable fines and] the issuance of stop cease and desist orders by the zoning officer to violators by the instituting of appropriate actions or proceedings at law or in equity and by reasonable fines and for at least one week and not more than three weeks prior to the presentation of the proposed ordinance a notice of intention to consider such proposed ordinance and a brief summary setting forth the principal provisions of the proposed ordinance in such reasonable detail as will give adequate notice of its contents and a reference to the place or places within the township where copies of the proposed ordinance may be examined The Department of Internal Affairs shall prepare suitable forms for such notice which may be used by the supervisors of any township for this purpose

* * *

Section 22 The second fourth seventh and eighth paragraphs of section 2007 of the act amended July 2 1953 (P L 354) are amended to read

Section 2007 Board of Adjustment

* * *

The board of adjustment shall consist of three members one of whom shall be designated to serve until the first day of January following the adoption of the zoning ordinance one until the first day of the second January thereafter and one until the first day of the third January thereafter Their successors shall be appointed on the expiration of their respective terms to serve three years The members of the board shall be removable for cause by the appointing authority upon written charges and after public hearing Vacancies shall be filled for the unexpired term of any member whose term becomes vacant The members of the board shall receive such compensation not to exceed six dollars for each meeting as shall be fixed by the board of supervisors No compensation shall be paid for any meeting in which only questions considered in a prior meeting are acted upon The compensation shall be paid from fees a schedule of which shall be fixed annually by the supervisors with the advice of the board for the filing of appeals or petitions to the board Only one fee shall be charged for the appeal or petition relative to any one property regardless of the number of meetings required for the determination of the question or questions raised

* * *

Appeals to the board of adjustment may be taken by any person or township official aggrieved or affected by any provision of the zoning ordinance or by any decision [of] including any order to stop cease and desist issued by any administrative officer hereinafter called the zoning officer charged with enforcing the provisions of the zoning ordinance such appeal shall be taken within a reasonable time as provided by the rules of the board by filing with the zoning officer and with the board of adjustment a notice of appeal specifying the grounds thereof the zoning officer shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken

* * *

The board of adjustment shall have the folowing powers

(1) To hear and decide appeals where it is alleged there is error in any order requirement decision or determination including any order requiring an alleged violator to stop cease and desist made by the zoning officer in the enforcement of this article or of any ordinance adopted pursuant thereto

(2) To hear and decide special exceptions to the terms of the ordinance upon which such board is required to pass under such ordinance

(3) To authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be contrary to public interest where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship and so that the spirit of the ordinance shall be observed and substantial justice done

In exercising the above mentioned powers such board may in conformity with the provisions of this article reverse or affirm wholly or partly or may modify the order requirement decision or determination including any order requiring an alleged violator to stop cease and desist appealed from and may make such order requirement decision or determination including a stop order or orders to cease and desist as ought to be made notice of such decision shall forthwith be given to all parties in interest

* * *

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 897, as follows:

An Act prohibiting the serving and regulating the selling of imported wild rabbit and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 No person shall serve or offer to serve at any public eating place wild rabbit imported from any country outside the territorial limits of the United States

Section 2 No person shall sell wild imported rabbit to the public unless adequate notice is given the public that the rabbit is imported and that it is wild rabbit by a printed tag stating the same upon each imported wild rabbit sold

Section 3 Every person firm or corporation and every officer agent servant or employe of the person firm or corporation who knowingly violates the provision of this act shall upon summary conviction be sentenced to pay a fine of fifty dollars ($50) or to undergo imprisonment for not more than ten days or both Each instance in which imported wild rabbit is knowingly sold in violation to this act shall constitute a separate offense

Section 4 All fines collected for violations of this act shall be paid into the State Treasury through the Department of Revenue

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER

Mr. SCOTT. Mr. President, I ask unanimous consent that Senate Bill No. 996, Printer's No. 592, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1014, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire lands comprising the Captain William Phillips' Rangers Memorial in Liberty Township Bedford County providing for the control management supervision improvement restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission and making appropriations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of perpetrating the memorial erected near Fisher's Summit Liberty Township Bedford County to the memory of Captain William Phillips' Rangers who were massacred by Indian allies of the British while protecting the early settlers of Woodcock Valley on July 16 1780 the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission is hereby authorized to acquire by purchase or gift on behalf of the Commonwealth of Pennsylvania the land constituting such memorial including the road leading thereto from Route 26 located in Liberty Township Bedford County and to properly maintain the historical memorial and approach thereto

Section 2 The title of the real estate shall be taken in the name of the Commonwealth of Pennsylvania and shall be approved by the Department of Justice before its acquisition

Section 3 After the property is acquired by the Commonwealth the Pennsylvania Historical and Museum Commission shall have full control management and supervision thereof The commission shall thereupon improve the road approach from Route 26 to the memorial and take other steps as it deems necessary for the proper immediate restoration thereof Thereafter the commission shall have power to adopt and carry into effect plans for its maintenance using therefor any funds at the disposal of the commission not otherwise specifically appropriated or allocated and to make and enforce rules and regulations for the preservation of the property and visitation thereof by the public

Section 4 (a) The sum of fifteen thousand dollars ($15,000) or as much thereof as may be necessary is specifically appropriated to the Department of Property and Supplies for the purchase of the memorial herein described and incidental expenses including title searches pertinent thereto

(b) Any balance of the appropriation remaining after the purchase is specifically appropriated to the Pennsylvania Historical and Museum Commission to be used for immediate repairs to the approach road to the memorial and other immediate maintenance expenses as it may deem necessary

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1060, as follows:

An Act defining and providing for the licensing of water well drillers prevention of pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties

The General Assembly of the Commonmealth of Pennsylvania hereby enacts as follows

Section 1 Whereas the alarming increase in the use of the underground waters of the Commonwealth of Pennsylvania due to the growth in population and industrial development is constituting a threat to the water supply of the citizens of the Commonwealth

Therefore it is the policy of the General Assembly of the Commonwealth of Pennsylvania to assure an adequate supply of pure water for the people of this Commonwealth and to this end it is imperative that persons engaged in water well drilling and the Commonwealth closely cooperate to procure detailed information on ground water resources in order that the General Assembly and the proper State officials may take steps to assure and maintain the needed underground water supply

Section 2 Short Title This act shall be known and may be cited as the "Water Well Drillers License Act"

Section 3 Definitions The following words and phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates a different meaning

(1) "Water well" shall mean any excavation that is drilled bored cored washed driven dug jetted or otherwise constructed when tne intended use of such excavation is for the location diversion or acquqisition of ground water Provided however That no excavation for the purposes of (a) obtaining or prospecting for oil natural gas minerals or products of mining or quarrying (b) inserting media to repressure oil or natural gas bearing formation storing petroleum or other materials shall be deemed a "water well" for the purpose of this act

(2) "Ground waters" shall mean waters of underground streams channels artesian basins reservoirs lakes and other occurrences of water in and under the ground whether percolating or otherwise

(3) "Drilling" shall mean all acts necessary to the constuction of wells such as drilling boring coring washing jetting driving and digging

(4) "Board" shall mean the Water and Power Resources Board of the Department of Forests and Waters

(5) "Water well driller" shall mean any water well contractor who has contracted for the drilling digging driving boring coring washing jetting constructing altering or repairing any water well and who has been licensed as such by the Board Provided that the term "water well driller" shall not be construed to include any farmer performing any function on any land owned or leased by him for farming purposes or any natural person drilling a well on land owned by him or of which he is a lessee and used by him as his residence

(6) "Person" shall mean a corporation partnership and association as well as a natural person

(7) "Well owner" shall mean any person who owns land used for any purpose on which a well has been drilled

Section 4 After the effective date of this act no person shall drill a water well within the Commonwealth except as hereinafter provided unless he has first secured from the Board a license issued in such form and subject to such reasonable rules and regulations as the Board shall prescribe

Section 5 The Board may require the owner to seal effectively or fill any abandoned well in accordance with the rules and regulations of the Board

Section 6 Before any water well driller's license is issued to any person a verified application shall be made in writing to the Board on a form prepared and furnished by the Board Such application shall require a statement showing (1) the name of the applicant (2) the business address of the applicant (3) the residence of the applicant (4) such proof of experience or competence as the Board may require and such additional information as the Board may require An annual license fee of five dollars ($5.00) shall be paid by the applicant before a license is issued or renewed by the Board

Section 7 Every license issued under the security of this act shall expire on the thirty-first day of December next following the date of issue of such license

Section 8 The Board shall have the power to suspend or revoke the license of any water well driller if the same was obtained through error or fraud or for failure to file the report required under section ten of this act or for fraudulent operations or technical incompetence Proceedings shall be conducted in accordance with the provisions of the Administrative Agency Law the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1388)

The Board shall have the authority to grant new licenses to persons whose licenses have been revoked

Section 9 Every person licensed as a water well driller shall write his usual signature with pen and ink in the space provided for that purpose on the license issued to him immediately upon receipt of such card

Section 10 Every water well driller shall be required to keep a record of each well upon a form to be supplied by the Board setting forth the exact geographic location and log of the well containing a description of materials penetrated the size and depth the diameters and lengths of casing and screen installed the static and pumping levels and the yield and such other information pertaining to the construction or operation of the well or wells as the Board may require but no licensed water well driller shall be required to furnish information as to coal deposits or other valuable minerals This record shall be available to the board upon request

The Board or any authorized representative shall have the power to make such inspection and require the taking of such samples as may be deemed necessary by the Board Such inspections and samples shall not materially increase the drilling costs

Section 11 (a) Any person who shall drill any water well without having a license issued under the authority of this act shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars ($500.00)

(b) Any water well driller who shall drill a well and shall not keep a record as prescribed after the completion of said well as provided in this act shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of one hundred dollars ($100.00) for the use of the Commonwealth or in default of the payment thereof shall suffer ten (10) days' imprisonment

(c) Any water well driller who shall fail to have his license number conspicuously displayed upon the well drilling equipment when drilling a water well shall upon summary conviction be sentenced to pay a fine of five dollars ($5.00) and costs of prosecution

Section 12 The Board is hereby authorized empowered and directed to effectuate the provisions of this act and to adopt amend and rescind such reasonable rules and regulations as may be necessary to accomplish the purposes of this act

Section 13 If any part section subsection sentence clause or phrase in this act shall be held unconstitutional or invalid for any reason such invalidity shall not affect the validity of the remaining portions of the act

Section 14 The provisions of this act shall become effective June 1 1956

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.t

BILLS OVER IN ORDER

Mr. SCOTT. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1083, Printer's No. 1625;

House Bill No. 1619, Printer's No. 1354; and

House Bill No. 1769, Printer's No. 1633.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1793, as follows:

An Act amending the act of June 12, 1931 (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" extending the act to private convalescent homes conducted for profit requiring licensing under the act for treatment care or nursing by reason of pregnancy changing license fees requiring certain records to be kept by hospitals regulating the refusal to grant refuse or renew licenses and changing penalties.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1. The title of the act of June 12, 1931 (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" is amended to read

An Act providing for the licensure and regulation of certain nursing homes private convalescent homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties.

Section 2. Section 1 of the act amended June 13, 1941 (P. L. 129) is amended to read

Section 1. Be it enacted &c That after the effective date of this act it shall be unlawful for any person copartnership association or corporation to operate for profit within this Commonwealth a private nursing home private convalescent home or private hospital for persons requiring care treatment or nursing by reason of sickness injury infirmity pregnancy or other disability without a license as hereinafter required but this act shall not be construed to apply to any State or State-aided institution or any institution licensed by the Department of Welfare under other statutes.

Section 3. Section 2 of the act amended June 13, 1941 (P. L. 129) is amended to read

Section 2. Every person copartnership association or corporation desiring to operate for profit such a private nursing home private convalescent home or private hospital shall file an application for a license with the Department of Welfare. The application shall be on a form prescribed prepared and furnished by the Department of Welfare and together with such other information as the department shall require shall state

(a) The name and address of the applicant and the person to be in charge of said home or hospital. If the applicant is a copartnership association or corporation the application shall state the names and addresses of all the partners and officers as the case may be.

(b) The location of the private nursing home [or] private convalescent home or private hospital and if the applicant is a corporation association or partnership the state of incorporation or organization.

(c) The facilities of the private nursing home [or] private convalescent home or private hospital for the care treatment or nursing of patients or inmates including sanitary and fire protection facilities.

Section 4. Section 4 of the act amended May 26, 1933 (P. L. 1075) is amended to read

Section 4. The Department of Welfare shall when satisfied that the applicant or applicants for such license are proper and responsible persons that the place sought to be used as a private nursing home [or] private convalescent home or private hospital is a suitable place for such purpose and is properly equipped therefor and when all the requirements of this act and the rules and regulations of the department have been complied with issue a license to the applicant upon the payment of a license fee [of fifteen dollars ($15.00) which] as follows Hospitals one hundred dollars ($100) nursing homes and convalescent homes under thirty beds fifteen dollars ($15) thirty beds to and including forty-nine beds twenty-five dollars ($25) fifty beds to and including ninety-nine beds fifty dollars ($50) one hundred beds and over seventy-five dollars ($75) The fee shall be paid into the State Treasury through the Department of Revenue

All licenses issued by the department under this act shall expire one year next following the day on which issued shall be on a form prescribed by the department shall not be transferable shall be issued only for the premises named in the application shall at all times be posted in a conspicuous place on the applicant's premises and may be renewed from year to year upon application investigation qualification and payment of license fee as in the procurement of an original license.

Section 5. Section 5 of the act is amended to read

Section 5. The Department of Welfare may with the approval of the State Welfare Commission make and enforce [reasonable] rules and regulations for the issuance and renewal of such licenses for the proper maintenance operation and conduct of such private nursing homes private convalescent homes or private hospitals and for the visitation examination and inspection of all such homes or hospitals. The [Department of Welfare or its] duly authorized [representative] representatives of the Department of Welfare shall have free and full access to the grounds premises and buildings and to the records of any home or hospital licensed under this act and full opportunity to interrogate or interview any [patient or inmate] patients thereof [and all].

All persons connected with any such home or hospital as officers or charged with the management thereof [are hereby directed to] must give to the [Department of Welfare or its] duly authorized representatives of the Department of Welfare such means facilities and opportunity for such visitation examination and interrogation as is hereby provided and required or as the department by its [duly ordained] rules or regulations may require.

Section 6. Section 5.1 of the act added January 14, 1952 (P. L. 1935) is amended to read

Section 5.1. No person who because of inability to satisfy the character requirements deemed necessary by the department has been refused a license shall thereafter be in any way connected with any private nursing home private convalescent home or any private hospital licensed pursuant to the provisions of this act.

Section 7. The act is amended by adding after section 5.1 a new section to read

Section 5.2. Every licensee of a hospital with a maternity department shall keep a record in a form prescribed by the Department of Welfare of the name and address of every patient received of the date of admission of the date of birth and name of every infant born therein of the date of discharge of every patient and the names and addresses of the person or persons if other than the parent

or parents of any infant to whose care said infant was discharged.

Section 8. Section 6 of the act amended January 13, 1952 (P. L. 1935) is amended to read:

Section 6. Whenever the Department of Welfare shall upon inspection investigation or sworn complaint learn of any violation of rules or regulations adopted by the department or any failure to establish provide or maintain standards and facilities required by the department it shall give written notice thereof to the offending licensee The department [may revoke the license of said licensee if such violations do not cease or such standards and facilities are not established or brought in conformity with those prescribed by the department two months after such written notice] shall refuse to grant refuse to renew or revoke a license of any applicant or licensee whether originally granted under this act or any other act of Assembly for the following reasons

1 Violation of or noncompliance with the provisions of this act or the rules and regulations pursuant thereto.

2 The practice of any fraud or deceit in obtaining or attempting to obtain a license.

3 Gross incompetency negligence or misconduct in the carrying on of the business.

4 Loaning borrowing or using a license of another or knowingly aiding or abetting in any way the granting of improper licenses.

5 The use of misleading advertising.

6 Soliciting patronage other than by legitimate advertising.

Section 9 Section 7 of the act amended June 13, 1941 (P. L. 129) is amended to read

Section 7 Any person or any or all officers or partners of any partnership association or corporation maintaining or operating for profit within this Commonwealth a private nursing home private convalescent home or private hospital without a license required by this act shall [be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars ($1,000.00) or to undergo imprisonment not exceeding one year or both] upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than twenty-five dollars ($25) nor more than three hundred dollars ($300) and costs of prosecution and in default of the payment thereof to undergo imprisonment for not less than ten days nor more than thirty days Each day of maintaining or operating a private nursing home private convalescent home or private hospital without a license required by this act shall constitute a separate offense

Section 10 The act of May 6, 1929 (P. L. 1561) entitled "An act regulating certain maternity hospitals in cities of the third class boroughs towns and townships providing for the licensing and supervision thereof by the Department of Welfare of this Commonwealth fixing penalties and placing the burden of proof as to certain facts on the persons prosecuted" and its amendments are repealed

Section 11 This act shall take effect immediately

And said bill having been read at length the third time, and agreed to,

An the amendments made thereto having been printed as required by the Constitution,

On the question

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.,	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.,	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER

Mr. SCOTT. Mr. President, I ask unanimous consent that House Bill No. 1849, Printer's No. 1604, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1928, as follows:

An Act amending the act of May 20, 1949 (P. L. 1594) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and possessing with intent to sell of adulterated or deleterious ice cream french ice cream french custard frozen custard frozen ice confections frozen sherbet confections sherbet ice and fruit ice including coated ice cream and the coating thereof fixing standards for ice cream custard ice cream french ice cream french custard including sherbet frozen ice confections frozen sherbet confections frozen dairy confections ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing for licensing conferring powers and imposing duties upon the Department of Agriculture prescribing penalties and providing for the enforcement thereof" extending its provisions to ice milk and ice milk confections and conferring additional powers and duties on the Department of Agriculture and regulating sales of packaged ice milk

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1 to 10 act of May 20, 1949 (P. L. 1594) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and possessing with intent to sell of adulterated or deleterious ice cream french ice cream french custard frozen custard frozen ice confections frozen sherbet confections sherbet ice and fruit ice including coated ice cream and the coating thereof fixing standards of ice cream custard ice cream french ice cream french custard including sherbet frozen ice confections frozen sherbet confections frozen dairy confections ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing for licensing conferring powers and imposing duties upon the Department of Agriculture prescribing penalties and providing for the enforcement thereof" are reenacted and amended to read

Section 1 For the purpose of this act "ice cream" is defined as any frozen sweetened milk product which is agitated during the process of freezing and includes every such frozen milk product which contains more than five per centum (5%) by weight of milk fat milk solids not fat or milk fat and milk solids not fat and which in any manner simulates the texture or characteristic of ice cream no matter under what coined or trade name it may be sold

but ice cream does not include "ice milk" Ice cream shall be made from a combination of one or more of the following ingredients viz any clean and wholesome cream milk and all forms of milk fat and any clean and wholesome form of milk solids not fat with one or more of the following ingredients sucrose dextrose corn syrup invert sugar any of which may be in dry or syrup form water flavor stabilizer emulsifier egg or egg products harmless color which does not conceal either damage or inferiority each of which ingredients shall be wholesome edible material The finished product may contain not more than one-half of one per centum (½ of 1%) by weight of stabilizer and may contain not more than one-fifth of one per centum (1/5 of 1%) by weight of emulsifier Provided however That the stabilizer and/or emulsifier has been approved by the Department of Agriculture The finished product shall contain not less than ten per centum (10%) of milk fat by weight except when fruit nuts cocoa or chocolate cakes or confections are added for the purpose of flavoring then it shall contain not less than ten per centum (10%) by weight of milk fat except for such reduction in milk fat as is due to the addition of such flavoring but in no case shall it contain less than eight per centum (8%) by weight of milk fat and chocolate and cocoa flavored ice cream shall in no event contain less than ten per centum (10%) of total fat

For the purpose of this act "custard ice cream" "french ice cream" "french custard" and "frozen custard" shall conform to the definition and standards hereinbefore defined for "ice cream" no matter under what trade or coined name it may be sold or offered for sale and in addition shall contain not less than one and four-tenths per centum (1.4%) by weight of egg yolk solids except when it contains fruit or nuts when it shall contain not less than one and one-tenth per centum (1.1%) by weight of egg yolk solids

For the purpose of this act "ice milk" is defined as any frozen sweetened milk product which is made of the same ingredients as ice cream and in a manner similar to the process used in manufacturing ice cream but which contains less than the minimum percentage of milk fat required for ice cream and not less than fourteen per centum (14%) by weight of total milk solids no matter under what trade or coined name it may be sold or offered for sale The finished product may contain not more than one-half of one per centum (½ of 1%) by weight of stabilizer and may contain not more than one-fifth of one per centum (1/5 of 1%) by weight of emulsifier Provided however That the stabilizer and emulsified have been approved by the Department of Agriculture

For the purpose of this act "ice milk confections" are defined as "ice milk" manufactured into factory-formed individual servings except they may be frozen without agitation

For the purpose of this act "sherbet" is defined as any frozen sweetened fruit flavored product containing not less than three per centum (3%) nor more than five per centum (5%) by weight of total milk solids the process of manufacture of which is similar to the process of manufacture of ice cream no matter under what trade or coined name it may be sold or offered for sale Sherbet shall be made from any clean and wholesome cream milk and all forms of milk solids and one or more of the following sucrose dextrose corn syrup invert sugar any of which may be in dry or syrup form water fruit or fruit flavoring material stabilizer harmless color which does not conceal either damage or inferiority each of which ingredients shall be wholesome edible material The finished product may contain not more than one-half of one per centum (½ of 1%) by weight of stabilizer Provided however That the stabilizer has been approved by the Department of Agriculture and shall contain not less than thirty-five one-hundredths per centum (0.35%) of harmless organic acid as determined by titration with standard alkali and calculated as lactic acid and derived in whole or in part from fruit flavoring material or by the addition of citric tartaric or lactic acid

For the purpose of this act "ice" or "fruit ice" is hereby defined as any frozen sweetened fruit flavored product the process of manufacture of which is similar to the process of manufacture of ice cream no matter under what trade or coined name it may be sold or offered for sale and shall contain no milk solids whatsoever It shall be made from a combination of some or all of the following ingredients viz sucrose dextrose corn syrup invert sugar any of which may be in dry or syrup form water stabilizer harmless coloring which does not conceal either damage or inferiority fruit or fruit flavoring material The finished product shall contain not less than thirty-five one-hundredths per centum (0.35%) of harmless organic acid as determined by titration with standard alkali and calculated as lactic acid and derived in whole or in part from the fruit or fruit flavoring material or by the addition of citric tartaric or lactic acid and the finished product may contain not more than one-half of one per centum (½ of 1%) by weight of stabilizer Provided however That the stabilizer has been approved by the Department of Agriculture.

For the purpose of this act "frozen ice confections" are defined as "ice" or "fruit ice" as herein defined manufactured into factory-formed individual servings except they may be frozen without agitation and the acid requirements provided for in the definition of "ice" or "fruit ice" need not be met and imitation flavoring may be used when declared and the product so labeled "imitation"

For the purpose of this act "frozen sherbert confections" are defined as "sherbet" as herein defined manufactured into factory-formed individual servings except they may be frozen without agitation and the acid requirements provided for in the definition of "sherbet" need not be met and imitation flavoring may be used when declared and the product so labeled "imitation"

For the purpose of this act "imitation ice cream" or "ice cream substitute" are defined as (1) any frozen sweetened product regardless of the name under which it is manufactured sold or offered for sale which is made in imitation or semblance of or is manufactured in a manner similar to the process used in manufacturing but is not ice cream custard ice cream french ice cream frozen custard ice milk sherbet ice fruit ice ice milk confections frozen ice confection or frozen sherbet confection as defined in this act (2) any frozen sweetened product labeled as a product herein defined which does not comply with such defined standards

For the purpose of this act an "ice cream plant" shall mean any place premises or establishment where ice cream custard ice cream french ice cream frozen custard ice milk sherbet ice fruit ice ice milk confections frozen ice confection or frozen sherbet confection are manufactured prepared or processed for distribution or sale

Section 2 (a) It shall be unlawful for any person by himself or by his agents servants or employes to sell offer for sale expose for sale or have in possession with intent to sell ice cream custard ice cream french ice cream french custard ice milk frozen ice confestions or frozen sherbet confections sherbet ice or fruit ice ice milk confections coated or uncoated or the coating thereof which is adulterated within the meaning of this act or to sell offer for sale or expose for sale or have in possession with intent to sell any imitation ice cream or ice cream substitute as defined in this act

(b) It shall be unlawful for any person by himself or by his agents servants or employes to sell offer for sale expose for sale or have in possession with intent to sell any ice cream ice milk custard ice cream french ice cream french custard frozen custard ice milk confections frozen ice confections frozen sherbet confections sherbet or fruit ices coated or uncoated which are not registered with the Department of Agriculture as require in this act The possession of any such nonregistered product shall be deemed prima facie evidence of an intent to sell the same Provided however That such establishments as hotels dining rooms and boarding houses where the above named products are produced and consumed only on the premises need not register such products with the Department of Agriculture

(c) It shall be unlawful to import into this Commonwealth for sale any ice cream custard ice cream french ice

cream french custard ice milk frozen custard ice milk confections frozen ice confections frozen sherbet confections sherbet ice or fruit ice coated or uncoated unless the same are registered with and the manufacture thereof has been licensed by the Department of Agriculture as provided in this act

(d) It shall be unlawful for any person personally or by or through an agent servant or employe to sell offer for sale expose for sale or have in possession with intent to sell ice milk packaged in containers of greater than one-half (½) gallon capacity if the ice milk or any of its ingredients contains added color or any ingredient added for the purpose of imparting a characterizing flavor

Section 3 Any frozen sweetened product referred to in this act shall be deemed to be adulterated within the meaning of this act

First If it contains any added preservative any artificial sweetener including saccharin dulcin or any other substance or compound that is deleterious to health

Second If it contains any coloring substance deleterious to health Provided That this paragraph shall not be construed to prohibit the use of harmless coloring matter from a list of permitted coloring material established by the Department of Agriculture when such use does not conceal damage or inferiority

Third If it contains any deleterious flavoring matter or flavoring matter not true to name

Fourth If it contains any paraffin synthetic fats oils or fats other than milk fats added to or blended or compounded with it Provided however That chocolate ice cream may contain cocoa butter and the coating of coated ice cream many contain cocoa butter or other clean and wholesome edible vegetable oils And provided That the use of emulsifying products including lecithin of the nature of polyhydric alcohol esters of fatty acids when approved by the Department of Agriculture and used only to the extent herein provided shall not be deemed in violation of the foregoing provisions

Fifth If it is imitation ice cream or ice cream substitute as defined in this act

Sixth If it is offered for sale from any container compartment or cabinet which contains any article other than ice cream custard ice cream french ice cream french custard ice milk ice milk confections frozen custard frozen ice confections frozen sherbet confections sherbet ice or fruit ice except that ice cream custard ice cream french ice cream french custard ice milk ice milk confections frozen custard frozen ice confections frozen sherbet confections sherbet ice or fruit ice when properly wrapped or packaged by the manufacturer and in unbroken packages or containers for delivery to the consumer may be offered for sale from one or more separate compartments of a refrigerated container or cabinet of which other separate compartments contain properly wrapped unbroken and sealed packages of frozen foods ready for delivery to the consumer Nothing contained in this clause shall be construed to modify in any way section four of this act

Seventh If it falls below the standards or any of them fixed for the particular product by the definition thereof contained in this act or is falsely labeled or labeled contrary to the provisions of this act

Eighth If it is manufactured under conditions not in conformity with the provisions of section five of this act

Ninth If it contains less than one and eight-tenths (1.8) pounds total food solids per gallon in the finished product except in the case of ice milk and ice milk confections if it contains less than one and five-tenths (1.5) pounds total food solids per gallon in the finished product or if it weighs less than four and seventy-five hundredths (4.75) pounds per gallon or if any package or container of a different unit contains less than a proportionate amount of total food solids or weighs proportionately less

Section 4 (a) Every manufacturer shall plainly and distinctly mark every package or container of product sold as ice cream or custard ice cream french ice cream french custard ice milk or ice milk confections frozen custard or sherbet or ice fruit ice or frozen ice confections or frozen sherbet confections or as a combination of these products The products as marked or labeled shall conform with the definitions or standards of such product in this act

(b) It shall be unlawful to sell offer for sale expose for sale or have in possession with intent to sell any ice cream custard ice cream french ice cream french custard ice milk ice milk confections frozen custard frozen ice confections frozen shrbet confections sherbets ices or fruit ices in any container or package which is not plainly and distinctly marked with the name of the manucacturer and the address of the plant of the manufacturer thereof or in lieu of such name and address the name and address of the distributor preceded or followed by the words "distributed by" or "distributor" Packages bearing a distributor's name and address in lieu of the actual name and address of the manufacturer must bear a code identifying the manufacturer and the plant where manufactured Such code record must be kept for five years from the date of sale of the product by both the manufacturer and the distributor and such records shall be open to inspection by the department In addition when products are sold under a distributor's name and address the package or container must bear the words "Registered with the Pennsylvania Department of Agriculture" the following abbreviation being acceptable "Reg Penna Dept Agr" and the code mark shall immediately follow these words

(c) It shall be unlawful for any person to use or cause or allow to be used any equipment cabinet can or other container or refrigerating device belonging to one ice cream manufacturer for the purpose of preserving or holding any ice cream custard ice cream french ice cream french custard ice milk ice milk confections frozen custard frozen ice confections frozen sherbet confection sherbet ice or fruit ice or any type of frozen food sold or furnished to him by any person not owing said equipment or for any person knowingly to supply or place or deposit ice cream custard ice cream french ice cream french custard ice milk ice milk confections frozen custard frozen ice confections frozen sherbet confections sherbet ice or fruit ice or any type of frozen food of one ice cream manufacturer or distributor in any equipment cabinet can or other container belonging to another ice cream manufacturer or distributor It is unlawful for any person other than the owner to remove erase obliterate cover or conceal any manufacturer's or owner's name insignia device or distinguishing mark which may appear or be placed on any ice cream equipment cabinet can or other container

Section 5 It shall be unlawful to operate any ice cream plant unless it shall be maintained and operated with strict regard for the purity and wholesomeness of the frozen sweetened products produced therein The entire establishment and its appertaining premises including fixtures furnishings machinery apparatus implements utensils receptacles and all equipment used in production keeping storing handling or distributing shall be maintained and operated in a clean sanitary manner All equipment and utensils used in the production of any sweetened frozen product whose surfaces come in contact with any such product or any of the ingedients thereof shall be thoroughly sterilized after using The clothing habits and conduct of the employes shall be conducive to and promote cleanliness and sanitation There shall be proper suitable and adequate toilets and lavatories and equipment for cleansing constructed maintained and operated in a clean and sanitary manner All places where ice cream custard ice cream french ice cream french custard ice milk ice milk confections frozen custard frozen ice confections frozen sherbet confections sherbet ice or fruit ice are made shall be enclosed and the freezers and fillers shall not be operated in a room access to which is allowed to the public [unless the freezers fillers and raw materials are set apart in an enclosure so as to prevent contamination]

Section 6 (a) It shall be the duty of every person whether resident or nonresident of this Commonwealth operating an ice cream plant or plants to apply to the Department of Agriculture for a license to do so and to register with the department each plant and every brand

of product produced or manufactured in such plant on or before the first day of January of each year or before any operation is undertaken if after January first and to pay to the department at the time such application for registration and license is filed an annual license fee which shall expire on the following December thirty-first as follows

For each ice cream plant producing annually not in excess of one hundred thousand (100,000) gallons ten dollars ($10) in excess of one hundred thousand (100,000) gallons and not in excess of two hundred and fifty thousand (250,000) gallons fifty dollars ($50) and in excess of two hundred and fifty thousand (250,000) gallons one hundred dollars ($100)

(b) The application for a license and registration shall be made on a form to be supplied by the department The application shall have attached thereto the affidavit of the person or of some member or officer of the association co-partnership or corporation applying therefor statting the facts set forth therein are true and correct

(c) Upon approval of application for registration and license and payment of required license fee and also approval of sanitary conditions in an ice cream plant the Department of Agriculture shall issue to each applicant a license or certificate of registration which shall expire at the end of each calendar year and which will authorize the operation of said plant for the calendar year or portion thereof for which a license or certificate of registration shall be issued

(d) Establishments such as hotels dining rooms and boarding houses where the products defined herein are produced and consumed only on the premises need not comply with the licensing and registration provisions of this act but the other provisions of this law shall apply to such establishments

Section 7 The Department of Agriculture is hereby authorized to revoke any license for cause and where it shall be properly ascertained that the ice cream plant is not operated in a proper and sanitary manner as hereinbefore provided

Section 8 The Department of Agriculture is charged with with the enforcement of the provisions of this act Provided however That this provision shall not prevent any person from making complaint in the usual manner before any magistrate alderman or justice of the peace of any city borough incorporated town or township of this Commonwealth where the alleged violation took place for a violation of the provisions of this act

The Department of Agriculture shall adopt promulgate and enforce rules and regulations to carry out the purpose of this act and especially to carry out the following purposes of this act (1) to prevent deception in the sale of ice cream and the other products herein defined and (2) to safeguard the health of consumers and to safeguard the manufacture of ice cream and the other products herein defined whether manufactured in a regular manufacturing plant or in a counter freezer

Section 9 (a) Any person violating any of the provisions of this act or definition and standard of the Department of Agriculture made pursuant thereto shall for the first or second offense upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than twenty-five dollars ($25) nor more than one hundred dollars ($100) and costs of prosecution or in default of such fine and costs in the case of an individual or the officers and members of an association partnership or corporation to undergo an imprisonment in the county jail of not less than thirty (30) days nor more than sixty (60) days and for a third or subsequent offense shall be guilty of a misdemeanor and sentenced to pay a fine not exceeding one thousand dollars ($1000) or in the case of an individual or the officers and members of an association partnership or corporation to undergo an imprisonment not exceeding one year or both in the discretion of the court

All fines and penalties imposed and recovered for the violation of any of the provisions of this act shall be paid into the State Treasury through the Department of Revenue and credited to the General Fund

(b) The Attorney General at the request of the department may in the name of the Commonwealth institute proceedings in equity in the Court of Common Pleas of Dauphin County for the purpose of enjoining the conduct of business in this Commonwealth contrary to the provisions of this act and for such purpose jurisdiction is hereby conferred upon said court In such case the Attorney General shall not be required to give bond

Section 10 (a) The provisions of this act shall not be construed to be impaired or in any way affected by the provisions of the act approved the second day of July one thousand nine hundred and thirty-five (Pamphlet Laws 589) entitled "An act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products conferring powers and imposing duties on the Secretary of Health the Advisory Health Board and otherwise providing for the administration of the act and imposing penalties" or its amendments

And said bill having been read at length the third time, and agreed to,

An the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McPherson, Jr.,	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kessler,	Peelor,	Wagner,
Chapman,	Kopriver, Jr.,	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Madigan,	Scott,	Weiner,
Diehm,	Mahany,	Seyler,	Whalley,
DiSilvestro,	Mallery,	Silvert,	Wolfe,
Donolow,	McCreesh,	Stevenson,	Yosko,
Flack,	McGinnis,	Stiefel,	Propert,
Fleming,	McMenamin,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

HOUSE BILL No. 675 CALLED UP

Mr. RUTH. Mr. President, I have the amendments to House Bill No. 675, Printer's No. 417, which went over in its order temporarily, and I now wish to call this bill up from page 4 of today's Third Reading Calendar.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 675, entitled:

An Act to amend the title and further amend the act approved the fifteenth day of May one thousand nine hundred fifteen (Pamphlet Laws 534) entitled "Motion Picture Censorship Law" by authorizing the disapproval of any real film or view which is obscene or incites to crimes of violence and by repealing certain sections of the act

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. RUTH. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 10, by inserting a bracket before and after "examination"; Amend Section 1, page 2, line 10, by inserting after the bracket following the word "approval": "listing the first seven days of showing of each film reel or view and a system of registration of exhibitors sellers lessors and users of films reels or views"; Amend Section 1, page 2, line 10, by inserting after "disapproval": "of obscene lewd lascivious indecent filthy or vile films"; Amend Section 1, page 2, line 11, by inserting a bracket before "regulation" and after "and"; Amend Section 2, page 2 line 14, by striking out "Sections one and"; and inserting: "Section"; Amend Section 2, page 2. line 14, by striking out "are" and inserting: "is"; Amend Section 2 (Section 1), page 3, by striking out lines 1 to 11, inclusive; Amend Section 2 (Sec. 2), page 3, lines 17 to 19, by striking out "or" in line 17, and all of lines 18 and 19, and inserting: "lewd lascivious indecent filthy or vile. This section shall not apply to films or reels containing current news events or happenings commonly known as news reels"; Amend Section 3 (Sec. 6), page 4, line 5, by inserting a bracket before "Section"; Amend Section 3 (Sec. 6), page 4, lines 13 to 18, by striking out all of said lines; Amend the bill, page 4, line 19, by striking out "6.1" and inserting: "6"; Amend the bill, page 5, line 4, by striking out "diapprove" and inserting "disapprove"; Amend Section 5, page 5, line 5, by striking out "Section seven" and inserting: "Sections seven and eight" ;Amend Section 5, page 5, line 7, by inserting a bracket before "Stamping;" Amend Section 5, page 5, line 13, by inserting a bracket after "Censors"; Amend Section 5, page 5, line 20, by inserting after the bracket: "Section 7 The board shall promptly notify each registrant of the disapproval of any film reel or view or part or parts thereof "Section 8 The board shall keep a record of all examinations made by it of films reels or views noting on the record all films reels or views or part or parts thereof which have been [approved and those which have not been approved] disapproved with the reason for such disapproval."; Amend Section 17, page 6, line 5, by inserting a bracket before "For"; Amend Section 17, page 6, line 9, by inserting a bracket after "person" and inserting immediately thereafter: "For the annual registration of each person who intends to sell lease lend exhibit or use any motion picture film reel or view in Pennsylvania the board shall receive on or before the first day of May of each year a fee of one dollar For the listing of the first showing of each motion picture film reel or view in Pennsylvania the board shall receive at the time of the listing a fee of fifty cents for each one thousand two hundred lineal feet or less."; Amend Section 21, page 7, line 3, by inserting a bracket before "No"; Amend Section 21, page 7, line 4, by inserting a bracket after "is"; Amend Section 21, page 7, lines 5 and 6, by striking out "in violation of section two" in line 5 and all of line 6, and inserting: "No person shall cause to be printed or displayed in Pennsylvania any banner or poster or other like advertising matter to aid in or advertise the showing of any motion picture reel or view which is in violation of section two of this act"; Amend Section 24, page 7, line 9, by inserting a bracket before "Every"; Amend Section 24, page 7, line 18, by inserting a bracket after "duplicate" and inserting immediately thereafter: "Every person intending to sell lease exhibit or use any film reel or view in Pennsylvania shall register with the board giving his name trade name if any address and the addresses of all theatres buildings drive-ins and other places in which he intends to sell lease exhibit or use any film reel or view. Each registrant shall notify the board at least forty-eight hours before the sale lease exhibit or use of any film reel or view in Pennsylvania and shall notify the board where and when each film reel or view will first be shown in Pennsylvania and where and when it will be shown for seven days thereafter. Upon the request of the board at any time after the first showing of the film reel or view the registrant shall furnish the board with an exact copy of such film reel or view for examination."; Amend the bill, page 7, by inserting immediately following line 18: "Section 9. Section twenty-six of said act is hereby amended to read as follows: "Section 26. Re-examination and appeal. [if any elimination or disapproval of a film, reel,, or view is ordered by the board, the person submitting such film, reel, or view for examination will receive immediate notice of such elimination or disapproval,] Any registrant who was exibiting selling leasing or using any film reel or view which film or view or reel or any part or parts thereof has been disapprovad by the board may appeal from such order of disapproval, and, if appealed from, such film, reel or view will be promptly re-examined, in the presence of such [person] registrant by two or more members of the board and the same finally [approved or] disapproved or the order of disapproval vacated promptly after such re-examination, with the right of appeal from the decision of the board to the court of common pleas of the proper county."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. RUTH. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 417, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. RUTH. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 324, Printer's No. 546; and

Senate Bill No. 816, Printer's No. 369.

The PRESIDING OFFICER: Is there objection? The Chair hears none.

Mr. SCOTT. Mr. President, I ask unanimous consent that House Bill No. 984, Printer's No. 1518, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RE-REFERRED

Mr. SCOTT. Mr. President, I move that Senate Bill No. 1010, on second reading, entitled:

An Act declaring and adopting the poem "Pennsylvania" by Gerall G. Dovenspike as the State poem.

be re-referred to the Committee on Rules.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I want to make an announcement and request that these three bills, Senate Bill No. 1023, Senate Bill No. 1024 and Senate Bill No. 1025, go over in their order. These, again I repeat, are the omnibus highway exchange bills and, at least, three Members have said this morning that they have additional amendments to those that were offered yesterday. I do not believe the bills are here, as amended, with the amendments that were put in yesterday. However, I think it is important that we get all our amendments in now within the next few days and pass the bills.

Therefore, Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 1023, Printer's No. 625;

Senate Bill No. 1024, Printer's No. 626; and

Senate Bill No. 1025, Printer's No. 627.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 1038, entitled:

An Act amending the act of September 3 1955 (Act No. 18-A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 . . ." extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1046, entitled:

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of House Bill No. 1073, entitled:

An Act providing for the establishment of forestry conservation camps by the Department of Welfare and the Department of Justice for the retraining of male delinquents.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RE-REFERRED

Mr. SCOTT. Mr. President, I move that House Bill No. 1073, the bill just read, be re-referred to the Committee on Appropriations.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of House Bill No. 1277, entitled:

An Act amending the act of April 11 1929 (P. L. 488) entitled "Certified Seed Law" extending its provisions to crop plants vegetatively propagated.

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. SCOTT. Mr. President, due to a misunderstanding, there will be no amendments offered to this bill, and we have no objection to it passing second reading.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

BILL POSTPONED

Mr. RUTH. Mr. President, I move that House Bill No. 1507, on second reading, entitled:

An Act amending, revising, clarifying and changing the act of April 6, 1953 (P. L. 3), entitled "Uniform Commercial Code."

be placed on the Second Reading Postponed Calendar.

Mr. SCOTT. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties.

The first, second, third and fourth sections were read and agreed to.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. KESSLER offered the following amendments:

Amend Sec. 5, page 6, line 17, by striking out "five cents ($.05)" and inserting in lieu thereof: "two cents ($.02)".

It was agreed to.

The section was agreed to as amended.

The sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth and fourteenth sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

The first, second, third and fourth sections were read and agreed to.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. KESSLER offered the following amendment:

Amend Sec. 5, page 6, line 7, by striking out "five cents ($.05)" and inserting in lieu thereof: "two cents ($.02)".

It was agreed to.

The section was agreed to as amended.

The sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second and twenty-third sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. SCOTT. Mr. President, I ask unanimous consent that House Bill No. 2045, Printer's No. 1483, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

REPORT FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on Rules, reported as committed, Senate Bill No. 1057, entitled:

An Act amending the act of August 7, 1936 (P. L. 106) entitled, as amended, "Flood Control Law" authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 53

Mr. WADE. Mr. President, I submit the report of the Committee of Conference on House Bill No. 53, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," prohibiting the throwing of certain material from motor vehicles.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

HONORABLE A. EVANS KEPHART WELCOMED TO SENATE

Mr. MAHANY. Mr. President, I notice in our midst a former Senator from the great City of Brotherly Love, Philadelphia. As a Republican, he was probably one of the last of the Mohicans from that city. He is also known as "Careless Love Kephart." I would like to have the Chair welcome him back to the Senate Chamber.

The PRESIDING OFFICER. The Chair certainly extends the greetings of both Republicans and Democrats alike to Senator KEPHART.

HOUSE CONCURRENT RESOLUTION No. 69 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Concurrent Resolution No. 69, Printer's No. 410.

The Clerk read the resolution as follows:

JOINT COMMITTEE TO MAKE A STUDY OF ALL TAXES FACED BY SMALL BUSINESSES

In the House of Representatives, May 4, 1955.

The opportunity which our Nation offers for a person to freely engage in a small business enterprise is one of our most important beckoning features to those on foreign shores. It is a feature of our society of which we are justly proud, for small businesses have been highly important in the establishment and development of our Nation.

Mergers, consolidations and other jointures have in recent years produced business giants, capable of doing greater volumes of business at far less expense, and as a result thereof, small businesses are badly in need of assistance. Because of the importance of small businesses to our economy and general welfare, it is our duty to insure their survival.

An equitable share of the Commonwealth's business and contracts should be allotted among our small businesses as often as possible. The establishment of a loan procedure should also be considered to encourage the establishment of new businesses and the continuance of existing small businesses. There is also a possibility that the present rates of taxation imposed upon our small businesses are too great; therefore be it

Resolved (the Senate concurring), That the President pro tempore of the Senate appoint three members of the Senate, the Speaker of the House of Representatives appoint three members of the House, and the Governor appoint five men from small businesses who together shall constitute a committee to make a thorough study of the taxes and other problems faced by small businesses within our Commonwealth; and be it further

Resolved, That the committee make a report of its findings, together with its recommendations for appropriate legislation to this Session of the General Assembly within thirty days.

HOUSE CONCURRENT RESOLUTION No. 69 ADOPTED

Mr. MAHANY. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the resolution?

The resolution was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 949 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 949, Printer's No. 1401, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for courses of study in first aid to be included during the last four years of any complete high school program.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 949

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1863 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1863, Printer's No. 1449, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," further regulating lighting equipment, lights and devices, and the use thereof; and prescribing penalties.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1863

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 1361

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. STEVENSON, KOPRIVER, JR., and LANE as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1361.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of the bill reported from committee for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1057, entitled:

An Act amending the act of August 7, 1936 (P. L. 106) entitled, as amended, "Flood Control Law" authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

REPORT FROM COMMITTEE

Mr. WADE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WADE, from the Committee on State Government, reported as amended, Senate Bill No. 1044, entitled:

An Act amending the act of July 1, 1937 (P. L. 2460) entitled, "An act creating a joint legislative commission to be known as the Joint State Government Commission . . . ." further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly.

BILL ON FIRST READING

Mr. WADE. Mr. President, I move that the Senate do now proceed to the first reading of the bill just reported from committee for the first time at today's session.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1044, entitled:

An Act amending the act of July 1, 1937 (P. L. 2460) entitled, "An act creating a joint legislative commission to be known as the Joint State Government Commission . . . ." further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

HONORABLE A. EVANS KEPHART INVITED TO ROSTRUM

The PRESIDING OFFICER. The Chair would like to take advantage of this opportunity to call to the rostrum a former Member of this Senate and one who I understand has been enjoying a very fine vacation. The Chair takes pleasure in calling to the rostrum Senator Kephart.

REMARKS BY HONORABLE A. EVANS KEPHART

Mr. Kephart. Mr. President and Members of the Senate, I am very happy to be back here again with you. I do not see how I was able to stay away so long. This is the first time I have been in Harrisburg for a year and a half. That is the reason why I have not been up here before.

However, I have been spreading the glories of the Pennsylvania Senate as far south as Florida, where they were permitted to hear a rendition of that famous song which was made famous in this Chamber in about 1941.

Let me tell you that the three per cent sales tax which they slap on you down in Florida is—well, we are right in line with them now. No one from Pennsylvania has anything to kick about when they go to Florida. They either pay it here or they pay it down there.

I say again that I am happy to be here with you. I am happy in a way, and sorry in another way, that I am not back here as a regular Member. I think that you probably have had a pretty hard grind during this last Session, this being the longest Session in history. For that reason, I am rather happy that I did not come back to the seat that Senator Diehm is now occupying. However, I miss the fellowship of the Members of the Senate more than anything else in not being back here. It certainly is a pleasure to be with you again today. Thank you.

The PRESIDING OFFICER. The Chair thanks Senator Kephart.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, March 26, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:27 o'clock, a. m., Eastern Standard Time, until Monday, March 26, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., MONDAY, MARCH 26, 1956. No. 159.

SENATE

MONDAY, March 26, 1956.

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Our Dear Heavenly Father, as we open this Holy Week, we pray that Thy Spirit will be with us, that we may really understand the great sacrifice which Thou hast made so that we might enjoy all the blessings that come to followers of Thine here in this world and have the assurance that when we leave here, we will meet Thee face to face and meet those of our loved ones who have gone ahead.

Bless us in our work today. Give us the wisdom and the understanding to do the things so that it may work out for the best for all. We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WADE and Mr. McCREESH, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 215, PRINTER'S No. 559

Commonwealth, of Pennsylvania,
Governor's Office, Harrisburg, March 22, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 215, Printer's No. 559, entitled "An act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' changing the basis for reimbursement on account of rentals payable to the State Public School Building Authority municipality authorities and noprofit corporations and the conditions therefor and limitations on approval of projects for reimbursement purposes and providing for reimbursement on account of sinking fund charges on indebtedness for school buildings hereafter constructed and making an appropriation."

GEORGE M. LEADER

APPROVED AND SIGNED SENATE BILL No. 484, PRINTER'S No. 245

Commonwealth, of Pennsylvania,
Governor's Office, Harrisburg, March 24, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 484, Printer's No. 245, entitled "An Act amending the act of June 27, 1923 (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' providing for retirement of members of the General Assembly their superannuation retirement age annual salary or annual earnable salary and final salary and authorizing certain members of the General Assembly to join the retirement association by making back payments."

GEORGE M. LEADER

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Henry A. Wertz, 109 Browning Avenue, Llyswen, Altoona, Blair County, for appointment as Alderman in and for the Fourteenth Ward of the City of Altoona, Blair County, to

serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William H. Reber, Jr., R. D. 3, Lewistown, Mifflin County, for appointment as Justice of the Peace in and for the Township of Decatur, Mifflin County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

MEMBERS OF PHILADELPHIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Philadelphia County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

John G. Keck (Rep.), 1622 North Broad Street, Philadelphia, Philadelphia County, vice Warren P. Griffiths, Philadelphia, whose term expired.

Mrs. Florence D. Weinstein (Dem.), 4935 Monument Avenue, Philadelphia 31, Philadelphia County. (Reappointment).

Miss C. Marion Kohn (Dem.), 1520 Spruce Street, Apartment 805, Philadelphia 2, Philadelphia County. (Reappointment).

GEORGE M. LEADER.

MEMBER OF LUZERNE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Grace Murphy Clothier (Dem.), 131 South Washington Street, Wilkes-Barre, Luzerne County, for appointment as a member of the Luzerne County Board of Assistance, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Mrs. Gertrude A. Doane, Wilkes-Barre, whose term expired.

GEORGE M. LEADER.

MEMBER OF PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alan M. Scaife, 525 Wm. Penn Place, Pittsburgh, Allegheny County, for reappointment as a member of the Pennsylvania Aeronautics Commission, to serve until March 6, 1959, and until his successor shall be duly appointed and shall have qualified.

GEORGE M. LEADER.

MEMBER OF POTTER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Jane H. Wingo (Dem.), R. D. 2, Ulysses, Pottter County, for appointment as a member of the Potter County Board of Assistance, to serve until December 31, 1957, and until her successor is duly appointed and qualified, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Pierce, R. D. 3, Meadville, Crawford County, for appointment as Justice of the Peace in and for the Borough of Blooming Valley, Crawford County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John A. Atkinson, 13 Market Street, Freeport, Armstrong County, for appointment as Justice of the Peace in and for the Borough of Freeport, Armstrong County, to serve until the first Monday of January 1958, vice Joseph Fratta, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jesse C. Walker, 46 Walnut Street, Homer City, Indiana County, for appointment as Jutice of the Peace in and for the Borough of Homer City, Indiana County, to serve until the first Monday of January 1958, vice Glenn M. Hensell, deceased.

GEORGE M. LEADER.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General

Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 530, entitled:

An Act limiting the period within which petitions for the assessment of damages may be filed or actions for damages commended for injury to or taking of private land, property or material or any interest therein by political subdivisions or by authorities created by political subdivisions in the exercise of their power of eminent domain.

Senate Bill No. 587, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire five tracts of land in the Borough of West Chester, Chester County, for use of West Chester State Teachers' College, and making an appropriation.

Senate Bill No. 813, entitled:

An Act amending the act of , one thousand nine hundred fifty-five (Act No.) entitled "Pennsylvania Fair Employment Practice Act," providing that termination of employment under a bona fide retirement or pension plan shall not constitute an unfair employment practice.

Senate Bill No. 841, entitled:

An Act to promote the welfare of the people of this Commonwealth; creating Port Authorities to function in counties of the second class as bodies corporate and politic, with power to plan, acquire, construct, maintain and operate facilities and projects for the improvement and development of the port district and to borrow money and issue bonds therefor; providing for the payment of such bonds and prescribing the rights of the holders thereof; conferring the right of eminent domain on the authorities; authorizing the authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates and services; and authorizing the authorities to collect tolls, fares, fees, rentals and charges for the use of facilities; defining the authorities' powers and duties, and defining the port districts.

Senate Bill No. 967, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to acquire a tract of land in or near White Haven, Foster, Township, Luzerne County, for the use of the Department of Welfare in the treatment of mentally retarded children, and making an appropriation.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

STUDENTS FROM LANCASTER CITY AND COUNTY SCHOOLS PRESENTED TO SENATE

Mr. KESSLER. Mr. President, I would like to present thirty students from Lancaster City and County, under the leadership of Harold Greiner, of the Junior Chamber of Commerce, in celebration of Youth in Government Day. They are sitting in the Senate, outside of the railing.

The PRESIDENT. We are very glad to have these students here. I think, Senator Kessler, that Senator Barr and the Chair met them as we came into the Senate this afternoon. We are glad they are here visiting with us.

SENATE RESOLUTION

CONGRATULATIONS OF THE SENATE EXTENDED TO THE FOUNTAIN HILL HIGH SCHOOL BASKETBALL TEAM, ITS COACH AND THE FACULTY AND STUDENT BODY OF THE SCHOOL ON THE TEAM ATTAINING THE P.I.A.A. CLASS B BASKETBALL CHAMPIONSHIP

Mr. WADE, on behalf of Mr. VAN SANT, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 26, 1956.

On March 23, Fountain Hill High School won the P.I.A.A. Class B Basketball Championship over East Pittsburgh High School, by the score of 63-53.

After losing the first game of the season last November 29, the Fountain Hill High School Basketball Team compiled the enviable record of winning thirty straight games. The attainment of the championship for the first time in the school's history after its splendid season record, is a tribute to the ability and long hours of practice in which the team engaged under its capable coach, Mr. Charles Dubbs.

The Fountain Hill team was the Lehigh-Northampton District 11, Cass B Champion this year. Its subsequent winning of the State Championship in its cass, when representing its district is an accompishment which will long be remembered by the faculty, student body, alumni, and friends of the school; therefore be it

Resolved, That the Senate of Pennsylvania congratulates the Fountain Hill High School Basketball Team, its coach and the faculty and student body of the school on the team attaining the P.I.A.A. Class B Basketball Championship when it defeated a fine team from East Pittsburgh High School; and be it further

Resolved, That a copy of this resolution be forwarded to the Fountain Hill High School.

SENATE CONCURRENT RESOLUTIONS

TIME OF NEXT MEETING

Mr. WADE, on behalf of Mr. Whalley, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 26, 1956.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, April 3, 1956 at a time to be fixed by the Senate, unless sooner recalled by the President pro tempore of the Senate, and when the House of Representatives adjourns this week, it reconvene Tuesday, April 3, 1956, at a time to be fixed by the House of Representatives, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RECALLING SENATE BILL No. 39 FROM THE GOVERNOR

Mr. RUTH offered the following resolution which was twice read, considered and agreed to:

In the Senate, March 26, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 39, Printer's No. 537, entitled "An act amending the act of July eleven one thousand nine hundred and seventeen (Pamphlet Laws 758) entitled 'An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing

for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties' further defining drugs coming within the scope of said act and changing the penalties for the illegal sale dispensing or giving away of drugs", be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 249, Printer's No. 611, on concurrence in House amendments, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 317, entitled:

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court the President Judge and judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain State officers and the salary and expenses of the members of the General Aseembly and repealing certain inconsistent acts

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 317

Mr. WADE. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 317.

Mr. BARR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the affirmative.)

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 318, entitled:

An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 318

Mr. WADE. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 318.

Mr. BARR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the affirmative.)

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 1021, Printer's No. 587, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1046, as follows:

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of nine hundred thousand dollars ($900,000) or as much thereof as may be necessary is hereby appropriated to the Department of Forests and Waters for the redevelopment improvement and construction incident to combining and modernizing the Municipal Piers numbers thirty-eight and forty Port of Philadelphia.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
[illegible]	McGinnis,	Silvert,	Yosko,

NAYS—0

A Constitutional majority of all the Senators having

voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

APPROPRIATION BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following appropriation bills, on third reading, go over in their order:

House Bill No. 1306, Printer's No. 1593;
House Bill No. 1650, Printer's No. 1594;
House Bill No. 1694, Printer's No. 1510; and
House Bill No. 1703, Printer's No. 1629.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 223, Printer's No. 624;
Senate Bill No. 232, Printer's No. 572;
Senate Bill No. 672, Printer's No. 280; and
Senate Bill No. 673, Printer's No. 270.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 675, entitled:

An Act to amend the title and further amend the act approved the fifteenth day of May one thousand nine hundred fifteen (P. L. 534) entitled "Motion Picture Censorship Law" by authorizing the disapproval of any real film or view which is obscene or incites to crimes of violence and by repealing certain sections of the act.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. BARR. Mr. President, I ask unanimous consent to offer corrective amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 5, page 5, line 16, by striking out the bracket before "Stamping"; Amend Sec. 5 (Sec. 7), page 5, line 17, by inserting a bracket before "Section"; Amend Sec. 7, page 7, line 18, by inserting after "twenty-four": "twenty-six"; Amend Sec. 7, page 10, by inserting between lines 7 and 8: "Re-examination and Appeal"; Amend Sec. 7 (Sec. 26), page 10, line 8, by striking out "Re-examination and Appeal."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1651, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 996, Printer's No. 592, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No 1038, as follows:

An Act amending the act of September 3 1955 (Act No 18-A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1 2 and 3 act of September 3 1955 (Act No 18-A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highway purposes" are amended to read

Section 1 The sum of fifteen million dollars ($15,000,000) is appropriated out of the Motor License Fund to the Department of Highways for payment to political subdivisions for rebuilding or repairing roads streets highways and bridges destroyed or damage by the hurricane flood or high water of August 1955 or by any like disaster happening since that date and prior to the effective date of this amendment

Section 2 Each political subdivision the roads streets highways or bridges of which have been damaged or destroyed by the hurricane flood or high water of August 1955 or by any like disaster happening since that date and prior to the effective date of this amendment shall submit no later than sixty days from the final enactment hereof or in cases of disaster happening after August 1955 no later than sixty days from the final enactment of this amendment to the department a statement of the specific damage done to its roads streets highways and bridges and an overall plan of reconstruction and repair showing specifically what work has been completed and what additional work must be done in order to make the roads streets highways and bridges serviceable and safe for travel and an estimate of the cost of the additional work There shall also be submitted a statement (1) that the political subdivision has made a substantial effort to meet the emergency in accordance with its financial resources and the amount expended and to be expended by the political subdivision and (2) that the political subdivision has applied for aid from the Federal Government and the amount of such aid that may be available to it

Section 3 Upon consideration of the applications in-

cluding applications made because of damages caused by disasters happening after August 1955 and after such investigation as he deems necessary the Secretary of Highways with the approval of the State Council of Civil Defense shall allocate to each applicant as much of the fund hereby appropriated as the application shall justify and reasonably warrant Payments of the amounts allocated shall be made to the treasurers of the several political subdivisions by requisition of the Department of Highways in the manner provided by law The department may make rules and regulations for carrying out the provisions of this act

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1083, as follows:

An Act limiting in certain cases the right of appeal to the court of common pleas or to the county court of Allegheny County from decisions of magistrates aldermen and justices of the peace

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In every action of trespass before a magistrate alderman or justice of the peace in which a right of appeal from the decision thereof to the court of common pleas or to the County Court of Allegheny County now exists the right of appeal shall hereafter apply only where the judgment given by the magistrate alderman or justice of the peace shall exceed the amount of one hundred dollars ($100) excluding costs In case the amount of the judgment does not exceed one hundred dollars ($100) the judgment of the magistrate alderman or justice of the peace shall be final except by petition to the Court of Common Pleas or to the County Court of Allegheny County for special allowance

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1277, as follows:

An Act Amending the act of April 11 1929 (P. L. 488) entitled "An act providing for the certification of inspected seed potatoes agricultural and vegetable seeds prohibiting the use of the words "certified" "inspected" "registered" or similar terms in connection with the sale of seed potatoes and agricultural and vegetable seeds unless inspected and certified as provided in this act providing for the enforcement of this act by the Department of Agriculture prescribing penalties and conferring jurisdiction in certain cases upon the courts of common pleas" extending its provisions to crop plants vegetatively propagated

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and sections 1 to 6 inclusive act of April 11 1929 (P. L. 488) entitled "An act providing for the certification of inspected seed potatoes agricultural and vegetable seeds prohibiting the use of the words "certified" "inspected" "registered" or similar terms in connection with the sale of seed potatoes and agricultural and vegetable seeds unless inspected and certified as provided in this act providing for the enforcement of this act by the Department of Agriculture prescribing penalties and conferring jurisdiction in certain cases upon the courts of common pleas" are reenacted and amended to read

An Act

Providing for the certification of inspected seed potatoes agricultural and vegetable seeds prohibiting the use of the words "certified" "inspected" "registered" or similar terms in connection with the sale of seed potatoes and agricultural and vegetable seeds and crop plants vegetatively propagated unless inspected and certified as provided in this act providing for the enforcement of this act by the Department of Agriculture prescribing penalties and conferring jurisdiction in certain cases upon the courts of common pleas

Section 1 Be it enacted &c That the term "department" as used in this act shall mean the Department of Agriculture of the Commonwealth of Pennsylvania

The term "certified" [seed] as used in this act shall [include] apply to such seed potatoes [and such] agricultural [or] and vegetable seeds and crop plants vegetatively propagated as shall have been inspected during their period of growth and preparation for market by the department or its authorized agents (or by the legally constituted inspection officials of the State in which such seed potatoes [or] agricultural [or] and vegetable seeds and crop plants vegetatively propagated were grown or by such other agencies as may be approved or recognized by the department) and found to be reasonably free from diseases and other defects as specified in the rules and regulations issued by the Department under the provisions of this act

The term "seed potatoes" as used in this act shall be construed to mean the tubers of the Irish potato which are grown and intended to be used as seed

The term "agricultural seeds" shall include all seeds which are commonly known as farm crop seeds which are grown and intended to be used as seed in raising farm crops

The term "vegetable seeds" shall include all seeds which are commonly known as vegetable seeds and which are grown and intended to be used as seed in raising garden and truck crops

The term "crop plants vegetatively propagated" as used in this act shall be construed to mean sod pieces or the stolons or rhizomes of the creeping bentgrass species (Agrostis palustris) and other crop species as may be designated by the Secretary of Agriculture

Section 2 Any grower of potatoes agricultural or vegetable seeds or crop plants vegetatively propagated located in Pennsylvania may make application to the department for inspection and certification of his crop for seed or propagation purposes under such rules and regulations as the department may issue

The department or its authoried agents shall issue such certificates of inspection and designate or provide such official tags for marking containers of "certified seed" "certified planting material" and establish such standards of grade and quality as are necessary to safe guard the privileges and service provided for in this act

Section 3 The department shall have authority to fix assess and collect or cause to be collected fees for the certification inspection service authorized by this act the same to be paid in such manner as it may direct Such fees shall be large enough to meet the reasonable expenses incurred by the department or its agents in making such inspections as may be necessary for certification Fees so collected shall be paid by the department into the State Theasury through the Department of Revenue

Section 4 It shall be a violation of this act to use the term "certified" or any form or modification of this term which tends to convey to the purchaser of such seed or planting material for vegetative propagation that the same has been certified as defined in section one of this act on tags or containers either orally or in writing or in advertising material intended to promote the sale of seed potatoes or agricultural or vegetable seeds or planting material for vegetative propagation or on labels or containers except when such seed potatoes or agricultural or vegetable seeds or planting material shall have been inspected and certified to under the provisions of this act

Section 5 Authority to make all necessary rules and regulations to carry out the provisions of this act is hereby conferred on the department

Section 6 Any person copartnership association or corporation and any officer agent servant or employe thereof violating any of the provisions of this act shall [be guilty of a misdemeanor and on conviction shall] upon summary conviction for the first or second offense be sentenced to pay a fine of not more than [two hundred dollars ($200.00) for each offense] one hundred dollars ($100) and in default of the payment thereof shall undergo imprisonment for not more than thirty days and for the third or subsequent offense shall be sentenced to pay a fine of not more than five hundred dollars ($500) or undergo imprisonment for ninety days or both All fines collected under this act shall be paid to the department and shall be by it paid into the State Treasury through the Department of Revenue

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1560, Printer's No. 1652; and

House Bill No. 1619, Printer's No. 1354.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1769, as follows:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" requiring informations charging violations of summary provisions of the act in cities of the first class to be brought before centrally located traffic courts designated by the chief magistrate

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section 1201 act of May 1, 1929 (P. L. 905) known as "The Vehicle Code" amended August 19, 1953 (P. L. 1085) is amended to read

Section 1201 Limitations of Actions (a) Informations charging violations of any of the summary provisions of this act shall be brought before the nearest available magistrate within the city borough incorporated town or township in the county where the alleged violation occurred or such centrally located traffic courts as may be designated by the chief magistrate in cities of the first class except informations charging any such violations upon any turnpike or highway under the supervision of the Pennsylvania Turnpike Commission which shall be brought before the available magistrate within the county where the alleged violation occurred who is nearest to the first exist from that part of the turnpike or highway where the alleged violation occurred where there is no substantial difference between the respective distances

from the place where the alleged violation occurred or the exit from a turnpike to the offices of more than one magistrate any such prosecution may be brought before any one of such magistrates or if there is no person holding the office of magistrate in such city borough incorporated town or township then such information shall be brought before such nearest available magistrate in any adjoining city borough incorporated town or township in the county within fifteen (15) days after the commission of the alleged offense and not thereafter except that where an information is filed against a person prima facies guilty of a summary offense and it subsequently appears that a person other than the information was the offender an information may be filed against such other person within fifteen (15 days) after his or her identity shall have been discovered and excepting further that information charging violations of the provisions of sections 205 207 210 212 213 406.1 506 (a) 511 610.1 (b) (c) (j) 813 823.1 and 1025 (d) of this act may be brought within fifteen (15) days after it is discovered that a violation of any of these sections has been committed

* * *

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1849, as follows:

An Act amending the act of May 31, 1945 (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" further regulating mining operations requiring the filing of maps changing provisions with respect to registration bonds backfill overburden enforcement of the act appeals and penalties and providing for the payment of fines into a special fund.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1. Section 4 act of May 31, 1945 (P. L. 1198) known as the "Bituminous Coal Open Pit Mining Conservation Act" amended May 23, 1949 (P. L. 1730) is amended to read

Section 4. Before any operator shall hereafter engage in open pit mining of bituminous coal within the Commonwealth he shall [register] first apply for registration with the Department of Mines of this Commonwealth by filing [a certificate] by registered mail or by delivery in person on a form to be provided by the department and giving information sufficient to identify the operator and an estimate of the number of acres of land in each mine inspection district that the operator will affect by open pit mining during [one] the registration year [immediately following the date of filing]. As a part of the application for registration the operator shall furnish in duplicate a map or plan on a scale of not less than four hundred feet to the inch in a manner satisfactory to the Secretary of Mines showing the location of the tract or tracts of land to be affected by the operation or operations contemplated. If afer a registration certificate issues to an operator the operator desires to affect a tract or tracts of land not included in the certificate the operator shall by registered mail or in person so notify the Secretary of Mines at least two weeks prior to the commencement of operations the Secretary of Mines shall promptly acknowledge by registered mail receipt of the application for registration. When the requirements of this act are met and no claims are outstanding under this act against the operator or in the case of any corporation against any officer or director a registration certificate shall issue forthwith. Contemporaneously with and as a part of said registration application the operator shall file with the Department of Mines a bond on a form to be prescribed and furnished by the department payable to the Commonwealth and conditioned that the operator shall faithfully perform all of the requirements of this act. The bond shall be in the amount of three hundred dollars ($300.00) per acre based upon the number of acres of land in each mine inspection district which the operator estimates [that] will be affected by open pit mining during [one] the registration year [immediately thereafter] Provided That no bond shall be filed for less than three thousand dollars ($3,000.00). Liability under such bond shall be for the duration of open pit mining at each operation and for a period of five years thereafter unless released prior thereto as hereinafter provided. Such bond shall be executed by the operator and a corporate surety licensed to do business in the Commonwealth Provided however That the operator may elect to deposit cash or negotiable bonds of the United States Government or the Commonwealth of Pennsylvania the Pennsylvania Turnpike Commission the General State Authority the State Public School Building Authority or any municipality within the Commonwealth with the department in lieu of a corporate surety. The cash deposit or market value of such securities shall be equal to the sum of the bond. The Secretary of Mines shall upon receipt of any such deposit of cash or securities immediately place the same with the State Treasurer whose duty it shall be to receive and hold the same in the name of the Commonwealth in trust for the purposes for which such deposit is made. The State Treasurer shall at all times be responsible for the custody and safekeeping of such deposits. The operator making the deposit shall be entitled from time to time to demand and receive from the State Treasurer on the written order of the Secretary of Mines the whole or any portion of any securities so deposited upon depositing with him in lieu thereof other negotiable securities of the classes herein specified having a market value at least equal to the sum of the bond and also to demand receive and recover the interest and income from said securities as the same becomes due and payable Provided however That where securities deposited as aforesaid mature or are called the State Treasurer at the request of the operator shall convert such securities into such other negotiable securities of the classes herein specified as may be designated by the operator. Contemporaneous with the filing of said registration certificate application and any renewal thereof the operator shall pay to the department a filing fee of one hundred dollars ($100.00). Should the area of land affected in any mine inspection district by open pit mining within the registration year exceed the estimate made in the registration certificate application the operator shall within thirty (30) days thereafter file an [amended registration certificate and] additional bond upon receipt of such bond the Secretary of Mines shall promptly issue an amended certificate covering the additional acreage

covered by such bond but no filing fee shall be required in connection with the filing of such [amendment] additional bond if the Secretary of Mines does not approve the application for registration he shall promptly notify the operator by registreded mail setting forth his reasons therefore the operator may then take such steps as are required to remove the objections any operator who shall be aggrieved by any action of the Secretary of Mines under this section may proceed under the provisions of section 14 of this act if any operator who has filed an application for registration has not received a registration certificate or a notice from the Secretary of Mines as to why such application has not been approved within thirty days after the receipt of such application he may engage in open-pit mining of bituminous coal and be deemed in compliance with all provisions of this act the registration provisions of this section shall not apply to an operator registered under the provisions of the act of May 31, 1945 (P. L. 1198) as amended until the anniversary date of the operator's registration.

Section 2. The act is amended by adding after section 4 four new sections to read

Section 4.1. On or before the third day of each month every operator of a coal stripping operation shall furnish the mine inspector in whose district the operation is located on a form provided by the Department of Mines an accurate monthly report of coal produced number of employes and days worked and also a report of all fatal and nonfatal accidents for the previous month. An annual report shall be furnished to the mine inspector in whose district the operation is located on a form provided for that purpose not later than the twenty-fifth day of January each year for the preceding year.

Section 4.2. All coal stripping operations coming within the provisions of this act shall be under the exclusive jurisdiction of the Department of Mines and shall be conducted in compliance with such reasonable rules and regulations as may be deemed necessary by the Secretary of Mines for the health and safety of those persons engaged in the work. The Secretary of Mines through the mine inspectors shall have the authority and power to enforce the provisions of this act and the rules and regulations promulgated thereunder by him.

Section 4.3. Any mine inspector directed by the Department of Mines shall have the right to enter upon and inspect all stripping operations for the purpose of determining conditions of safety and for compliance with the terms of the registration certificate. A mine inspector shall have the authority to order the halting of mine operations in any case where safety regulations are being violated. Should an operator fail to comply with the requirements of the act the mine inspector shall report the matter to the Secretary who shall immediately notify the operator by registered mail of such failure unless the operator complies with the act within thirty (30) days from the receipt of such notice the Secretary may after hearing and final determination issue a cease and desist order requiring the operator to immediately cease mining at the operation in the mine inspection district where the violation was reported.

Section 4.4. If an operator continues to operate beyond one year the mine inspector shall be furnished with a new map at the end of each year of operation on which is outlined the area affected and restored during the preceding year.

Section 3 Section 5 of the act amended August 19, 1953 (P. L. 1175) is amended to read

Section 5 Operation Report and Backfilling Within thirty (30) days after starting the removal of overburden at each operation for the removal of coal by open pit mining the operator shall file an operation report with the Department of Mines on a form to be prescribed and furnished by the secretary giving the following information (a) Name or number of the operation (b) Location of the operation as to county and township and with reference to the nearest public road (c) A description of the tract or tracts [by metes and bounds] and (d) The name and address of the landowner or his duly authorized representative as part of the operations report the operator shall file a map or plan on a scale of not less than four hundred (400) feet to the inch in a manner satisfactory to the Secretary of Mines showing the location of the new tract or tracts of land to be affected by the operation or operations and not covered by the original registration application or reregistration application

The operator shall backfill the operation made by the open pit mining operation to a distance of [fifteen (15)] seventy-five feet beyond the boundary line of the right of way of any public highway and to a distance of two hundred feet from any occupied dwelling house unless released by owner thereof public building school church and community or institutional building The backfilling under this section shall be done in such a manner as to insure lateral support [of a public highway] and to provide a slope having an angle not exceeding forty (40) degrees The Department of Mines may specify the time within which it shall be completed in order to protect the public safety [and may require such backfilling to be done in part before the completion of the open pit mining operation]

Nothing contained in this section shall be construed to prohibit the relocation of any public road in the manner provided by law

Section 4 Sections 8 9 and 10 of the act amended May 23, 1949 (P. L. 1730) are amended to read

Section 8 Upon receipt of said completion report or annual report the Secretary of Mines shall charge the land affected in each mine inspection district by open pit mining against the bond filed by the operator at the time of registration at the rate of three hundred dollars ($300.00) per acre Should the land actually affected in any mine inspection district by open pit mining within the year exceed the estimate made at the time of registration the operator shall within thirty (30) days thereafter file an [amended certificate and] additional bond upon receipt of such bond the Secretary of Mines shall promptly issue an amended certificate covering the additional acreage covered by such bond If the land actually affected in any mine inspection district by open pit mining during the registration year is less than the estimate made by the operator in the registration certificate application the secretary shall at the end of the registration year release the surplus of the bond and collateral upon which liability has not been charged as aforesaid Provided That no bond or collateral shall be released below three thousand dollars ($3000.00) in the absence of complete compliance with the requirements of this act and should there be a failure of complete compliance with the requirements of this act Not less than the minimum bond in the amount of three thousand dollars ($3000.00) shall be forfeited

Section 9 If the operator continues to engage in open pit mining of bituminous coal beyond the period for which a certificate has been [filed] issued the operator shall reregister with the Department of Mines as hereinbefore provided in the case of the original registration Provided however That the operator may [with the consent of the Secretary of Mines and the surety if any] apply [the] any amount of surplus [of the] bond filed for the preceding year upon bond requirement for the year for which he is reregistering in lieu of a release of the surplus [as provided in section eight (8)]

Section 10 Within one year after the operation is completed the operator shall place sufficient overburden or earth not containing reject coal or combustible material in the open cut to cover the exposed face of the unmined coal which shall begin at least three feet above the top of the coal and shall extend to the bottom of the pit at an angle not to exceed forty-five (45) degrees except where open pit mining cuts into active worked out or abandoned deep mine workings the angle shall not exceed forty-five (45) degrees from the top of the high wall to the bottom thereof and the peaks and ridges of spoilbanks shall be leveled and rounded off to such an extent as will permit the planting of trees grasses or shrubs for the purpose of this section only and for no other provisions of this act highwall mechanical mining shall be considered as open-pit mining Provided however That if the operator or other person desires to conduct

LIBRARY UNIVERSITY OF ILLINOIS

drift mining upon the premises or use the openings for haulageways or other lawful purposes the operator may designate [drift] locations to be used for such purposes at which places it will not be necessary to so place overburden over the face of the coal until such drift mining or other use is completed during which time that portion of the bond on file at the rate of three hundred dollars ($300.00) per acre or fraction thereof applicable to the area designated shall not be released Such [drift] locations shall be described in the completion report and designated on the map attached thereto [Provided also That if the operator desires to use the open cut as a haulageway for the removal of coal from other operations the Secretary of Mines may postpone the covering of the exposed face of the unmined coal for the duration of such use]

Section 5 Section 16 of the act is amended to read

Section 16 [Any] Except as provided in section 4 of this act any operator who proceeds to mine bituminous coal by the open pit mining method without having [registered] received a registration certificate as herein provided or who proceeds to mine bituminous coal by the open pit mining method without securing an amended registration certificate or who fails to reregister and secure a new registration certificate as herein provided or who proceeds to mine bituminous coal by the open pit mining method without having furnished the proper bond as herein provided or who has intentionally filed false information in the application for a registration certificate shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five thousand dollars ($5000.00) [The fine shall be payable to the county in which the violation occurs] The fines shall be paid into and held by the State Treasurer in the "Bituminous Coal Open Pit Mining Reclamation Fund" provided for in section 18 of this act and shall be used by the Secretary of Mines for the sole purpose of foresting or reclaiming land affected by open pit mining of bituminous coal upon lands situated in the county in which the violation occurred

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	Silvert,	Stevenson,
Berger,	Haluska,	McMenamin,	Stiefel,
Blass,	Harney,	McPherson, Jr.,	Taylor,
Camiel,	Hays,	Miller,	Van Sant,
Chapman,	Kessler,	Mullin,	Wade,
Dent,	Kopriver, Jr.,	Pechan,	Wagner,
Derk,	Lane,	Peelor,	Watkins,
Diehm,	Madigan,	Propert,	Watson,
DiSilvestro,	Mahany,	Ruth,	Weiner,
Donolow,	Mallery,	Schmidt,	Whalley,
Flack,	McCreesh,	Scott,	Wolfe,
	McGinnis,	Seyler,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 1977, Printer's No. 1653, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 324, Printer's No. 546;

Senate Bill No. 816, Printer's No. 369; and

House Bill No. 984, Printer's No. 1518.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1023, entitled:

An Act amending the act of June 1, 1933 (P. L. 1172) entitled "Borough Rural State Highway Law" changing or deleting certain routes and adding certain new routes

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE, on behalf of Mr. FLACK, offered the following amendment:

Amend Sec. 2, page 7, by inserting between lines 12 and 13:

"Larksville Borough

"Route . Beginning at a point on Route 40096 near Route 4132, thence in a northwesterly direction over Wilson Street to a point on Route 40058 near Jackson Township Line in the Borough of Larksville, Luzerne County, a distance of about 1.3 miles."

It was agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1024, entitled:

An Act amending the act of June 22 1931 (P. L. 720) entitled "City State Highway Law" adding certain new routes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1025, entitled:

An Act amending the act of June 22 1931 (P. L. 594) entitled "Rural State Highway Law" changing or deleting certain routes and adding certain new routes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 1044, Printer's No. 630, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1057, entitled:

An Act amending the act of August 7 1936 (P. L. 106) entitled as amended "Flood Control Law" authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2045, entitled:

An Act amending the act of July 24 1913 (P. L. 965) entitled "Commodities Weight and Measure Law" clarifying enforcement provisions of the act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bill and passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 2046, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-five.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 173

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, March 22, 1956.

Resolved (if the Senate concur), That House Bill No. 173 Printer's No. 1398, entitled:

An Act providing for the establishment of police pension funds or pension annuities in boroughs, towns and townships, and the regulation and maintenance thereof; providing for continuance of existing funds or transfer thereof to funds herein established; prescribing rights of beneficiaries; and repealing certain acts

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1736

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, March 26, 1956.

Resolved (if the Senate concur), That House Bill No. 1736, Printer's No. 1255, entitled:

An Act amending the act of May 5, 1933 (P. L. 457), entitled "Building and Loan Code," removing the right of appeal to the Governor in cases of incorporation, merger, consolidation and conversion of building and loan associations and Federal savings and loan associations, and making the decision of the Department of Banking conclusive.

be recalled from the Governor for the purpose of amndment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1848

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, March 22, 1956.

Resolved (if the Senate concur), That House Bill No. 1848, Printer's No. 1463, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "Vehicle Code," excluding the weight of safety devices in determining gross weight.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL INTRODUCED AND REFERRED

Mr. PROPERT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. PROPERT, WADE and DENT read in place and presented to the Chair Senate Bill No. 1058, entitled:

An Act amending the act of April 26, 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate, Religious and Charitable uses," authorizing the investment of funds of foreign trusts by

certain foreign corporation fiduciaries in real estate in the Commonwealth of Pennsylvania.

Which was committed to the Committee on Banking.

ADJOURNMENT

Mr. WADE. Mr. President, I move that the Senate do now adjourn until Tuesday, March 27, 1956. at 11:00 o'clock, a. m., Eastern Standard Time.

Mr. CAMIEL. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 2:42 o'clock, p. m., Eastern Standard Time, until Tuesday, March 27, 1956. at 11:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, MARCH 26, 1956

The House met at 1:00 p. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Wednesday, March 21, 1956 will be postponed until printed. The Chair hears none.

PETITION

URGING PASSAGE OF HOUSE BILL No. 653

The SPEAKER laid before the House a petition signed by retired teachers of Clinton County urging passage of House Bill No. 653.

Referred to the Committee on Appropriations.

PETITION

MENTAL HEALTH PROGRAM

The SPEAKER laid before the House a petition signed by the employes of the Pennsylvania State Employes Council No. 26 in support of the Mental Health Program.

Referred to the Committee on Appropriations.

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm to preside temporarily.

Mr. HELM IN THE CHAIR

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 590, 641, 1072 and 1873

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 22, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 590, Printer's No. 127, entitled "An Act amending the act of July 29, 1953 (Appropriation Acts 19 No. 24-A) entitled 'An act making an appropriation to the Department of Mines for the sealing and dewatering of and extinguishment of fires in abandoned coal mines' authorizing the use of the funds for flushing mine voids in certain cases."

GEORGE M. LEADER.

March 22, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 641, Printer's No. 1430, entitled "An Act amending the act of May 1, 1933 (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' authorizing the appointment of sanitary boards and sanitary officers prescribing their powers and duties providing for the enforcement of the administration of health laws by such boards and officers providing for a president and secretary of such boards imposing duties on the Secretary of Health and providing for payments of expenses by townships."

GEORGE M. LEADER.

March 22, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1072, Printer's No. 825, entitled "An Act approving ratifying and enacting into law the Great Lakes Basin Compact making the Commonwealth of Pennsylvania a party thereto creating 'The Great Lakes Commission' providing for the members thereof from the Comomnwealth of Pennsylvania providing for the carrying out of the purposes of the compact and making an appropriation.

GEORGE M. LEADER.

March 22, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1873, Printer's No. 1456, entitled "An Act to further amend the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended 'An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws' by changing provisions relating to certain legal proceedings."

GEORGE M. LEADER.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1361, entitled:

An Act authorizing the creation of regional planning commissions by counties cities boroughs towns or townships authorizing interstate participation in regional planning under certain conditions and conferring powers and imposing duties on regional planning commissions.

And has appointed Messrs. Stevenson, Kopriver and

Lane a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

RESOLUTION

RECALLING HOUSE BILL No. 173 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, March 22, 1956.

Resolved (if the Senate concur), that House Bill No. 173, Printer's No. 1398, entitled "An act providing for the establishment of police pension pension funds or pension annuities in certain boroughs towns and townships and the regulation and maintenance thereof providing for continuance of existing funds or transfer thereof to funds herein established prescribing rights of beneficiaries and repealing certain acts," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1736 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, March 26. 1956.

Resolved (if the Senate concur), that House Bill No. 1736, Printer's No. 1255, entitled "An act amending the act of May 5, 1933 (P. L. 457) entitled 'An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts' removing the right of appeal to the Governor in cases of incorporation merger consolidation and conversion of building and loan associations and Federal savings and loan associations and authorizing appeals to the Court of Common Pleas of Dauphin County," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1848 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, March 22, 1956.

Resolved (if the Senate concur), that House Bill No. 1848, Printer's No. 1463, entitled "An act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' excluding the weight of safety devices in determining gross and axle weight," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 26, 1956.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, April 3, 1956 at a time to be fixed by the Senate, unless sooner recalled by the President Pro Tempore of the Senate, and when the House of Representatives adjourns this wek, it reconvene Monday, April 2, 1956 at a time to be fixed by the House of Representatives, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2046.

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-five.

With the information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 2046, entitled:

An Act making an appropriation to the Department

of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-five

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

Mr. HELM IN THE CHAIR

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 896, entitled:

An Act reenacting and amending the act of January 5, 1952 (P. L. 1833) entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations" extending its provisions to include additional persons increasing contribution rates and providing for referenda and permitting modification of certain local retirement plans

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

APPROPRIATION BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2084, entitled:

An Act making an appropriation to the Department of Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 343, entitled:

An Act making an appropriation to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnostic Laboratory at the National Agricultural College Farm School Pennsylvania

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 791, entitled:

An Act making an appropriation to the Department of Agriculture for developing and operating a livestock show

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 530, entitled:

An Act prohibiting the proprietors of motion picture theaters in first class cities from exhibiting first run pictures for a period longer than six weeks making exemptions thereto and imposing penalties

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1202, entitled:

An Act providing for the payment of the salary medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, 1 move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1774, entitled:

An Act amending the act of May 20, 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities ***" extending the time for claiming credit for service with a school district of the first class.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2077, entitled:

An Act amending "The General State Authority Act of one thousand nine hundred forty-nine" approved March 31, 1949 (P. L. 372) authorizing the issuance of bonds for refunding purposes.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2083, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) providing for the appointment of deputy commissioners of the Pennsylvania State Police and the fixing of their salaries.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2091, entitled:

An Act amending the act of August 16, 1951 (P. L. 1240) a supplement to the State Employes' Retirement Law extending its provisions to present and future cases.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 31, entitled:

An Act creating a commission to arrange plans for the celebration of the One-hundredth Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address and making an appropriation.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

BILL PASSED OVER

There being no objection

Senate Bill No. 246, Printer's No. 171

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 790, entitled:

An Act to amend the "Second Class County Code * * *" by authorizing collection of data concerning deceased veterans of armed conflicts and authorizing the erection of monuments to veterans of armed conflicts.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 891, entitled:

An Act amending the "State Employes' Retirement Law ***" changing and clarifying contributions and credit provisions where employes are placed under social security.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 892, entitled:

An Act amending "The Third Class City Code ***" imposing duties on pension boards changing contributions and changing and clarifying certain allowances and benefits when employes are placed under social security.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 893, entitled:

An Act amending the "Public School Employes Retirement Law ***" changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriations.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 895, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" imposing duties on pensions boards changing contributions and changing and clarifying benefits and allowances when employes are placed under social security

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 970, Printer's No. 517

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1019, entitled:

An Act amending the act of May 12, 1943 (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases

into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1036, entitled:

An Act amending the act of June 25, 1947 (P. L. 1145) entitled as amended "An act empowering ctiies of the second class cities of the second class A cities of the third class borough towns townships of the first class townships of the second class school districts of the second class districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" increasing and maximum millage amount for certain political subdivisions.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 620, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeiures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. PETROSKY. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the third reading of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Westmoreland, Mr. Petrosky vote on the third reading of this bill?

Mr. PETROSKY. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 3 (Section 1002), page 5, line 14, by inserting a bracket before and after "shall" and inserting immediately thereafter "may."

Amend Section 3 (Section 1002), page 5, line 19, by inserting a bracket before "Under" and after "other" and inserting immediately thereafter "or under any."

Amend Section 3 (Section 1002), page 6, line 1, by inserting a bracket before and after "shall" and inserting immediately thereafter "may."

Amend Sec. 4 (Sec. 1201) page 8, line 19 by inserting a hyphen after "mis."

Amend Sec. 6 (Sec. 1206), page 14, line 3, by striking out "[this" and inserting in lieu thereof "[but this."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

APPROPRIATION BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 1675 Printer's No. 1614

was passed over at the request of the SPEAKER pro tempore.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection

House Bill No. 1904 Printer's No. 1612 and

House Bill No. 1984 Printer's No.

were passed over at the request of the SPEAKER pro tempore.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 885, Printer's No. 1488, on page 7 of today's calendar, bills on final passage postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1176,

Printer's No. 1415, on page 7 of today's calendar, bills on final passage postponed.

SENATE MESSAGE

RECALLING SENATE BILL No. 39 FROM GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 22, 1956.

Resolved (if the House of Representatives concur), that Senate Bill No. 39, Printer's No. 537, entitled "An act amending the act of July eleven one thousand nine hundred and seventeen (P. L. 758) entitled 'An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties' further defining drugs coming within the scope of said act and changing the penalties for the illegal sale dispensing or giving away of drugs," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 452, entitled:

An Act relating to and regulating the practice of massage providing for the licensure and for the revocation and suspension of licenses of masseurs and masseuses by the Department of Public Instruction conferring powers and imposing duties upon the Department of Public Instruction and prescribing penalties

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

House Bill No. 1430, Printer's No. 1606
House Bill No. 1544, Printer's No. 1533
House Bill No. 1855, Printer's No. 1607
House Bill No. 1872, Printer's No. 1534
House Bill No. 1948, Printer's No. 1608 and
House Bill No. 2015, Printer's No. 1609

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2030, as follows:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" authorizing the reassessment of after built property and imposing liability for township taxes upon the owners thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act of May 1, 1933 (P. L. 103) known as "The Second Class Township Code" reenacted and amended July 10, 1947 (P. L. 1481) is amended by adding after section 909 a new section to read

Section 909.1 Additions and Revisions to Duplicates Whenever in any second class township there is any construction of a building or buildings after the township supervisors have prepared a duplicate of the assessment of township taxes and the building is not included in the tax duplicate of the township the authority responsible for assessment in the township shall upon the request of the township supervisors direct the assessor in the township to inspect and reassess subject to the right of appeal and adjustment provided by the act of Assembly under which assessments are made all taxable property in the township to which major improvements have been made after the original duplicates were prepared and to give notice of such reassessments within ten days to the authority responsible for assessments the township and the property owner The property shall then be added to the duplicate and shall be taxable for township purposes at the reassessed valuation for that proportionate part of the fiscal year of the township remaining after the property was improved Any improvements made during the month shall be computed as having been made on the first of the month A certified copy of the additions or revisions to the duplicate shall be furnished by the township supervisors to the township tax collector together with their warrant for collection of the same and within ten days thereafter the tax collector shall notify the owner of the property of the taxes due the township

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boles,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,

Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

BILLS PASSED OVER

There being no objection

House Bill No. 2043, Printer's No. 1450;
House Bill No. 2070, Printer's No. 1611;
House Bill No. 2074, Printer's No. 1618;
House Bill No. 2097, Printer's No. 1619; and
House Bill No. 2098, Printer's No. 1620;

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 160, as follows:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" changing the provisions as to contributors who died before retirement

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 14.2 and 14.3 act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" added July 29, 1953 (P. L. 993) are amended to read

Retirement While in State Service

Section 14.2 Any contributor who is or was entitled to retire under the provisions of this act by reason of having completed twenty-five (25) years of total service or by reason of having reached superannuation retirement age and who shall die while in State service before filing with the retirement board a written application for retirement as heretofore provided or has died [and whose payments into the fund have not been withdrawn] while in State service and without having filed a written statement as required in sections thirteen and fourteen of this act shall be considered as having elected Option 1 as provided in section fourteen of this act as of the date of his or her death In such even payment under Option 1 shall be made to the beneficiary designated in the nomination of beneficiary form on file with the retirement board [if] or if said beneficiary has predeceased the contributor [payment under Option 1 shall be made] to the legal representative of said contributor If the cnotributor has died while in State service and his or her accumulated deductions have been paid as provided in subsection four of section eleven of this act to his or her estate or to the beneficiary designated in the nomination of beneficiary form on file with the retirement board there shall be deducted from said payment under Option 1 the amount of said accumulated deductions

Section 14.3 The provisions of sections fourteen point one and fourteen point two shall apply to all contributors who became eligible for retirement before the twenty-ninth day of July one thousand nine hundred fifty-three and who have died since January first one thousand nine hundred fifty without having filed a written statement as required in sections thirteen and fourteen of [the] this act [to which this is an amendment] Provided however That application for payment of benefits shall be made [within six (6) months of the effective date of this act] on or before December 31, 1956.

Section 2 This act shall take effect immediately

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, W. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boies,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Haudenshield,	Mihm,	Steckel,
Boory,	Hass,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Hensel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Williams,
Ewing,	Leiby,	Pomeroy,	Willaredt,
Farabaugh,	Leisey,	Price,	Wilt,

Filo,	Leisey,	Pursley,	Wood,
Fineman,	Leonard,	Readinger,	Worley,
Flint,	Leven,	Reibman,	Yetter,
Floyd,	Light,	Reidenbach,	Yetzer,
Flynn,	Limper,	Renwick,	Young,
Foster,	Lippincott,	Rigby,	Ziegler,
Frank,	Lopresti,	Rosen,	Andrews,
Frascella,	Lovett,	Rovansek,	Speaker
	Lutty,		

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection

Senate Bill No. 209, Printer's No. 610

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 221, as follows:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain contributors to change from the one one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class and defining the benefits to be obtained thereby

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (9) of section 8 act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' amended January 14, 1952 (P. L. 1911) is amended to read

State Employees Retirement Fund and Accounts

Section 8

* * *

(9) A contributor whether an original member or a new member who is in active service on the first day of June one thousand nine hundred forty-nine may transfer from the one one-hundredth-sixtieth (1-160) class to be one one-hundredth (1-100) class Provided That he completes the transfer on or before the thirty-first day of December one thousand nine hundred and [forty-nine] fifty-six Provided further That a person separated from State service on the first day of June one thousand nine hundred forty-nine who returns to State service after such date and rejoins the retirement association may transfer from the one one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class if such transfer is requested in writing within sixty (60) days from the date of this amendment or the date of return to State service whichever is later Provided also That in the event of such transfer the percentum of salary deductions applicable to such transferred member in the one one-hundredth (1-100) class shall be based upon the same age of the contributor as was used in determining the per centum of salary deduction applicable while in the one one-hundred-sixtieth (1-160) class

Where a member has transferred from the one one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class as above provided his State annuity upon retirement shall except as hereinafter provided be calculated as follows

(a) For service prior to the time of transfer at the one one-hundred-sixtieth (1-160) rate

(b) For service subsequent to the date of transfer to the date of retirement at the one one-hundredth (1-100) rate

(c) For all service prior to the time of commencing contribution as the time he contributed at the one one-hundred-sixtieth (1-160) rate bears to the total time of contribution and as the time he contributed at the one one-hundredth (1-100) rate bears to the total time of contribution

A contributor whether an original member or a new member on the first day of June one thousand nine hundred forty-nine and who heretofore has transferred or shall hereafter transfer from the one one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class as above provided may on or before the thirty-first day of December one thousand nine hundred [forty-nine] fifty-six pay to the retirement association a sum squal to the difference between the sum of the amounts that would have been deducted from his or her payroll each payroll period since he or she became a member if he or she had elected to contribute in the one one-hundredth (1-100) class and the sum of the amounts actually deducted or in lieu of the payment of a lump sum a member transferring as herein providel may pay such sum in installments through payroll deductions Such back payments may be spread over a period of years by having such regular payroll deductions of such persons increased by not less than one-third of the amount thereof which deduction increase shall be credited to such back payments owing and shall be continued until the amount thereof shall be paid in full unless such member is retired under the provisions of this act before such back payments have been completed Any such deduction increase may be anticipated in full by the member at any time and shall be anticipated in full at the time of retirement before a retirement allowance is granted and if not so anticipated then the member's annuity shall be calculated on the total accumulated deductions standing to his credit and his State annuity shall be reduced by an amount equivalent to the reduction which occurs in the member's annuity due to the amount of the back payments not so anticipated The State annuity upon retirement of any member having made such payments in full shall be the same as though the member had elected to contribute in the one one-hundredth (1-100) class immediately upon becoming a member

Section 2 This act shall take effect immediately

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,

Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boies,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Ziegler,
Foster,	Lopresti,	Rigby,	Young,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 335, Printer's No. 425

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 414, as follows:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring the Department of Labor and Industry to annually inspect emergency lighting systems sprinkler systems and fire alarm systems in all buildings owned or operated by the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2202 act of April 9, 1929 (P. L. 177) known as "The Administrative Code of 1929" is amended by adding at the end thereof a new clause to read

Section 2202 Inspection and Administration The Department of Labor and Industry shall have the power and its duty shall be

* * *

(i) To annually inspect emergency lighting systems sprinkler systems and fire alarm systems in all buildings owned or operated by the Commonwealth and to report the respective operating conditions thereof to the departments of the Commonwealth having jurisdiction of the buildings

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Ashton,	Garlock,	Markley,	Rudisill,
Amarando,	Gelfand,	Maxwell,	Sarraf,
Anderson, M. S.,	George,	McCann,	Scarcelli,
Anderson, S. A.,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boies,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Williams,
Ewing,	Leiby,	Pomeroy,	Willaredt,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Light,	Readinger,	Worley,

Flint,	Leven,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 420, Printer's No. 483;

Senate Bill No. 591, Printer's No. 217; and

Senate Bill No. 600, Printer's No. 330

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 657, as follows:

An Act amending the act of August 22, 1953 (Appropriations Act 101) entitled "An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsvylvania and prescribing certain conditions upon which the appropriation will be available to the school" increasing the per capita annual maintenance rate of wards of the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1 act of August 22, 1953 (Appropriations Acts 101) entitled "An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school" as reduced by the Governor is amended to read

Section 1 An appropriation is hereby made to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania for the maintenance of six hundred (600) wards of the Commonwealth at [eight hundred fifty dollars ($850)] nine hundred sixty dollars ($960) per capita per annum and the sum of one million twenty thousand dollars ($1,020,000) or as much thereof as may be necessary is hereby specifically appropriated to the said institution for the purpose stated to cover the two fiscal years beginning June first one thousand nine hundred fifty-three Absences or vacations of three weeks or less in any fiscal year shall not be deducted but any absences or vacations in excess of three weeks in any fiscal year shall be deducted

Section 2 This act shall take effect immediately

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boles,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucohin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 833 Printer's No. 327

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 836, as follows:

An Act amending the act of July 12. 1919 (P. L. 941) entitled "An act providing for the preparation contents style printing and binding of the Legislative Journal and its delivery and distribution providing for the preparation printing and binding of the Journals of the Senate and House of Representatives authorizing the appointment of official reporters expert typewriters clerks and other employes and providing for their compensation and mileage providing for the making of an appendix and index the printing of wrappers or envelopes for mailing the Legislative Journal and repealing all acts or parts of acts inconsistent herewith" eliminating requirements for printing bills joint resolu-

tions and reports of conference committees in full in the Legislature Journal

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 2 act of July 12, 1919 (P. L. 941) entitled "An act providing for the preparation contents style printing and binding of the Legislative Journal and its delivery and distribution providing for the preparation printing and binding of the Journals of the Senate and House of Representatives authorizing the appointment of official reporters expert typewriters clerks and other employes and providing for their compensation and mileage providing for the making of an appendix and index the printing of wrappers or envelopes for mailing the Legislative Journal and repealing all acts or parts of acts inconsistent herewith" amended June 19, 1939 (P. L. 411) is amended to read

Section 2 The Legislative Journal shall be prepared under the direction of the chief clerks of the Senate and House of Representatives by the official reporters clerks and employes of each House authorized to supervise and prepare the same and shall contain the following matters namely motions resolutions (simple and concurrent) in full petitions remonstrances and memorials by brief reference debate in full bills and joint resolutions on first [and] second and third reading and final passage by title [on third reading and final passage in full] reports of conference committees [in full] by title in the proceedings of both Houses the yeas and nays messages and communications from either House to the other or to the Governor or messages and communications from the Governor to either House in full the biennial messages and inaugural address of the Governor and tabulated returns of elections for State officers in full in the proceedings of the Senate and by reference only in the proceedings of the House returns of elections for Senators and Members in full in the proceedings of the respective Houses to which returns are made annual communications of the several State departments by brief reference reports of institutions and organizations required by law to be made to the Legislature by brief reference in the proceedings of the day on which presented reports of committees on bills by title only bills introduced by title only executive nominations when confirmed at the same time and by the same vote with but one list of yeas and nays appended in full in the proceedings of the Senate and generally what is actually said read or done under the limitations heretofore prescribed A list of the standing committee of the Senate and House of Representatives shall be printed in solid form at the end of the proceedings in the last number of each month The reports of all special committees presented in either House shall be printed in an appendix unless authorized by resolution to be printed in the same day's Journal on which the report is presented in which case the said report shall be printed but once in separate form following the proceedings of both Houses The Legislative Journal shall include an appendix which shall contain an index to the Legislative Journal and said appendix the index to be compiled under the direction of the librarian of the Senate and shall be prepared as concisely as possible the said appendix and index to be part of the Legislative Journal The reports and other matters in the appendix shall be printed in separate sections Provided That the chief clerks of the respective Houses may each order not more than three thousand extra copies of any particular report or matter appearing in the appendix to be delivered by the printer to the Division of Distribution of Documents subject to requisition as follows by the Senate three-twelfths by the House of Representatives five-twelfths and four-twelfths by the Legislative Reference Bureau The appendix shall be printed in the manner and style provided in section three of this act Five hundred and fifty copies of the appendix and four hundred copies of the index shall be printed Fifty copies of the complete unbound appendix shall be furnished and delivered by the printer to the Senate fifty copies to the House of Representatives and fifty copies to the Legislative Reference Bureau Four hundred copies each of the appendix and index shall be retained by the printer of the Legislative Journal and bound by him together with a like number of each copy of the Legislative Journal as hereinafter provided and be delivered by him to the Division of Distribution of Documents and be subject to requisition as herein provided

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	**Frost,**	**Magee,**	**Royer,**
Agnew,	**Gaffney,**	**Mahan,**	**Rubin,**
Amarando,	Garlock,	**Markley,**	**Rudisill,**
Anderson, M. S.,	**Gelfand,**	**Maxwell,**	**Sarraf,**
Anderson, S. A.,	**George,**	**McCann,**	**Scarcelli,**
Ashton,	**Gibb,**	**McCormack,**	**Schuster,**
Auker,	**Gibson,**	**McGee,**	**Sherman,**
Banker,	**Goldstein,**	**McInroy,**	**Sigman,**
Barnatovich,	**Gramlich,**	**McKeever,**	**Smith, C. C.,**
Bazin,	**Greenwood,**	**McLaughlin,**	**Smith, Wm. B.,**
Bell,	**Guss,**	**McWherter,**	**Snider,**
Blair,	**Guthrie,**	**Meholchick,**	**Stank,**
Boles,	**Hamilton, R. K.,**	**Metz,**	**Stebbins,**
Bonner,	**Hass,**	**Mihm,**	**Steckel,**
Boory,	**Haudenshield,**	**Mikula,**	**Stephens,**
Bower,	**Heavey,**	**Miller,**	**Stevenson,**
Branca,	**Helm,**	**Mills,**	**Stone,**
Breisch,	**Henzel,**	**Monroe,**	**Stoner,**
Brennan, A. P.,	**Hewitt,**	**Moody,**	**Strausser,**
Brennan, J. J.,	**Hocker,**	**Moran,**	**Stroup,**
Brenninger,	**Holt,**	**Moscrip,**	**Swartz,**
Breth,	**Horst,**	**Muldowney,**	**Taylor,**
Brown,	**Houk,**	**Mullen,**	**Thomas,**
Bucchin,	**Isaacs,**	**Munley,**	**Thompson,**
Bullen,	**Jenkins,**	**Murphy,**	**Toll,**
Capano,	**Johnson,**	**Murray, H. P.,**	**Tompkins,**
Cianfrani,	**Jones, G. E.,**	**Murray, J. J.,**	**Toomey,**
Cioffi,	**Jones, T. H. W.,**	**Murray, P. G.,**	**Varallo,**
Cochran,	**Jump,**	**Musto,**	**Varner,**
Comer,	**Kamyk,**	**Naugle,**	**Vaughan,**
Connelly,	**Kehler,**	**Needham,**	**Verona,**
Cooper,	**Keller,**	**Ogilvie,**	**Wall,**
Curwood,	**Kent,**	**Olsen,**	**Wallace,**
Davis,	**Kline,**	**O'Neil,**	**Walsh,**
Donahue,	**Knecht,**	**Pacchioli,**	**Wargo,**
Donaldson,	**Kolankiewicz,**	**Parry,**	**Waterhouse,**
Dougherty,	**Kooker,**	**Pashley,**	**Weidner,**
Down,	**Kornick,**	**Paulhamus,**	**Welsh,**
Ehrgood,	**Kratz,**	**Petrosky,**	**Wescott,**
Eilberg,	**Kromer,**	**Pettigrew,**	**Wheeler,**
Erb,	**Lafore,**	**Polaski,**	**Whitenight,**
Eshleman,	**Lawyer,**	**Polen,**	**Willaredt,**
Ewing,	**Leiby,**	**Pomeroy,**	**Williams,**
Farabaugh,	**Leisey,**	**Price,**	**Wilt,**
Filo,	**Leonard,**	**Pursley,**	**Wood,**
Fineman,	**Leven,**	**Readinger,**	**Worley,**
Flint,	**Light,**	**Reibman,**	**Yetter,**
Floyd,	**Limper,**	**Reidenbach,**	**Yetzer,**
Flynn,	**Lippincott,**	**Renwick,**	**Young,**
Foster,	**Lopresti,**	**Rigby,**	**Ziegler,**
Frank,	**Lovett,**	**Rosen,**	**Andrews,**
Frascella,	**Lutty,**	**Rovansek,**	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 906, as follows:

An Act amending the act of June 20, 1947 (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties" as amended by changing the penalties on taxes not paid when due

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (b) of Section 9 of the Act of June 20, 1947 (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties" as amend by the Act of May 12, 1949 (P. L. 1238) is amended to read

Section 9 Suit on Collection Penalty

* * *

(b) If for any reason the tax is not paid when due in each year interest at the rate of six per centum (6%) per annum on the amount of said tax and an additional penalty of one per centum (1%) of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid shall be added and collected provided that the maximum penalty which shall be imposed on a tax not paid when due shall be seven (7%) percent Where suit is brought for the recovery of any such tax the person shall be liable for and in addition to the tax assessed against such person the costs of such collection and interest and penalties herein imposed shall be collected

Section 2 The provisions of this act shal be effective for all taxes levied for the tax year 1948 and all subsequent tax years

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	**Gaffney,**	**Magee,**	**Royer,**
Agnew,	**Garlock,**	**Mahan,**	**Rubin,**
Amarando,	**Gelfand,**	**Markley,**	**Rudisill,**
Anderson, M. S.,	**George,**	**Maxwell,**	**Sarraf,**
Anderson, S. A.,	**Gibb,**	**McCann,**	**Scarcelli,**
Ashton,	**Gibson,**	**McCormack,**	**Schuster,**
Auker,	**Goldstein,**	**McGee,**	**Sherman,**
Banker,	**Gramlich,**	**McInroy,**	**Sigman,**
Barnatovich,	**Greenwood,**	**McKeever,**	**Smith, C. C.,**
Bazin,	**Guss,**	**McLaughlin,**	**Smith, Wm. B.**
Bell,	**Guthrie,**	**McWherter,**	**Snider,**
Blair,	**Hamilton, R. K.,**	**Meholchick,**	**Stank,**
Boles,	**Hamilton, W. H.,**	**Metz,**	**Stebbins,**
Bonner,	**Hass,**	**Mihm,**	**Steckel,**
Boory,	**Haudenshield,**	**Mikula,**	**Stephens,**
Bower,	**Heavey,**	**Miller,**	**Stevenson,**
Branca,	**Helm,**	**Mills,**	**Stone,**
Breisch,	**Henzel,**	**Monroe,**	**Stoner,**
Brennan, A. P.,	**Hewitt,**	**Moody,**	**Strausser,**
Brennan, J. J.,	**Hocker,**	**Moran,**	**Stroup,**
Brenninger,	**Holt,**	**Moscrip,**	**Swartz,**
Breth,	**Horst,**	**Muldowney,**	**Taylor,**
Brown,	**Houk,**	**Mullen,**	**Thomas,**
Bucchin,	**Isaacs,**	**Munley,**	**Thompson,**
Bullen,	**Jenkins,**	**Murphy,**	**Toll,**
Capano,	**Johnson,**	**Murray, H. P.,**	**Tompkins,**
Cianfrani,	**Jones, G. E.,**	**Murray, J. J.,**	**Toomey,**
Cioffi,	**Jones, T. H. W.,**	**Murray, P. G.,**	**Varallo,**
Cochran,	**Jump,**	**Musto,**	**Varner,**
Comer,	**Kamyk,**	**Naugle,**	**Vaughan,**
Connelly,	**Kehler,**	**Needham,**	**Verona,**
Cooper,	**Keller,**	**Ogilvie,**	**Wall,**
Curwood,	**Kent,**	**Olsen,**	**Wallace,**
Davis,	**Kline,**	**O'Neil,**	**Walsh,**
Donahue,	**Knecht,**	**Pacchioli,**	**Wargo,**
Donaldson,	**Kolankiewicz,**	**Parry,**	**Waterhouse,**
Dougherty,	**Kooker,**	**Pashley,**	**Weidner,**
Down,	**Kornick,**	**Paulhamus,**	**Welsh,**
Ehrgood,	**Kratz,**	**Petrosky,**	**Wescott,**
Eilberg,	**Kromer,**	**Pettigrew,**	**Wheeler,**
Erb,	**Lafore,**	**Polaski,**	**Whitenight,**
Eshleman,	**Lawyer,**	**Polen,**	**Willaredt,**
Ewing,	**Leiby,**	**Pomeroy,**	**Williams,**
Farabaugh,	**Leisey,**	**Price,**	**Wilt,**
Filo,	**Leonard,**	**Pursley,**	**Wood,**
Fineman,	**Leven,**	**Readinger,**	**Worley,**
Flint,	**Light,**	**Reibman,**	**Yetter,**
Floyd,	**Limper,**	**Reidenbach,**	**Yetzer,**
Flynn,	**Lippincott,**	**Renwick,**	**Young,**
Foster,	**Lopresti,**	**Rigby,**	**Ziegler,**
Frank,	**Lovett,**	**Rosen,**	**Andrews,**
Frascella,	**Lutty,**	**Rovansek,**	**Speaker**
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 916, as follows:

An Act authorizing the Pennsylvania Historical and Museum Commission to make a study of appropriate ways and methods for developing and promoting the historical interest of Philadelphia and vicinity and specifically for developing a "colonial compound" in Germantown

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Pennsylvania Historical and Museum Commission is hereby authorized and empowered to make a study of appropriate ways and methods by which the historical interest of the City of Philadelphia and of its vicinity may best be promoted and by which historic homes and buildings still remaining in that area may be developed and presented as a basis for a fuller understanding and appreciation of the great contribution of colonial Philadelphia to the formation of American ideas and institutions

Section 2 Great attention has been given to such historical developments in other states at Williamsburg the colonial capital of Virginia from 1699 to 1779 the Capitol The Governor's Palace taverns homes and even the colonial jail have been restored in minute and authentic detail and Colonial Williamsburg has become a major attraction for tourists At Old Sturbridge Village in Massachusetts a typical eighteenth century New England village has been created by collecting and moving in old buildings from all over New England A similar and equally interesting project is the development of Cooperstown New York under the auspices of the New York State Historical Association Such unified restorations or developments give visitors the impression of the actual environment of colonial days and thus give life and reality to the times when the ideals and institutions of our State and Nation were in the making

Section 3 Philadelphia was the capitol of Pennsylvania from 1683 to 1799 the seat of the Continental Congress during several years of the American Revolution and the

capitol of the United States from 1790 to 1800 Here the Declaration of Independence was adopted and the Constitution of the United States drafted In the eighteenth century Philadelphia became the chief city of the American colonies and the major center of culture and trade Here the General Assembly of Pennsylvania made great strides toward free popular representative government before and during the Revolution and the experience and practice of Pennsylvania could serve as guide and model for other states

Section 4 Philadelphia is now a great modern city but there still remain within it many areas where groups of historic buildings survive virtually intact from the past notably Germantown where it would be possible to recreate the environment of the past in a convincing and impressive manner one fine example of an area with historic buildings which are adjacent and well suited to form a distinctive "colonial compound" contains the following buildings

(1) Cliveden otherwise known as the Chew House and one of the famous mansions of the colonial period It was built in 1763-1764 by Benjamin Chew who was Attorney General of the Province of Pennsylvania from 1755 to 1769 Chief Justice from 1774 to the Revolution and President Judge of the High Court of Errors and Appeals from 1791 to 1808 Cliveden was a focal point of the Battle of Germantown on October 3 1777 and suffered damage from gunfire This Georgian Colonial House designed for a man of culture and wealth is an example of the best taste of the day both in its exterior and interior

(2) The Bardsley House at 6500 Germantown Avenue is a picturesque example of early smaller houses It dates from colonial times but is named for John Bardsley who occupied it in the 1870's Sometimes it is called Sparrow Jack's House because Bardsley is said to have imported English sparrows to Germantown

(3) The Daniel Billmeyer House also known as the Mathieu House at 6504 Germantown Avenue exemplifies domestic architecture of the Federal period The rear wing of the building dates from colonial times

(4) The Michael Billmeyer House at 6505-6507 Germantown Avenue is of the Colonial period and is really two houses under one roof According to tradition the attack on the Chew House during the Battle of Germantown was directed from the front steps of this building It was acquired by Hans George Bensell in 1727 and sold to the printer Michael Billmeyer in 1789 Here the "Germantauner Zeitung" was published With its gables and pent eaves its comfortable rooms and ample proportions it is typical of colonial Germantown

(5) The Christopher Mason House or Elkinton House at 6514 Germantown Avenue shows the transition between Colonial and Federal architecture the rear wing being much earlier than the Federal front It stands on land acquired by Mason in 1797 and the main part was probably built in 1798 the date inscribed on the chimney

Section 5 In making this study the Pennsylvania Historical and Museum Commission shall cooperate with the Philadelphia Historic Buildings Committee the Germantown Historical Society The Historical Society of Pennsylvania the Philadelphia City Planning Commission the National Park Service the National Trust for Historic Preservation and any other organizations and agencies which may be concerned in the development of historic Philadelphia

Section 6 The Pennsylvania Historical and Museum Commission shall report to the General Assembly at its next regular session the results of this study giving primary consideration and discussing possibilities with regard to

(1) The development in Germantown of a "colonial compound" including some or all of the historic buildings now remaining in that part of the City of Philadelphia

(2) Publicizing and calling attention to the significance of historic Philadelphia in the history of the United States

(3) The establishment of a joint committee or board representing the interest of the Commonwealth the Federal Government the City of Philadelphia and historical organizations in the development and presentation of historic Philadelphia

Section 7 To aid in carrying out the provisions of this act the Pennsylvania Historical and Museum Commission is hereby empowered to create and appoint committees and to appoint historical consultants who shall serve without cost to the Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Geifand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boles,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murray, H. P.,	Toll,
Capano,	Johnson,	Murray, J. J.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murphy,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty.	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 957 Printer's No. 516 and

Senate Bill No. 987, Printer's No. 545
were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1020, as follows:

An Act amending the act of May 26 1949 (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiudciaries" further prescribing the eligibility for authorized investments of the obligations of municipality authorities

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (3) of section 5 act of May 26 1949 (P. L. 1828) known as the "Fiduciaries Investment Act of 1949" amended August 19 1953 (P. L. 1154) is amended to read

Section 5 Obligations of Pennsylvania Governmental Organizations Obligations of the following Pennsylvania governmental organizations shall be authorized investments

* * *

(3) Municipality Authorities Obligations of any municipality authority issued pursuant to the laws of the Commonwealth relating to the creation or operation of municipality authorities if the obligations are not in default and if the project for which the obligations were issued is under lease to a municipality or municipalities or subject to a service contract with a municipality or municipalities pursuant to which the authority will receive lease rentals or service charges available for fixed charges on the obligations of not less than one and one-fifth times the annual fixed charges of such obligations over the life thereof or if the obligations are not in default and if the period of five fiscal years next preceding the date of acquisition the income of such authority available for fixed charges has averaged not less than one and one-fifth times its average annual fixed charges of such obligations over the life of such obligations As used in this clause the term "income available for fixed charges" shall mean income after deducting operating and maintenance expenses and unless the obligations are payable in serial annual maturities or are supported by annual sinking fund payments depreciation but excluding extraordinary nonrecurring items of income or expenses and the term "fixed charges" shall include principal both maturity and sinking fund and interest on bonded debt In computing such income available for fixed charges for the purposes of this section the income so available of any corporation acquired by any municipality authority may be included such income to be calculated as though such corporation had been operated by a municipality authority and an equivalent amount of bonded debt were outstanding

The eligibility for investment purposes of obligations of each project of a municipality authority shall be separately considered hereunder and if the project of a municipality authority is a public school building no earning record shall be required as a condition of eligibility for investment by fiduciaries

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boles,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lopresti,	Renwick,	Young,
Foster,	Lippincott,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 217, Printer's No. 1514, on page 14, of today's calendar, bills on third reading postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1939, Printer's No. 1226, on page 15 of today's calendar, bills on third reading postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1974, Printer's No. 1340, on page 15 of today's calendar, bills on third reading postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1996, Printer's No. 1389, on page 16 of today's calendar, bills on third reading postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 2065, Printer's No. 1489, on page 16 of today's calendar, bills on third reading postponed.

RESOLUTION

RESOLUTION No. 27

Mr. READINGER. Mr. Speaker, I call up House Resolution No. 27 on page 16 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 22, 1955.

Thousands of motorists each year travel one of the finest highways ever engineered the Pennsylvania Turnpike conceived and constructed not only as a convenience but as a safety measure to motorists in their trans-state auto trips

One of the safety measures conceived for the preservation of motorists' lives was the construction of tunnels with the purpose in mind of avoiding the steep inclines the railroad crossings and the dangerous intersections with their cross roads found to be the grim reaper of many motorists

Despite the foresight and ingenuity in incorporating the tunnels as safety precautions into the turnpike system their very purpose is being nullified by the use of inadequate lighting as evidenced by an increasing number of fatalities and which makes it mandatory that remedial action be taken at once therefore be it

Resolved (the Senate concurring) That the Pennsylvania Turnpike Commission maintain the tunnel system in a safe and proper manner by the installation of a lighting system of sufficient candlepower to eliminate any blind-vision areas while traveling through the tunnels

Resolved That the Pennsylvania Turnpike Commission make a report to this Session of the General Assembly as soon as possible after the improved lighting system is installed

Resolved That a copy of this resolution be transmitted to the Pennsylvania Turnpike Commission

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

HOUSE RESOLUTION No. 131

Mr. READINGER. Mr. Speaker, I call up House Resolution No. 131 on page 17 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, December 1, 1955.

The State Board of Medical Education and Licensure of the Commonwealth of Pennsylvania issued a ruling on December 13, 1951 to accept for internship and licensure in Pennsylvania only graduates from foreign medical schools that are recommended for approval by a recognized accrediting agency such as the American Medical Association The credentials of each applicant however must be evaluated and approved by the board even though the medical school has been recommended for approval by the American Medical Association

Since the end of World War II Pennsylvania has not recognized the medical doctor diplomas of the Italian medical schools although the neighboring states of New York Connecticut New Jersey and the states of Illinois and California do recognize such diplomas

Italian universities admit to medical schools American students who have passed a very careful screening

The ruling of the Pennsylvania State Board of Medical Education and Licensure imposes financial burdens hardships and many inconveniences on future doctors who have obtained medical education in Italy therefore be it

Resolved That the House of Representatives protests the regulation and ruling of the State Board of Medical Education and Licensure as being unreasonable and discriminatory and be it further

Resolved That a committee of five members of the House of Representatives be appointed by the Speaker of the House to investigate the policies methods and practice of the State Board of Medical Education and Licensure with respect to acceptance for internship and licensure of graduates of foreign medical schools and be it further

Resolved That said committee make a report of its findings and recommendations to the General Assembly as soon as possible

RESOLUTION

Mr. READINGER. Mr. Speaker, I call up House Resolution No. 164 on page 17 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, March 20, 1956.

Whereas Bills have been introduced in the current and earlier sessions of the General Assembly for the purpose of authorizing and regulating the sale by mutual savings banks of life insurance in limited amounts without the employment of agents or solicitors and for the establishment and operation of life insurance departments by mutual savings banks and the information of a savings bank life insurance company and

Whereas It is represented that such savings bank life insurance would be advantageous to the people of this Commonwealth because of certain advantages including lower cost therefore be it

Resolved (the Senate concurring) That the Joint State Government Commission is hereby directed to study and investigate the subject of savings bank life insurance and report to the next session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry the recommendations into effect

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

COMMEMORATING BIRTHDAY OF JOHN TRIMBLE ROTHROCK

Mr. READINGER. Mr. Speaker, I call up on page 16 of today's calendar the resolution commemorating the birthday of John Trimble Rothrock.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 21, 1956.

April 9, 1956, is the 117th anniversary of the birthday of Dr. John Trimble Rothrock, native of McVeytown, Mifflin County, who has been called the "father of the State Forest idea in Pennsylvania." Dr. Rothrock was a well-known conservationist, a pioneer in development of forest fire control, reforestation, and scientific forestry.

Among the accomplishments of Dr. Rothrock, who for some time engaged in the active practice of medicine, was his research and teaching of botany. Much of his botanical research was done on expeditions into unknown and uncharted territory.

Dr. Rothrock's success was the result of a combination of his knowledge of medical science and his love of and knowledge of the forests. He looked upon forests as a great natural resource which if properly conserved and nurtured, could and would add to the health an well being of humanity. In 1902 he brought to Mont Alto some tubercular patients and established a camp for them on top of the mountain. Out of this experiment grew the Mont Alto Sanatorium for tubercular patients, and all of the other sanatoria of the State.

Dr. Rothrock's lectures on botany, forest geography, forest influences and forest management were of not only Statewide but of nationwide import in the conservation of forest resources. The lectures were the basis for the Pennsylvania policy with respect to forests.

In 1895 Dr. Rothrock was appointed the first Commissioner of Forestry within this State, and in 1901 was ap-

pointed the first head of the Department of Forests, with the status of a member of the Governor's cabinet.

Dr. Rothrock's achievements will long have a beneficial effect on the health and well being of the inhabitants of this State, therefore be it

Resolved, That the House of Representatives hereby commemorates and honors the memory of Dr. Rothrock on April 9, the anniversary of his birth, and looks with renewed awareness and appreciation on this day which has previously been established as Arbor Day and commends Mifflin County for its plans to pay special honor to the memory of Dr. Rothrock during 1956.

RESOLUTION

SENATE RESOLUTION SERIAL No. 129

Mr. READINGER. Mr. Speaker, I call up Senate Resolution Serial No. 129 on page 18 of today's calendar.

The resolution was read, considered and adopted as follows:

SENATE RESOLUTION SERIAL No. 129

In the Senate, April 26, 1955.

General George Washington entrusted the organization of his cavalry to an experienced Hungarian, Michael Kovats, who was recommended to General Washington by Benjamin Franklin. Colonel-Commandant Michael Kovats was second-in-command of the Pulaski Legion and while serving in this capacity gave his life for the United States of America when, on May 11, 1779, he fell mortally wounded in the defense of Charleston, South Carolina.

American Hungarians respectfully ask for appropriate recognition for Colonel-Commandant Kovats. Americans of Polish descent have their revolutionary hero honored in the form of Pulaski Week. Washington's Cavalry, known as the Pulaski Legion, was whipped into an efficient fighting force by Colonel-Commandant Kovats, and this historical fact is recognized by official documents, records of the Society of the Cincinnati and other official sources; therefore be it

Resolved (the House of Representatives concurring), That the General Assembly of the Commonwealth of Pennsylvania, on behalf of all American Hungarians memorializes the President of the United States to proclaim a Colonel-Commandant Michael Kovats Day in honor of this outstanding hero of the Revolutionary War; and be it further

Resolved, That a copy of this resolution be transmitted to the President of the United States, Dwight D. Eisenhower.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION

SENATE RESOLUTION SERIAL No. 165

Mr. READINGER. Mr. Speaker, I call up Senate Resolution Serial No. 165 on page 18 of today's calendar.

The resolution was read, considered and adopted as follows:

SENATE RESOLUTION SERIAL No. 165

In the Senate, January 16, 1956.

Resolved (the House of Representatives concurring), That the Subcommittee on Decedents' Estate Laws of the Joint State Government Commission be continued until the end of the legislative session of 1957 for the purpose of considering necessary and desirable changes in the decedents' estate laws and related statutes developed by the Subcommitte, and to make recommendations to the commission with drafts of legislation necessary to carry the recommendations into effect.

Ordered, That the Clerk inform the Senate accordingly.

QUESTION OF INFORMATION

Mr. MORAN. Mr. Speaker, I rise to a question of information.

The SPEAKER pro tempore. The gentleman will state it.

Mr. MORAN. On Senate Resolution Serial No. 165 to continue the Committee until 1957, I was just wondering if there are any House Members on that Committee?

The SPEAKER pro tempore. The Chair will assure the gentleman from Allegheny, Mr. Moran, that there are House Members on that Committee.

Mr. MORAN. Mr. Speaker, if there are House Members on the Committee, their term of office will expire November 30th. Are they eligible to serve from November 30th into 1957?

The SPEAKER pro tempore. The Chair has been informed that the Members' terms on the Committee will expire with the expiration of their terms.

Mr. MORAN. Then they cannot serve from November 30th to January whenever they are sworn in?

The SPEAKER pro tempore. The gentleman is right.

Mr. MORAN. Then this Resolution is a little bit out of order, isn't it?

The SPEAKER pro tempore. The Chair would suggest that the gentleman confer with the Rules Committee or with the Majority Leader.

Mr. READINGER. Mr. Speaker, I might suggest that the Subcommittee which has been studying decedents' estate laws under the Joint State Government Commission has many, many persons on it who are not Members of the General Assembly, judges, lawyers and other parties who are interested in that particular subject. The greater part of that Subcommittee is made up of non-members of the House or Senate.

Mr. MORAN. Mr. Speaker, I am not objecting to who serves on the Committee. What I am asking is a question of information relative to the status of the House Members. If their term of office expires on November 30th, whether or not they will be eligible to serve on this subcommittee because they were House Members?

Mr. READINGER. Mr. Speaker, I do not know the exact answer to the gentleman's question, but I believe the Joint State Government Commission's authority is such that it could appoint any Member of this House whose term had expired to continue to serve on it, if it so desires them.

Mr. MORAN. You mean they would have to be reappointed right after November 30th to continue to serve until 1957?

Mr. READINGER. That I cannot answer at the moment, Mr. Speaker.

Mr. MORAN. I still have it as clear as mud.

Mr. READINGER. Will the gentleman consult with the Minority Floor Leader at his leisure? Perhaps he can get the answer from him.

Mr. MORAN. I have no objection to the Resolution. I am simply asking that it be clarified in such a way that we will know what we are doing.

The SPEAKER. The Chair will request the gentleman from Lancaster, Mr. Royer, the Chairman of the Commission, to confer with the gentleman from Allegheny, Mr. Moran.

RESOLUTION

SENATE RESOLUTION SERIAL No. 166

Mr. READINGER. Mr. Speaker, I call up Senate Resolution Serial No. 166 on page 18 of today's calendar.

The resolution was read, considered and adopted as follows:

In the Senate, January 30, 1956.

Whereas, The increased importation of numerous products that come into competition with the output of factories, farms and mines of Pennsylvania, replacing the products of Pennsylvania's industries, is a constant menace to the State's continuing economic stability; and

Whereas, The lower wages paid abroad make it impossible for many of our smaller and medium-sized producers to compete with imports without resorting to ruinous price- cutting, which in turn would result either in financial losses or heavy pressure for wage reductions and outright unemployment; and

Whereas, Our National obligations have reached such extreme proportions that the National income must be maintained at its present unprecedented high level, or close thereto, lest we become involvent; and

Whereas, Unemployment caused by the imports of residual oil, which increased 300% from an average of 45 million barrels in 1946, to more than 136 million barrels in 1954, or the yearly equivalent of 33 million tons of coal; and unemployment caused by imports of crude oil; various types of glass, steel, aluminum, brass and zinc products; pottery and chinaware; granite, tiles, cement, hardboard, plywood, hardware, plumbing, flat glass and other building supplies, lace, carpets and all kinds of woolen, cotton and synthetic fibre manufactured goods; leather and fabric gloves; bicycles; hydraulic turbines; machine tools and other machinery; heavy electrical equipment and other electrical industry products and electronics; watches, clocks and parts; optical industry products; cutlery; scientific apparatus; pencils and pens; pins, clips and fasteners; soft fibre; insulation board and manufactured cork products; chemicals; toys; mushrooms; farm, dairy and dried milk products, wallpaper, hats and millinery, printing industry products; ladies hand bags and leather goods; nails, wire, screws, bolts and nuts and many other commodities; will render the upholding of the economy at its highest levels most uncertain and difficult, unless all import trade is placed on a fair competitive basis and the potential injury therefrom thus eliminated; and

Whereas, Agricultural products such as wheat, wheat flour, cotton, butter, cheese and peanuts enjoy the protection of import quotas; and

Whereas, A maximum of satisfactory trade results from a prosperous domestic economy freed from the threat of a breakdown resulting from unfair import competition; therefore be it

Resolved (if the House of Representatives concurs), that the General Assembly of the Commonwealth of Pennsylvania hereby memorialize the Congress of the United States that adequate safeguards be provided in tariff and trade legislation, including import quotas, against the destruction or lowering of our American standard of living, the labor standard of our workmen, and the stability of our economy by unfair import competition and that the existing trade agreements legislation be amended accordingly; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the Vice President of the United States, the Secretary of State, the Secretary of Commerce, the Secretary of Labor, the Secretary of Agriculture, the Chairman of the United States Tariff Commission, the Speaker of the House of Representatives, and each Senator and Representative from Pennsylvania in the Congress of the United States.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, March 22, 1956.

Resolved (if the Senate concur), that House Bill No. 173, Printer's No. 1398, entitled "An act providing for the establishment of police pension pension funds or pension annuities in certain boroughs towns and townships and the regulation and maintenance thereof providing for continuance of existing funds or transfer thereof to funds herein established prescribing rights of beneficiaries and repealing certain acts," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

Resolved (if the Senate concur), that House Bill No. 1736, Printer's No. 1255, entitled "An act amending the act of May 5, 1933 (P. L. 457), entitled 'An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associaitons and of their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts' removing the right of appeal to the Governor in cases of incorporation merger consolidation and conversion of building and loan associations and Federal savings and loan associations and authorizing appeals to the Court of Common Pleas of Dauphin County," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, March 22, 1956.

Resolved (if the Senate concur), that House Bill No. 1848, Printer's No. 1463, entitled "An act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayor burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' excluding the weight of safety devices in determining gross and axle weights," be recalled from the Governor for the purpose of amendment.

RECONSIDERATION OF HOUSE BILL No. 1957

Mr. READINGER. Mr. Speaker, I move that the vote by which House Bill No. 1957, Printer's No. 1281, entitled:

"An Act to further amend subsection (a) of section twelve hundred one of 'The Vehicle Code' approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety * * *" by providing for a one year statute of limitations for violation of section six hundred twenty (j)"

was defeated on final passage, Tuesday, March 13, 1956.

Mr. PETROSKY. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. READINGER vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Westmoreland, Mr. Petrosky vote on the final passage of this bill?

Mr. PETROSKY. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. READINGER. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar

The motion was agreed to.

REPORT FROM COMMITTEE

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 973, entitled:

An Act to promote the welfare of the people of the Commonwealth by the reduction of unemployment in certain areas of the Commonwealth determined to be critical economic areas providing for the establishment of industrial development projects in such areas creating The Pennsylvania Industrial Development Authority as a body corporate and politic with power to allocate funds for and make secured loans to industrial development agencies for the payment of a part of the cost of industrial development projects in critical economic areas authorizing the Authority to enter into agreements with the Government of the United States or any Federal agency or industrial development agency empowering the Authority to take title to sell convey and lease industrial development projects where necessary to protect loans made by the Pennsylvania Industrial Development Authority on industrial development projects providing that no debt of the Commonwealth its municipalities or powers granted by this act and providing for the examination political subdivisions shall be incurred in the exercise of any of the accounts and affairs of the Authority and making an appropriation.

BILL ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 973, entitled:

An Act to promote the welfare of the people of the Commonwealth by the reduction of unemployment in certain areas of the Commonwealth determined to be critical economic areas providing for the establishment of industrial development projects in such areas creating The Pennsylvania Industrial Development Authority as a body corporate and politic with power to allocate funds for and make secured loans to industrial development agencies for the payment of a part of the cost of industrial development projects in critical economic areas authorizing the Authority to enter into agreements with the Government of the United States or any Federal agency or industrial development agency empowering the Authority to take title to sell convey and lease industrial development projects where necessary to protect loans made by the Pennsylvania Industrial Development Authority on industrial development projects providing that no debt of the Commonwealth its municipalities or powers granted by this act and providing for the examination political subdivisions shall be incurred in the exercise of any of the accounts and affairs of the Authority and making an appropration.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS INTRODUCED AND REFERRED

By Messrs. A. PATRICK BRENNAN, METZ and YETTER. HOUSE BILL No. 2100.

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation, administration, financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 12.

An Act relating to and regulating the solicitation of moneys and property.

Referred to the Committee on Judiciary.

SENATE BILL No. 768.

An Act amending the act of June 1, 1937 (P. L. 1168) entitled "Pennsylvania Labor Relations Act" changing the salaries of the chairman and members of the Pennsylvania Labor Relations Board.

Referred to the Committee on Appropriations.

SENATE BILL No. 798.

An Act amending the act of May 23, 1949 (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein . . ." further defining taxable receipts and making such definition applicable to all tax returns and tax payments made after the effective date hereof.

Referred to the Committee on Cities—Counties First Class.

SENATE BILL No. 1014.

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire lands comprising

the Captain William Phillips' Rangers Memorial in Liberty Township Bedford County providing for the control management supervision improvement restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission and making appropriations.

Referred to the Committee on Appropriations.

SENATE BILL No. 1037.

An Act providing for the reassessment of properties for tax purposes where new improvements have been made and the addition thereof to existing tax duplicates of political subdivisions.

Referred to the Committee on Judiciary.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. BONNER. RESOLUTION (Not printed)

In the House of Representatives, March 26, 1956.

The little community of Palmerton in Carbon County, a borough of 6600 people, has produced a champion that bettered its greater and more powerful neighbors in the Eastern part of the State. On Wednesday, March 21st, of this year, the Palmerton High School basketball team, after a series of 18 victories, beat Radnor High School and became the Eastern Regional Class A PIAA Champion.

It was a great victory, after a great season, for a truly great team. The people of this community, though small in number, gave largely of themselves to produce a winner, and as a consequence, in matters of civic activity became a real winner; therefore be it

Resolved, That the members of the House of Representatives extend our most earnest congratulations to the people of Palmerton, to the student body and school officials of Palmerton High School and to the Palmerton High School basketball team and its coach and commend all of them for their spirit and determination; and be it further

Resolved, That a copy of this resolution be forwarded to the principal of Palmerton High School.

Referred to the Committee on Rules.

By Mrs. MARKLEY and Mr. STECKEL. RESOLUTION (Not printed)

In the House of Representatives, March 26, 1956.

On March 23, Fountain Hill High School won the P.I.A.A. Class B Basketball Championship over East Pittsburgh High School, by the score of 63-53.

After losing the first game of the season last November 29, the Fountain Hill High School Basketball Team compiled the enviable record of winning thirty straight games. The attainment of the championship for the first time in the school's history after its splendid season record, is a tribute to the ability and long hours of practice in which the team engaged under its capable coach, Mr. Charles Dubbs.

The Fountain Hill team was the Lehigh-Northampton District 11, Class B Champion this year. Its subsequent winning of the State Championship in its class, when representing its district is an accomplishment which will long be remembered by the faculty, student body, alumni, and friends of the school; therefore be it

Resolved, That the House of Representatives congratulates the Fountain Hill High School Basketball Team, its coach and the faculty and student body of the school on the team attaining the P.I.A.A. Class B Basketball Championship when it defeated a fine team from East Pittsburgh High School; and be it further

Resolved, That a copy of this resolution be forwarded to the Fountain Hill High School.

Referred to the Committee on Rules.

SENATE MESSAGE

AMENDED SENATE BILL NON-CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has non-concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 317.

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court the President Judge and judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain state officers and the salary and expenses of the members of the General Assembly and repealing certain inconsistent actst

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate to Senate Bill No. 317.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL NON-CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has non-concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 318.

An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate to Senate Bill No. 318.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 111, Printer's No. 1521, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 111.

An Act to amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 349) entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto and giving a right of action against

such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds making the provisions of the act retroactive and repealing existing laws" by further prescribing what taxes or license fees may be refunded or sued for

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 6, by striking out after the word "than" the word "six" and inserting in lieu thereof the word "three."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. O.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boies,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 510, Printer's No. 1491, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 510.

An Act amending the act of April 9, 1929 (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain repartments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," authorizing the Department of Forests and Waters to lease to religious groups.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, by inserting all of lines 5, 6, 7 and 8 as follows: "Section 2 All lease agreements entered into pursuant to the provisions of this amendatory act shall be executed on or before December 31 1956"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Lutty,	Rovansek,
Agnew,	Gaffney,	Magee,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Rudisill,
Anderson, S. A.,	George,	Maxwell,	Sarraf,
Ashton,	Gibb,	McCann,	Scarcelli,
Auker,	Gibson,	McCormack,	Schuster,
Banker,	Goldstein,	McGee,	Sherman,
Barnatovich,	Gramlich,	McInroy,	Sigman,
Bazin,	Greenwood,	McKeever,	Smith, C. O.,
Bell,	Guss,	McLaughlin,	Smith, Wm. B.,

Blair,	Guthrie,	McWherter,	Snider,
Boies,	Hamilton, W. H.,	Meholchick,	Stank,
Bonner,	Hass,	Metz,	Stebbins,
Boory,	Haudenshield,	Mihm,	Steckel,
Bower,	Heavey,	Mikula,	Stephens,
Branca,	Helm,	Miller,	Stevenson,
Breisch,	Henzel,	Mills,	Stone,
Brennan, A. P.,	Hewitt,	Monroe,	Stoner,
Brennan, J. J.,	Hocker,	Moody,	Strausser,
Brenninger,	Holt,	Moran,	Stroup,
Breth,	Horst,	Moscrip,	Swartz,
Brown,	Houk,	Muldowney,	Taylor,
Bucchin,	Isaacs,	Mullen,	Thomas,
Bullen,	Jenkins,	Munley,	Thompson,
Capano,	Johnson,	Murphy,	Toll,
Clanfrani,	Jones, G. E.,	Murray, H. P.,	Tompkins,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toomey,
Cochran,	Jump,	Murray, P. G.,	Varallo,
Comer,	Kamyk,	Musto,	Varner,
Connelly,	Kehler,	Naugle,	Vaughan,
Cooper,	Keller,	Needham,	Verona,
Curwood,	Kent,	Ogilvie,	Wall,
Davis,	Kline,	Olsen,	Wallace,
Donahue,	Knecht,	O'Neil,	Walsh,
Donaldson,	Kolankiewicz,	Pacchioli,	Wargo,
Dougherty,	Kooker,	Parry,	Waterhouse,
Down,	Kornick,	Pashley,	Weidner,
Ehrgood,	Kratz,	Paulhamus,	Welsh,
Eilberg,	Kromer,	Petrosky,	Wescott,
Erb,	Lafore,	Pettigrew,	Wheeler,
Eshleman,	Lawyer,	Polaski,	Whitenight,
Ewing,	Leiby,	Polen,	Willaredt,
Farabaugh,	Leisey,	Pomeroy,	Williams,
Filo,	Leonard,	Price,	Wilt,
Fineman,	Leven,	Pursley,	Wood,
Flint,	Light,	Readinger,	Worley,
Floyd,	Limper,	Reibman,	Yetter,
Flynn,	Lippincott,	Reidenbach,	Yetzer,
Foster,	Lopresti,	Renwick,	Young,
Frank,	Lovett,	Rigby,	Ziegler,
Frascella,		Rosen,	Andrews,
			Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 861, Printer's No. 1577, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 861.

An Act amending the act of August 9 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" increasing the maximum appropriation which may be made for agricultural extension work.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 1, line 1, by striking out after the word "of" the following: "May 2, 1929 (P. L. 1278) entitled 'An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto'" and inserting in lieu thereof the following: "August 9, 1955 (P. L. 323) entitled 'An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto'"; line 9, by striking out at the beginning of the line the words: "removing the limitation on appropriations" and inserting in lieu thereof the following: "increasing the"; page 2, line 1, of the title by inserting the following: "maximum appropriation";

Amend Section 1, page 2, line 1, by striking out after the second word "Section" the following: "444 act of May 2, 1929 (P. L. 1278) known as "The General County Law" amended January 14, 1952 (P. L. 2034)" and by inserting in lieu thereof the following: "1936 act of August 9, 1955 (P. L. 323) known as "The County Code"; line 5, by striking out after the word "Section" the numbers "444" and inserting in lieu thereof the numbers "1936"; line 7, by striking out after the figures "($12,000)" the words "make appropriations" and inserting in lieu thereof the words "fifteen thousand dollars ($15,000); line 9, by inserting after the brackets and word "college" the word "university."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Lutty,	Rovansek,
Agnew,	Gaffney,	Magee,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Rudisill,
Anderson, S. A.,	George,	Maxwell,	Sarraf,
Ashton,	Gibb,	McCann,	Scarcelli,
Auker,	Gibson,	McCormack,	Schuster,
Banker,	Gramlich,	McGee,	Sherman,
Barnatovich,	Greenwood,	McInroy,	Sigman,
Bazin,	Goldstein,	McKeever,	Smith, C. C.,
Bell,	Guss,	McLaughlin,	Smith, Wm. B.,
Blair,	Guthrie,	McWherter,	Snider,
Boies,	Hamilton, W. H.,	Meholchick,	Stank,
Bonner,	Hass,	Metz,	Stebbins,
Boory,	Haudenshield,	Miller,	Steckel,
Bower,	Heavey,	Mihm,	Stephens,
Branca,	Helm,	Mikula,	Stevenson,
Breisch,	Henzel,	Mills,	Stone,
Brennan, A. P.,	Hewitt,	Monroe,	Stoner,
Brennan, J. J.,	Hocker,	Moody,	Strausser,
Brenninger,	Holt,	Moran,	Stroup,
Breth,	Horst,	Moscrip,	Swartz,
Brown,	Houk,	Muldowney,	Taylor,
Bucchin,	Isaacs,	Mullen,	Toll,
Bullen,	Jenkins,	Munley,	Tompkins,
Capano,	Johnson,	Murphy,	Thomas,
Clanfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toomey,
Cochran,	Jump,	Murray, P. G.,	Varallo,
Comer,	Kamyk,	Musto,	Varner,
Connelly,	Kehler,	Naugle,	Vaughan,
Cooper,	Keller,	Needham,	Verona,
Curwood,	Kent,	Ogilvie,	Wall,
Davis,	Kline,	Olsen,	Wallace,
Donahue,	Knecht,	O'Neil,	Walsh,
Donaldson,	Kolankiewicz,	Pacchioli,	Wargo,
Dougherty,	Kooker,	Parry,	Waterhouse,
Down,	Kornick,	Pashley,	Weidner,
Ehrgood,	Kratz,	Paulhamus,	Welsh,
Eilberg,	Kromer,	Petrosky,	Wescott,
Erb,	Lafore,	Pettigrew,	Wheeler,
Eshleman,	Lawyer,	Polaski,	Whitenight,
Ewing,	Leiby,	Polen,	Willaredt,
Farabaugh,	Leisey,	Pomeroy,	Williams,
Filo,	Leonard,	Price,	Wilt,
Fineman,			Wood,

Flint,	Leven,	Pursley,	Worley,
Floyd,	Light,	Readinger,	Yetter,
Flynn,	Limper,	Reibman,	Yetzer,
Foster,	Lippincott,	Reidenbach,	Young,
Frank,	Lopresti,	Renwick,	Ziegler,
Frascella.	Lovett.	Rigby,	Andrews,
		Rosen,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1289, Printer's No. 1579, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1289.

An Act amending the act of May 4, 1927 (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing the issuance of non-debt revenue bonds for capital improvements to certain public service facilities

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 20, by inserting after the word "borough" the following:

(b) Any borough issuing non-debt revenue bonds under the authority of this section shall adjust and where necessary increase the rates of rentals or charges pledged as security for the bonds in order to provide sufficient revenue which shall be set aside as reserve funds to cover depreciation of the properties involved and for future improvements to the plant or facility involved as well as for the payment of the interest on the bonds and the principal at the times of maturity.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Mages,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boles,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1418, Printer's No. 1524, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1418.

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 20, by striking out at the

beginning of the line the bracket before the word "such" and by striking out after the word "commodity" the bracket and words as follows: ") any person damaged thereby"; page 4, lines 5, 6 and 7 by striking out the following: Actions may also be maintained by trade associations incorporated or otherwise to enforce the provisions of this act

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boies,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Verona,
Connelly,	Kehler,	Needham,	Vaughan,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1955, Printer's No. 1546, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1955.

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making the moneys appropriated available for flood damage of October 1955 and any flood or disaster damage during the year of one thousand nine hundred and fifty-six.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 1, line 6, by inserting after the figures "1955" the following: "and any flood or disaster damage during the year of one thousand nine hundred and fifty-six";

Amend Section 1, page 2, line 10, by inserting after the word "five" the following: "and any flood or disaster damage during the year of one thousand nine hundred fifty-six".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1812, Printer's No. 1597, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1812.

An Act amnding the act of May 4, 1927 (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing for the release of land subdivision improvement encumbrances in certain instances.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 5, by striking out after the word "subdivision" the following: Recording of the

plan of the subdivision upon which plan the approval by council acting by the borough engineer or other authorized official or officials is indicated shall be considered as proof that the improvements have been completed and approved by council or that proper completion guarantee has been filed with and approved by council

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Lutty,	Rovansek,
Agnew,	Gaffney,	Magee,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Rudisill,
Anderson, S. A.,	George,	Maxwell,	Sarraf,
Ashton,	Gibb,	McCann,	Scarcelli,
Auker,	Gibson,	McCormack,	Schuster,
Banker,	Goldstein,	McGee,	Sherman,
Barnatovich,	Gramlich,	McInroy,	Sigman,
Bazin,	Greenwood,	McKeever,	Smith, C. C.,
Bell,	Guss,	McLaughlin,	Smith, Wm. B.,
Blair,	Guthrie,	McWherter,	Snider,
Boles,	Hamilton, R. K.,	Meholchick,	Stank,
Bonner,	Hass,	Metz,	Stebbins,
Boory,	Haudenshield,	Mihm,	Steckel,
Bower,	Heavey,	Mikula,	Stephens,
Branca,	Helm,	Miller,	Stevenson,
Breisch,	Henzel,	Mills,	Stone,
Brennan, A. P.,	Hewitt,	Monroe,	Stoner,
Brennan, J. J.,	Hocker,	Moody,	Strausser,
Brenninger,	Holt,	Moran,	Stroup,
Breth,	Horst,	Moscrip,	Swartz,
Brown,	Houk,	Muldowney,	Taylor,
Bucchin,	Isaacs,	Mullen,	Thomas,
Bullen,	Jenkins,	Munley,	Thompson,
Capano,	Johnson,	Murphy,	Toll,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Tompkins,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toomey,
Cochran,	Jump,	Murray, P. G.,	Varner,
Comer,	Kamyk,	Musto,	Varallo,
Connelly,	Kehler,	Naugle,	Vaughan,
Cooper,	Keller,	Needham,	Verona,
Curwood,	Kent,	Ogilvie,	Wall,
Davis,	Kline,	Olsen,	Wallace,
Donahue,	Knecht,	O'Neil,	Walsh,
Donaldson,	Kolankiewicz,	Pacchioli,	Wargo,
Dougherty,	Kooker,	Parry,	Waterhouse,
Down,	Kornick,	Pashley,	Weidner,
Ehrgood,	Kratz,	Paulhamus,	Welsh,
Eilberg,	Kromer,	Petrosky,	Wescott,
Erb,	Lafore,	Pettigrew,	Wheeler,
Eshleman,	Lawyer,	Polaski,	Whitenight,
Ewing,	Leiby,	Polen,	Willaredt,
Farabaugh,	Leisey,	Pomeroy,	Williams,
Filo,	Leonard,	Price,	Wilt,
Fineman,	Leven,	Pursley,	Wood,
Flint,	Light,	Readinger,	Worley,
Floyd,	Limper,	Reibman,	Yetter,
Flynn,	Lippincott,	Reidenbach,	Yetzer,
Foster,	Lopresti,	Renwick,	Young,
Frank,	Lovett,	Rigby,	Ziegler,
Frascella,		Rosen,	Andrews, Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1813, Printer's No. 1598, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1813.

An Act amnding the act of May 1, 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" providing for the release of land subdivision improvement encumbrances in certain instances

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 7, by striking out after the word "subdivision" the following: Recording of the plan of the subdivision upon which plan the approval by the Board of Supervisors acting by the Township Engineer or other authorized official or officials is indicated shall be considered as proof that the improvements have been completed and approved by the Board of Supervisors or that proper completion guarantee has been filed with and approved by the Board of Supervisors

* * *

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boles,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Pettigrew,	Wescott,
Eilberg,	Kromer,	Petrosky,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,

Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty.	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that Senate Bill No. 929, Printer's No. 614, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 929.

An Act amending the act of April 12 1951 (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure wihout warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 17, by inserting after the word "property" the following: "said liquor alcohol or malt or brewed beverage or still equipment material or utensil"; page 4, line 1, by striking out at the beginning of the line the brackets before and after the word "shall" and striking out the following: "may in its discretion"; line 1, by inserting after the word "it" the following: "the same"; line 2, by inserting after the word "provided" the following: "or if it appears that said vehicle boat vessel container animal or aircraft was unlawfully possessed or used the court may in its discretion adjudge same forfeited and condemned as hereinafter provided; line 10, by inserting after the word "beverage" the following: "or still equipment material or utensil"; line 12, by inserting after the word "property" the following: "used such liquor alcohol or malt or brewed beverage or still equipment material or utensil shall be adjudged forfeited and condemned or if it appears that any vehicle boat vessel container animal or aircraft was."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Blair,	Guthrie,	McWherter,	Snider,
Boies,	Hamilton, R. K.,	Meholchick,	Stank,
Bonner,	Hass,	Metz,	Steckel,
Boory,	Haudenshield,	Mihm,	Stebbins,
Bower,	Heavey,	Mikula,	Stephens,
Branca,	Helm,	Miller,	Stevenson,
Breisch,	Henzel,	Mills,	Stone,
Brennan, A. P.,	Hewitt,	Monroe,	Stoner,
Brennan, J. J.,	Hocker,	Moody,	Strausser,
Brenninger,	Holt,	Moran,	Stroup,
Bell,	Horst,	Moscrip,	Swartz,
Breth,	Houk,	Muldowney,	Taylor,
Brown,	Isaacs,	Mullen,	Thomas,
Bucchin,	Jenkins,	Munley,	Thompson,
Bullen,	Johnson,	Murphy,	Toll,
Capano,	Jones, G. E.,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Toomey,
Cioffi,	Jump,	Murray, P. G.,	Varallo,
Cochran,	Kamyk,	Musto,	Varner,
Comer,	Kehler,	Naugle,	Vaughan,
Connelly,	Keller,	Needham,	Verona,
Cooper,	Kent,	Ogilvie,	Wall,
Curwood,	Kline,	Olsen,	Wallace,
Davis,	Kolankiewicz,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kooker,	Parry,	Waterhouse,
Dougherty,	Kornick,	Pashley,	Weidner,
Down,	Kratz,	Paulhamus,	Welsh,
Ehrgood,	Kromer,	Pettigrew,	Wescott,
Eilberg,	Lafore,	Petrosky,	Wheeler,
Erb,	Lawyer,	Polaski,	Whitenight,
Eshleman,	Leiby,	Polen,	Willaredt,
Ewing,	Leisey,	Pomeroy,	Williams,
Farabaugh,	Leonard,	Price,	Wilt,
Filo,	Leven,	Pursley,	Wood,
Fineman,	Light,	Readinger,	Worley,
Flint,	Limper,	Reibman,	Yetter,
Floyd,	Lippincott,	Reidenbach,	Yetzer,
Flynn,	Lopresti,	Renwick,	Young,
Foster,	Lovett,	Rigby,	Ziegler,
Frank,	Lutty,	Rosen,	Andrews,
Frascella,		Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill

No. 1593, Printer's No. 1603, together with communication from the Senate be taken from the table.

The motion was agreed.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1593.

An Act regulating waste disposal areas in certain parts of the Commonwealth providing for permits placing duties upon the Department of Mines and imposing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 3, line 12, by inserting after the word "material" the following: "but shall not include any gob or other refuse from coal mining operations."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, W. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boies,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Milm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Lamper,	Reidenbach,	Yetzer,
Flynn	Lippincott,	Renwick,	Young,
Foster,	Loprestl,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1725, Printer's No. 1580 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

An Act relating to the use of conveyor belts in coal mines providing for the safety of persons employed therein and the protection of property connected therewith conferring powers and imposing duties upon the Department of Mines and prescribing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 5, page 2, line 18, by striking out after the word "hundred" the part word "six" and inserting in lieu thereof the word "seven"; line 19, by striking out after the word "the" the word "passage"; page 3, by inserting at the beginning of line 1, the words "effective date"; and by inserting after the word "use" the words "or on hand"; line 3, by striking out after the word "may" the words "continue to"; line 4, by striking out after the word "necessary" the following: "or until the Department of Mines shall order a conveyor belt replaced in either such" and inserting in lieu thereof the words "in which"; line 6, by inserting after the word "belt" the following: "purchased after the effective date of this act"; line 9, by striking out after the word "herein" the following:

In no event shall any conveyer belt in any mine covered by this act be used at a date later than the first day of January one thousand nine hundred fifty-eight unless such conveyor belt conforms to the standards prescribed as provided for in this act

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boies,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1752, Printer's No. 1581 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1752.

An Act amending the act of June 9 1911 (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" changing applicability of act and the requirement of a mine foreman in small mines

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 3, line 19, by inserting after the word "effect" the following: "six months after final enactment" and striking out after the word "enactment" the word "immediately."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boles,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1755, Printer's No. 1582, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1755.

An Act amending the act of June 27, 1947 (P. L. 1095) entitled as amended "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines providing for appeals and imposing penalties and making appropriations" further regulating strip mining operations making changes with respect to backfilling and permits and providing for filing of maps

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 2, line 5, by striking out after the word "backfilling" the following: "restoration accumulation of water permits bonds penalties and fees" and inserting in lieu thereof the following: "and permits";

Amend Section 1, page 4, line 4, by striking out after the word "removed" the following: "and that occupied by spoil banks"; line 15, by striking out the bracket before the word "twenty" and striking out the bracket after the figures "$25.00" and striking out the following: "fifty dollars ($50)"; line 17, by striking out the bracket before the word "one" and by striking out the bracket after the figures "$100.00" and striking out the following: "two hundred dollars ($200)"; Page 5, line 12, by striking out after the word "inspector" the following:

Any person firm or corporation violating the provisions of this subsection shall upon conviction in a summary proceeding be sentenced to pay a fine of not less than twenty-five dollars ($25) and costs of prosecution nor more than one hundred dollars ($100) and costs of prosecution and in default of the payment thereof shall undergo imprisonment for ten days

Page 6, line 1, by striking out the bracket before the word "and"; line 2, by inserting after the word "operations" the following: "in each mine inspection district"; line 4, by striking out the bracket after the word "year"; line 7, by striking out after the word "permit" the following:

Section 2 Section 6 of the act amended May 18, 1949 (P. L. 1471) is amended to read

Section 6 The operator shall file with the Department of Mines a bond on a form to be prescribed and furnished by the department payable to the Commonwealth and conditioned that the operator shall faithfully perform all the requirements of this act The bond shall be in the amount of [three hundred dollars ($300)] six hundred dollars ($600) per acre based upon the number of acres of land which the operator estimates will be the area of land affected by strip mining during one (1) year immediately following the date of the permit issued by the department Provided That no bond shall be for an amount less than [three thousand dollars ($3000)] six thousand dollars ($6000) Liability under the bond shall be for the duration of strip mining at each operation and for a period of five years thereafter unless released prior thereto in the manner hereinafter provided by this act

Such bond shall be signed by the operator and a corporate surety licensed to do business in the Commonwealth Provided however That in lieu of a surety bond the operator may file a collateral bond secured by cash in the form of a certified or cashier's check or United States Government securities The cash deposited or the par value of such United States Government securities shall be equal to the amount of the required bond and shall be held upon the same terms and conditions

The Secretary of Mines shall upon receipt of any such deposit of cash or securities immediately deposit the same with the State Treasurer whose duty it shall be to receive and hold the same in the name of the Commonwealth for the purpose for which such deposit is made The State Treasurer shall at all times be responsible for the safe keeping of such deposits

Any operator making such deposit shall be entitled to receive from the State Treasurer on written order of the Secretary of Mines the whole or any portion of any securities so deposited upon depositing with the department in lieu thereof a surety bond or other United States Government securities of a par value at least equal to the sum required for a bond as aforesaid

The operator shall also be entitled upon request to receive from the State Treasurer the interest or income from said securities deposited as aforesaid as the same become due and payable Provided however That where securities deposited as aforesaid mature or are called the State Treasurer at the request of the operator shall convert such securities into other acceptable securities designated by the operator

Section 3 Section 7 of the act is amended to read

Section 7 [Upon application by the operator the permit may be renewed from year to year so as to cover the number of acres embraced in the original permit which have not been stripped and additional permit may be issued at any time to the operator to cover acres which are not included in a previous permit and which the operator estimates will be the area of land affected during the following year No license fee shall be charged for a renewal permit and the] The fee for [an additional] a renewal permit shall be calculated at the rate of [twenty-five dollars ($25)] fifty dollars ($50) per acre for the number of new acres which the operator estimates will be the area of land affected during the following year All such moneys received by the department shall be deposited in a special fund with the State Treasurer and shall be expended by the Department of Mines in payment of the cost of administering the provisions of this act Each application for a permit shall be accompanied by a bond as herein provided

Section 4 Sections 8 and 9 of the act amended May 18 1949 (P. L. 1471) are amended to read

Section 8 Within thirty (30) days after the close of the year for which the permit was issued and likewise after the close of each subsequent year the operator if he continues to engage in strip mining [shall file with the Department of Mines a new bond covering such new acres as he may estimate will be affected during the following year The bond shall be at the rate of three hundred dollars ($300) per acre The bond shall not be less than three thousand dollars ($3,000)] of anthracite coal shall re-register with the Department of Mines as hereinbefore provided in the case of the original permit Each renewal

will require a permit form in triplicate and bond either collateral or surety in the minimum sum of six thousand dollars ($6000) and shall be accompanied by an annual report upon a form furnished by the Department setting forth the number of acres of land affected during the preceding year and the number of acres of land that will be affected during the ensuing year at each operation [Providing however That any portion of a bond covering an operation which may remain unencumbered at the end of an operational year may be applied to acres of land which the operator anticipates will be affected during the following year]

Section 9 Upon receipt of such annual report the Secretary of Mines shall make an investigation of the operation and shall charge the area of land actually affected by strip mining during the year for which said report is filed against the bond or deposit filed by the operator at the rate of [three hundred dollars ($300)] six hundred dollars ($600) per acre of the area of land affected but in no case shall the bond or deposit retained by the Secretary of Mines be less than [three thousand dollars ($3,000)] six thousand dollars ($6,000) Should the area of land actually affected exceed the estimate made by the operator at the time of the application for the permit the operator shall file an additional bond at the rate of [three hundred dollars ($300)] six hundred dollars ($600) per acre of the area affected over and above his estimate [Provided That an additional bond need not be filed where the number of acres of land actually affected multiplied by three hundred dollars ($300) does not exceed the sum of three thousand dollars ($3,000)] If the work contemplated by the permit and bond be not completed but the area of land actually affected by strip mining during the year is less than the estimate the Secretary shall issue a release of the excess of the bond or deposit upon which liability has not been charged as aforesaid Provided That in no case shall any bond or deposit be released or reduced to an amount less than [three thousand dollars ($3,000)] six thousand dollars ($6000)

Page 11, line 9, by striking out after the word "Section" the figure "5" and inserting in lieu thereof the figure "2"; line 15, by striking out the bracket before the word "fifteen" and striking out after the figures "15" the following: ") seventy-five (75)"; line 17, by striking out after the word "from" the following: "the property of"; by inserting after the word "any" the word "occupied";

Page 12, line 1, by striking out the bracket before the word "of" and following the word "highway"; line 2, by striking out after the word "permit" the following: "issued)" and inserting in lieu thereof the following: "issued shall)"; line 4, by inserting a bracket before the word "and"; line 18, by striking out after the word "Section" the figure "6" and inserting in lieu thereof the figure "3"; line 20, by striking out the brackets before the word "In" and after the word "after";

Page 13, line 1, by striking out the bracket before the word "completion"; line 4, by inserting a bracket before the word "nothing"; line 8, by striking out after the word "act" the following:

The operator shall be required within one year after a strip mine operation is completed to backfill all stripping pits not more than one hundred fifty (150) feet in depth to the extent that the overburden removed during strip mining shall be replaced and leveled to provide for the conservation of lands If a strip mine operation is to be in excess of one hundred fifty (150) feet in depth the operator and mine inspector shall agree in writing upon the backfilling requirements prior to the start of the strip mine operation

Section 7 Section 13 of the act is amended to read

Section 13 In any case where a strip mining excavation in excess of one hundred fifty (150) feet in depth after the same is abandoned is likely to result in an accumulation of water which [in the opinion of] [the department] may constitute a hazard to present or future deep mining or otherwise is likely to break out of the excavation and cause a flood [the Department shall order] the operator before abandoning the operation [to] shall provide proper drainage for the excavation [if the excavation can be drained reasonably by gravity flow]

Where the water may furnish means of recreation or a supply of water for domestic uses it may be permitted to remain If a letter is filed with the Department of Mines by the property owner stating that the water is to be used for a specific purpose and describing the purpose thereon and that the area will be restored in the manner specified by the mine inspector of the district in which the area is located

Nothing contained in this section shall be construed to require the draining of a strip mining excavation where the accumulation of water therein will not in the opinion of the department constitute a hazard or where such water may furnish means of recreation or a supply of water for domestic or industrial uses

Section 8 Section 14 of the act amended July 2 1953 (P L 338) and August 19 1953 (P L 1112) is amended to read

Section 14 [In all cases in which the Secretary of Mines shall find as a fact that the planting of such areas is reasonable practicable and likely to succeed the peaks and ridges of such spoil banks shall be leveled and rounded off to such an extent as will permit the planting of trees grasses or shrubs] Within one (1) year after the strip mining operation on the premises is terminated the operator shall plant trees shrubs or grasses upon the [surface of the spoil banks and the surface of backfills] affected area which includes the backfill or covering over an exposed coal seam Any operator however may at his option pay to the Department of Mines the sum of sixty dollars ($60.00) per acre for each acre of [such surface of spoil banks and backfillings] the area of land affected and thereby shall be released from any duty to plant as herein provided The moneys so paid from time to time shall be placed in a special fund in the hands of the Treasury Department of the Commonwealth and shall be used by the Department of Mines to pay the cost of planting such trees grasses or shrubs and the supervision of such work and all other expenses necessary for or connected with such planting and are hereby appropriated to the Department of Mines for such purposes Any moneys remaining unused after such planting may be used for restoring and planting any other lands affected by strip mining of anthracite coal All planting required by this act to be done by the operator shall be done subject to the supervision and approval of the Secretary of Mines If upon inspection the Secretary of Mines does not approve the planting he shall notify the operator in writing setting forth the objections and after a hearing shall order the planting to be completed in accordance with his final decision by either the operator or by the Department of Forests and Waters

Page 16, line 6 by striking out after the word "Section" the figure "9" and inserting in lieu thereof the figure "4"; line 7, by striking out the bracket before the word "backfilling"; line 8, by striking out after the word "have" the following: ") restoration work has";

Page 17, line 1, by striking out after the word "therewith" the following:
proposed plans in connection therewith

Section 10 Section 16 of the act amended July 2 1953 (P L 338) and August 19 1953 (P L 1112) is amended to read

Section 16 If and when the Secretary of Mines shall find that the operator has completed the [backfilling and other acts as required by this act] restoration work he shall issue a release of the bond or of the cash securities deposited Upon the presentation of such release the State Treasurer shall immediately return to the operator the amount of cash or securities specified in its release

Section 11 Sections 18 and 21 of the act are amended to read

Section 18 In the event that an operator or owner desires to conduct deep mining upon the premises affected by strip mining the said operator or owner may make this fact known to the secretary with the request that the backfilling of pits and the planting as may be necessary to permit deep mining be deferred during the period

of such deep mining In such case the secretary may defer the backfilling and planting If such request is made by the owner he shall secure by bond the [backfilling] restoring of such pit and the planting after the deep mining operation has been completed if the request is made by the operator the bond filed under Section 6 of this act shall stand as security for such [backfilling and planting] restoration work

Section 21 Any operator who proceeds to mine coal commonly known as "anthratice" by the strip mining method without having registered and having received a permit as herein provided shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay for each day of operation which shall constitute a separate offense a fine not exceeding five thousand dollars ($5,000.00) or to undergo imprisonment for not more than one year or both The fine shall be payable to the Commonwealth

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. O.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boles,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murray, H. P.,	Toll,
Capano,	Johnson,	Murray, J. J.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murphy,	Varner,
Cochran,	Jump,	Musto,	Vaughan,
Comer,	Kamyk,	Naugle,	Varallo,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1810, Printer's No. 1595, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1810.

An Act amending the act of May 13, 1927 (P. L. 1011) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one creating a department of city planning providing for its organization and powers regulating the platting of ground prohibiting the recording of plans and sales of lots therein before their approval under penalties making it a misdemeanor for the recorder of deeds to record an unapproved plan restricting accepting laying out opening and improving private streets prohibiting the erection of buildings on land not abutting on public streets or streets not shown on the official master plan or an approved plat transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same the preparation and compilation of an official street map providing penalties for the violation of this act and repealing certain statutes" providing for the release of subdivision improvement encumbrances in certain instances

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 5, line 8, by striking out after the word "subdivision" the following:

Final approval of the plat by the commission shall be considered as proof that the improvements and utilities have been completed and accepted by the commission or that a lawful and adequate bond with surety has been approved and accepted

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,

Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, W. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boies,	Hass,	Metz,	Stebbins,
Bonner,	Haudenshield,	Mihm,	Steckel,
Boory,	Heavey,	Mikula,	Stephens,
Bower,	Helm,	Miller,	Stevenson,
Branca,	Henzel,	Mills,	Stone,
Breisch,	Hewitt,	Monroe,	Stoner,
Brennan, A. P.,	Hocker,	Moody,	Strausser,
Brennan, J. J.,	Holt,	Moran,	Stroup,
Brenninger,	Horst,	Moscrip,	Swartz,
Breth,	Houk,	Muldowney,	Taylor,
Brown,	Isaacs,	Mullen,	Thomas,
Bucchin,	Jenkins,	Munley,	Thompson,
Bullen,	Johnson,	Murphy,	Toll,
Capano,	Jones, G. E.,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Toomey,
Cioffi,	Jump,	Murray, P. G.,	Varner,
Cochran,	Kamyk,	Musto,	Varallo,
Comer,	Kehler,	Naugle,	Vaughan,
Connelly,	Keller,	Needham,	Verona,
Cooper,	Kent,	Ogilvie,	Wall,
Curwood,	Kline,	Olsen,	Wallace,
Davis,	Knecht,	O'Neil,	Walsh,
Donahue,	Kolankiewicz,	Pacchioli,	Wargo,
Donaldson,	Kooker,	Parry,	Waterhouse,
Dougherty,	Kornick,	Pashley,	Weidner,
Down,	Kratz,	Paulhamus,	Welsh,
Ehrgood,	Kromer,	Petrosky,	Wescott,
Eilberg,	Lafore,	Pettigrew,	Wheeler,
Erb,	Lawyer,	Polaski,	Whitenight,
Eshleman,	Leiby,	Polen,	Willaredt,
Ewing,	Leisey,	Pomeroy,	Williams,
Farabaugh,	Leonard,	Price,	Wilt,
Filo,	Leven,	Pursley,	Wood,
Fineman,	Light,	Readinger,	Worley,
Flint,	Limper,	Reibman,	Yetter,
Floyd,	Lippincott,	Reidenbach,	Yetzer,
Flynn,	Lopresti,	Renwick,	Young,
Foster,	Lovett,	Rigby,	Ziegler,
Frank,	Lutty,	Rosen,	Andrews,
Frascella,		Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constiution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1811, Printer's No. 1596, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1811.

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" providing for the release of land subdivision improvement encumbrances in certain instances.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section, page 3, line 8, by striking out after the word "subdivision" the following:

Recording of the plan of the subdivision upon which plan the approval by the Board of Commissioners acting by the Township Engineers or other authorized official or officials is indicated shall be considered as proof that the improvements have been completed and approved by the Board of Commissioners or that proper completion guarantee has been filed with and approved by the Board of Commissioners

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, W. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boies,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Kooker,	Pacchioli,	Wargo,
Donaldson,	Knecht,	Parry,	Waterhouse,
Dougherty,	Kolankiewicz,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constiution having voted

in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that Senate Bill No. 646, Printer's No. 620, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No 646

An Act amending the act of June 21, 1939 (P. L. 566), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled, as amended, 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; and prescribing penalties,' as reenacted and amended, providing for the payment of compensation to volunteer firemen or their dependents," entitled certain unemployed persons to benefits and fixing minimum compensation payments.

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 1, by striking out after the number "1" the word "The" and inserting in lieu thereof the following: "Section 1"; page 5, line 16, by striking out after the word "employed" the word "employed".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boles,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Loprestl,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1792, Printer's No. 1511, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1792, entitled:

An Act relating to comic books magazines and other publications prohibiting and regulating the sale thereof in certain instancess and imposing penalties.

Mr. PETROSKY. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1792

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Mrs. VARALLO, Mrs. REIBMAN and Mrs. MARKLEY.

Ordered, That the Clerk inform the Senate accordingly.

BILL INTRODUCED AND REFERRED

By Messrs. GIBSON and STRAUSSER.

HOUSE BILL No. 2101

An Act to amend the act, approved the sixth day of March, one thousand nine hundred fifty-six (Pamphlet Laws) (Act No. 381), entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property providing for licenses reports payment and collection of tax interest and penalties assessments collections liens reviews and appeals conferring powers and imposing duties upon the Department of Revenue public officers manufacturers wholesalers retailers corporations partnerships associations and individuals and making an appropriation," by redefining certain words, terms and procedural provisions in the act.

Referred to the Committee on Rules.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER. asked and obtained unanimous consent to address the House.

Mr. Speaker, the bill which was just referred to the Rules Committee is the bill which embodies some of the correction amendments to the Sales Tax Law passed on March 6th.

On that date the Majority Leader made a commitment that this side of the House would furnish votes to pass correctional amendments which might be necessary to the Sales Tax Law.

I think the record should clearly show at this time that this bill does not contain all the amendments which eventually will be passed to correct certain deficiencies, or defects, in the Sales Tax Law.

The bill was introduced today so that it might be moved into position for final action next Tuesday, when the entire membership of the House will be here. Both sides are conferring on the matter of what the amendments should be. We hope by next Tuesday there will be a final determination so that the complete amendments might be submitted to and considered by the House at that time.

ADJOURNMENT

Mr. GIBSON. Mr. Speaker, I move that this House do now adjourn until Tuesday, March 27, 1956 at 11:00 a. m.

The motion was agreed to, and (at 4:26 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., TUESDAY, MARCH 27, 1956. No. 160.

SENATE

TUESDAY, MARCH 27, 1956.

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty and most merciful God, we thank Thee for this new day and its many opportunities to serve Thee.

We pray Thy blessing this week upon Thy people here on earth who are trekking to their churches in humility and in deep appreciation of Thy love and sacrifice. Bring into our hearts a new life, even as new life is thrusting forth all around us in nature, so that we may live closer to Thee.

Bless us in our work today, that it may redound to Thy honor and glory. We ask it in Jesus' name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WADE and Mr. McCREESH, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House, as follows:

House Bill No. 2030, entitled:

An Act amending "The Second Class Township Code" approved May 1, 1933 (P. L. 103) authorizing the reassessment of after built property and imposing liability for township taxes upon the owners thereof.

Which was committed to the Committee on Local Government.

HOUSE CONCURS IN SENATE BILL No. 221

He also returned to the Senate, Senate Bill No. 221, entitled:

An Act amending the "State Employes Retirement Law" ***by permitting certain contributors to change from the one one-hundred-sixtieth (1/160) class to the one one-hundredth (1/100) class and defining the benefits to be obtained thereby

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 414

He also returned to the Senate, Senate Bill No. 414, entitled:

An Act amending the "Administrative Code" of 1929 (P. L. 177)***" requiring the Department of Labor and Industry to annually inspect emergency lighting systems sprinkler systems and fire alarm systems in all buildings owned or operated by the Commonwealth

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 657

He also returned to the Senate, Senate Bill No. 657, entitled:

An Act amending the act of August 22, 1953 (Appropriation Acts 101) entitled "An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school, increasing the per capita annual maintenance rate of wards of the Commonwealth

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 836

He also returned to the Senate, Senate Bill No. 836, entitled:

An Act amending the act of July 12, 1919 (P. L. 941) entitled "An act providing for the preparation contents style printing and binding of the Legislature Journal and its delivery and distribution providing for the preparation printing and binding of the Journals of the Senate and House of Representatives authorizing the appointment of official reporters expert typewriters clerks and other employes and providing for their compensation and mileage providing for the making of an appendix and index the printing of wrappers or envelopes for mailing the Legislative Journal and repealing all acts or parts of acts inconsistent herewith" eliminating requirements for printing bills joint resolutions and reports of conference committees in full in the Legislative Journal

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 906

He also returned to the Senate, Senate Bill No. 906, entitled:

An Act amending the Act of June 20, 1947 (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties" as amended by changing the penalties on taxes not paid when due

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 916

He also returned to the Senate, Senate Bill No. 916, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to make a study of appropriate ways and methods for developing and promoting the historical interest of Philadelphia and vicinity and specifically for developing a "colonial compound" in Germantown

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1020

He also returned to the Senate, Senate Bill No. 1020, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" further prescribing the eligibility for authorized investments of the obligations of municipality authorities

with the information that the House has passed the same without amendments.

SENATE BILL No. 160 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 160, entitled:

An Act amending the "State Employes' Retirement Law ***" changing the provisions as to contributors who died before retirement

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on Tuesday's Calendar.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 646

RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 646, entitled:

An Act amending the act of June 21, 1939 (P. L. 566), entitled "Pennsylvania Occupational Disease Act," entitling certain unemployed persons to benefits and fixing minimum compensation payments.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 929

RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 929, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 317

He also presented communication from the House of Representatives, informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 317, entitled:

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court the President Judge and judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain State officers and the salary and expenses of the members of the General Assembly and repealing certain inconsistent acts

The PRESIDENT. This bill will be laid on the table.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 318

He also presented communication from the House of Representatives, informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 318, entitled:

An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers

The PRESIDENT. This bill will be laid on the table.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1792, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1792, entitled:

An Act relating to comic books, magazines and other publications; prohibiting and regulating the sale thereof in certain instances and imposing penalties.

and has appointed Mrs. VARALLO, Mrs. REIBMAN and Mrs. MARKLEY as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1955

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1955, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of October, 1955.

The PRESIDENT. This bill will be laid on the table.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 111

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 111, entitled:

An Act to amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 349), entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds making the provisions of the act retroactive and repealing existing laws" by further prescribing what taxes or license fees may be refunded or sued for.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 510

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 510, entitled:

An Act amending the act of April 9, 1929 (P. L. 117), entitled "Administration Code of 1929," authorizing the Department of Forests and Waters to lease to religious groups.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 861

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 861, entitled:

An Act amending the act of May 2, 1929 (P. L. 1278), entitled "General County Law," removing the limitation on appropriations which may be made for agricultural extension work.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1289

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1289, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "General Borough Act," authorizing the issuance of non-debt revenue bonds for capital improvements to certain public service facilities.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1418

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1418, entitled:

An Act amending the act of June 5, 1935 (P. L. 266), entitled "An act to protect trade-mark owners, distributors, and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark, brand or name," further regulating exceptions to contracts of sale and actions at law for unfair competition.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1593

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1593, entitled:

An Act regulating waste disposal areas in certain parts of the Commonwealth; providing for permits; placing duties upon the Department of Mines; and imposing penalties.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1725

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1725, entitled:

An Act relating to the use of conveyor belts in coal mines, providing for the safety of persons employed therein, and the protection of property connected therewith, conferring powers and imposing duties upon the Department of Mines and prescribing penalties.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1752

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1752, entitled:

An Act amending the act of June 9, 1911 (P. L. 756), entitled "Bituminous Coal Mining Law," changing applicability of act and the requirement of a mine foreman in small mines.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1755

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1755, entitled:

An Act amending the act of June 27, 1947 (P. L. 1095), entitled as amended "Anthracite Strip Mining Law," further regulating strip mining operations; making changes with respect to backfilling, restoration, accumulation of water, permits, bonds, penalties and fees; and providing for filing of maps.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1810

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1810, entitled:

An Act amending the act of May 13, 1927 (P. L. 1011), entitled "A supplement to an act entitled 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one, creating a department of city planning; providing for its organization and powers; regulating the platting of ground; prohibiting the recording of plans and sales of lots therein before their approval, under penalties; making it a misdemeanor for the recorder of deeds to record an unapproved plan; restricting accepting, laying out, opening and improving private streets; prohibiting the erection of buildings on land not abutting on public streets or streets not shown on the official master plan or an approved plat; transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land, the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same, the preparation and compilation of an official street map; providing penalties for the violation of this act; and repealing certain statutes," providing for the release of subdivision improvement encumbrances in certain instances.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1811

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1811, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "First Class Township Law," providing for the release of land subdivision improvement encumbrances in certain instances.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1812

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1812, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "General Borough Act," providing for the release of land subdivision improvement encumbrances in certain instances.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1813

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1813, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Law," providing for the release of land subdivision improvement encumbrances in certain instances.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION, SERIAL No. 129

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

MEMORIALIZING THE PRESIDENT OF THE UNITED STATES TO PROCLAIM A COLONEL-COMMANDANT MICHAEL KOVATS DAY

In the Senate, April 26, 1955.

General George Washington entrusted the organization of his cavalry to an experienced Hungarian, Michael Kovats, who was recommended to General Washington by Benjamin Franklin. Colonel-Commandant Michael Kovats was second-in-command of the Pulaski Legion and while serving in this capacity gave his life for the United States of America when, on May 11, 1779, he fell mortally wounded in the defense of Charleston, South Carolina.

American Hungarians respectfully ask for appropriate recognition for Colonel-Commandant Kovats. Americans of Polish descent have their revolutionary hero honored in the form of Pulaski Week. Washington's Cavalry known as the Pulaski Legion, was whipped into an efficient fighting force by Colonel-Commandant Kovats, and this historical fact is recognized by official documents, records of the Society of the Cincinnati and other official sources; therefore be it

Resolved (the House of Representatives concurring), That the General Assembly of the Commonwealth of Pennsylvania, on behalf of all American Hungarians memorializes the President of the United States to proclaim a Colonel-Commandant Michael Kovats day in honor of this outstanding hero of the Revolutionary War; and be it further

Resolved, That a copy of this resolution be transmitted to the President of the United States, Dwight D. Eisenhower.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION, SERIAL No. 165

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

DIRECTING THE CONTINUANCE OF THE SUBCOMMITTEE ON DECEDENTS' ESTATE LAWS OF THE JOINT STATE GOVERNMENT COMMISSION

In the Senate, January 16, 1956.

RESOLVED (The House of Representatives concurring), That the Subcommittee on Decedents' Estate Laws of the Joint State Government Commission be continued until the end of the legislative session of 1957 for the purpose of considering necessary and desirable changes in the decedents' estate laws and related statutes developed by the Subcommittee, and to make recommendations to the commission with drafts of legislation necessary to carry the recommendations into effect.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION, SERIAL No. 166

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

MEMORIALIZING CONGRESS TO PROVIDE ADEQUATE SAFEGUARDS INCLUDING IMPORT QUOTAS IN TARIFF AND TRADE LEGISLATION

In the Senate, January 30, 1956.

Whereas, The increased importation of numerous products that come into competition with the output of factories, farms and mines of Pennsylvania, replacing the products of Pennsylvania's industries, is a constant menace to the State's continuing economic stability; and

Whereas, The lower wages paid abroad make it impossible for many of our smaller and medium-sized producers to compete with imports without resorting to ruinous price-cutting, which in turn would result either in financail losses or heavy pressure for wage reductions and outright unemployment; and

Whereas, Our National obligations have reached such extreme proportions that the National income must be maintained at its present unprecedented high level, or close thereto, lest we become involvent; and

Whereas, Unemployment caused by the imports of residual oil, which increased 300% from an average of 45 million barrels in 1946, to more than 136 million barrels in 1954, or the yearly equivalent of 33 million tons of coal; and unemployment caused by imports of crude oil; various types of glass, steel, aluminum, brass and zinc products; pottery and chinaware; granite, tiles, cement, hardboard, plywood, hardware, plumbing, flat glass and other building supplies, lace, carpets and all kinds of woolen, cotton and synthetic fibre manufactured goods; leather and fabric gloves; bicycles; hydraulic turbines; machine tools and other machinery; heavy electrical equipment and other electrical industry products and electronics; watches, clocks and parts; optical industry products; cutlery; scientific apparatus; pencils and pens; pins, clips and fasteners; soft fibre; insulation board and manufactured cork products; chemicals; toys; mushrooms; farm, dairy and dried milk products, wallpaper, hats and millinery, printing industry products; ladies hand bags and leather goods; nails, wire, screws, bolts and nuts and many other commodities; will render the upholding of the economy at its highest levels most uncertain and difficult, unless all import trade is placed on a fair competitive basis and the potential injury therefrom thus elminated; and

Whereas, Agricultural products such as wheat, wheat flour, cotton, butter, cheese and peanuts enjoy the protection of import quotas; and

Whereas, A maximum of satisfactory trade results from a prosperous domestic economy freed from the threat of a breakdown resulting from unfair import competition; therefore be it

Resolved (if the House of Representatives concurs), that the General Assembly of the Commonwealth of Pennsylvania hereby memorialize the Congress of the United States that adequate safeguards be provided in tariff and trade legislation, including import quotas, against the destruction or lowering of our American standard of living, the labor standard of our workmen, and the stability of our economy by unfair import competition and that the existing trade agreements legislation be amended accordingly; and be it further

Resolved, That copies of this resolution be transmitted to the President of the United States, the Vice President of the United States, the Secretary of State, the Secretary of Commerce, the Secretary of Labor, the Secretary of Agriculture, the Chairman of the United States Tariff Commission, the Speaker of the House of Representatives, and each Senator and Representative from Pennsylvania in the Congress of the United States.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

RECALLING SENATE BILL No. 39 FROM THE GOVERNOR

In the Senate, March 26, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 39, Printer's No. 537, entitled "An act amending the act of July eleven one thousand nine hundred and seventeen (P. L. 758) entitled 'An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties' further defining drugs coming within the scope of said act and changing the penalties for the illegal sale dispensing or giving away of drugs," be recalled from the Governor for the purpose of amendment.

HOUSE CONCURRENT RESOLUTION No. 27 REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Highways:

PENNSYLVANIA TURNPIKE COMMISSION TO INSTALL ADEQUATE LIGHTING SYSTEM IN TUNNELS

In the House of Representatives, February 28, 1955.

Thousands of motorists each year travel over one of the finest highways ever engineered, the Pennsylvania Turnpike, conceived and constructed not only as a convenience but as a safety measure to motorists in their trans-state auto trips.

One of the safety measures conceived for the preservation of motorists' lives was the construction of tunnels with the purpose in mind of avoiding the steep inclines, the railroad crossings, and the dangerous intersections with their cross roads found to be the grim reaper for many motorists.

Despite the foresight and ingneuity in incorporating the tunnels as safety precautions into the turnpike system, their very purpose is being nullified by the use of inadequate lighting, as evidenced by an increasing number of fatalities and which makes it mandatory that remedial action be taken at once; therefore be it

Resolved (the Senate concurring), That the Pennsylvania Turnpike Commission maintain the tunnel system in a safe and proper manner by the installation of a lighting system of sufficient candlepower to eliminate any blind-vision areas while traveling through the tunnels.

Resolved, That the Pennsylvania Turnpike Commission make a report to this Session of the General Assembly as soon as possible after the improved lighting system is installed.

Resolved, That a copy of this resolution be transmitted to the Pennsylvania Turnpike Commission.

HOUSE CONCURRENT RESOLUTION No. 164 REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives which was twice read as follows and referred to the Committee on Insurance:

JOINT STATE GOVERNMENT COMMISSION TO STUDY SUBJECT OF SAVINGS BANK LIFE INSURANCE

In the House of Representatives, March 21, 1956.

Whereas, bills have been introduced in the current and earlier sessions of the General Assembly for the purpose of authorizing and regulating the sale by mutual savings banks of life insurance in limited amounts without the employment of agents or solicitors and for the establishment and operation of life insurance departments by mutual savings banks and the information of a savings bank life insurance company; and

Whereas, it is represented that such savings bank life insurance would be advantageous to the people of this Commonwealth because of certain advantages, including lower cost, therefore be it

Resolved (the Senate concurring), That the Joint State Government Commission is hereby directed to study and investigate the subject of savings bank life insurance and report to the next session of the General Assembly, its findings and recommendations, with drafts of legislation necessary to carry the recommendations into effect.

SENATE CONCURRENT RESOLUTION RETURNED WITH AMENDMENT

He also returned to the Senate, Senate Concurrent

Resolution, entitled "Time of Next Meeting," with the information that the House has passed the same with amendment, in which the concurrence of the Senate is requested.

The Clerk read the resolution as follows:

In the Senate, March 26, 1956.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, April 3, 1956, at a time to be fixed by the Senate, unless sooner recalled by the President pro tempore of the Senate; and when the House of Representatives adjourns this week, it reconvene Monday, April 2, 1956, at a time to be fixed by the House of Representatives, unless sooner recalled by the Speaker of the House of Representatives.

SENATE CONCURS IN AMENDMENT MADE BY THE HOUSE TO SENATE CONCURRENT RESOLUTION

Mr. WADE. Mr. President, I move that the Senate do concur in the amendment made by the House to the resolution just read by the Clerk.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 836, entitled:

An Act amending the act of July 12, 1919 (P. L. 941), entitled "An act providing for the preparation, contents, style, printing and binding of the Legislative Journal and its delivery and distribution; . . .," eliminating requirements for printing bills, joint resolutions and reports of conference committees in full in the Legislative Journal.

Whereupon,

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

PETITIONS AND REMONSTRANCES

Mr. LANE. Mr. President and Members of the Senate, I read something in the newspaper last night which has to do with the movie censor bill which is on our Calendar today.

I believe that the Members of the Senate would like to hear what I read last night in one of the local papers. The title is, "Film 'Brutality' Viewed as Spur To Delinquency," from Washington, D. C., and it is written by a Washington, D. C., reporter who states:

"The Senate Juvenile Delinquency subcommittee said today it had found increasing emphasis on 'sadism, brutality and violence' in the movies.

"In a report on 'Motion Pictures and Juvenile Delinquency,' the subcommittee said the movies along with comic books and television 'have a tremendous influence on the young child in his early development.'

" 'While once again, as with the comic books and television, no wealth of scientific data can be given as a casual relationship between delinquent behavior and the mass media,' the report said, 'it is quite clear that professional people generally view the presentation of brutality and violence in these media as definiteliy deleterious to the personality development of normal, predelinquent and delinquent children.'

"The subcommittee said it was advised that motion pictures 'could provide the many so-called "trigger mechanisms" that may initiate and provide the content for antisocial behavior on the part of emotionally disturbed children.'

"Senator Kefauver, the subcommittee chairman, said in a statement the report 'culminates a year of intensive study' by the group.

"The report said, 'It is honestly believed that the majority of the people in the film-making business, the great majority, are sincere in their efforts to make good products.'

"Nevertheless, it went on, the production of Western and crime movies 'has remained constant or increased slightly' while 'the production of noncrime movies has decreased greatly.' "

Therefore, Mr. President, I feel that the Members of the Senate should seriously consider House Bill No. 675. I hope the bill is amended properly and will comply with the Attorney General's Office as far as its decisions are concerned. This legislation should be acted upon, because a number of religious groups throughout the State of Pennsylvania are awaiting the action of this Senate in regard to the movie censor bill, House Bill No. 675.

RECONSIDERATION OF HOUSE BILL No. 1849

Mr. WADE. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 1849, entitled:

An Act amending the act of May 31, 1945 (P. L. 1198) entitled "Bituminous Coal Open Pit Mining Conservation Act" further regulating mining operations requiring the filing of maps changing provisions with respect to registration bonds backfill overburden enforcement of the act appeals and penalties and providing for the payment of fines into a special fund.

passed finally on March 26, 19156.

The PRESIDENT. How did the Senator vote?

Mr. WADE. Mr. President, I voted with the prevailing side.

Mr. PROPERT. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. PROPERT. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. WADE. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. WADE. Mr. President, I voted with the prevailing side.

Mr. PROPERT. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. PROPERT. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

The PRESIDENT. This bill will appear on Tuesday's Third Reading Calendar.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 249, Printer's No. 611, on concurrence in House amendments, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 1021, Printer's No. 587, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1306, Printer's No. 1593;
House Bill No. 1650, Printer's No. 1594; and
House Bill No. 1694, Printer's No. 1510.

The PRESIDENT. Is there objection? The Chair hears none.

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1703, as follows:

An Act making an appropriation to the Water and Power Resources Board of the Department of Forests and waters for payment into the Flood Control Fund for flood control purposes.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1. The sum of one million eight hundred ninety-nine thousand dollars ($1,899,000) or as much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Water and Power Resources Board of the Department of Forests and Waters for payment into the Flood Control Fund in the State Treasury for the purpose of making the same available for the purposes for which such Flood Control Fund is appropriated by law.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	McPherson, Jr.,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 223, Printer's No. 624;
Senate Bill No. 232, Printer's No. 572;
Senate Bill No. 672, Printer's No. 280;
Senate Bill No. 673, Printer's No. 270;
House Bill No. 675, Printer's No. 1655;
Senate Bill No. 996, Printer's No. 592;
Senate Bill No. 1023, Printer's No. 632; and
Senate Bill No. 1024, Printer's No. 626.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1025, entitled:

An Act amending the act of June 22, 1931 (P. L. 594) entitled "Rural State Highway Law" changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. YOSKO. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 2, page 10, by inserting between lines 15 and 16 the following: "Northampton County "Route . Beginning at a point on Legislative Route 48087 at its intersection with Township Road #601, thence northeasterly on Township Road #601, in Bushkill and Plainfield Townships, to the intersection of Township Road #601 and Legislative Route 166, in Northampton County, a distance of about 1.5 miles."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree ot the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. YOSKO. Mr. President, I ask unanimous consent that Senate Bill No. 1025, Printer's No. 627, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1057, as follows:

An Act amending the act of August 7, 1936 (P. L. 106) entitled as amended "An act relating to flood control prescribing the powers and duties of the Water and Power Resources Board of the Department of Forests improvements carrying into effect of such plans assistance aid and cooperation with public and private agencies and the Federal Government in Federal flood control works and improvements and entering into compacts and agreements with other states for flood control works and improvements conferring the power of eminent domain providing for the setting off of benefits imposing certain charges upon the Commonwealth providing for appeals and conferring certain powers on municipalities counties and townships and the Department of Highways" authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 13 act of August 7, 1936 (P. L. 106) entitled as amended "An act relating to flood control prescribing the powers and duties of the Water and Power Resources Board of the Department of Forests and Waters in relation to the creation of flood control districts adoption of plans for flood control works and improvements carrying into effect of such plans assistance aid and cooperation with public and private agencies and the Federal Government in Federal flood control works and improvements and entering into compacts and agreements with other states for flood control works and improvements conferring the power of eminent domain providing for the setting off of benefits imposing certain charges upon the Commonwealth providing for appeals and conferring certain powers on municipalities counties and townships and the Department of Highways" as reenacted and amended March 10, 1937 (P. L. 43) is amended to read

Section 13 Contracts and Agreements With Municipalities and Persons The board shall have power to enter into contracts and other agreements with municipalities [and] persons and Authorities created under any act of Assembly for cooperation and assistance in constructing financing maintaining using and operating any State or Federal public flood control works or improvements and to enter into and execute such contracts and agreements as may be necessary and convenient to the exercise of the powers rights privileges and functions conferred by this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

NAYS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1560, Printer's No. 1652;

House Bill No. 1619, Printer's No. 1354; and

House Bill No. 1977, Printer's No. 1653.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2045, as follows:

An Act amending the act of July 24, 1913 (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" clarifying enforcement provisions of the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 9 act of July 24, 1913 (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" amended May 18, 1945 (P. L. 788) and May 2, 1949 (P. L. 818) is reenacted to read

Section 9 It shall be the duty of the department and the proper city and county inspectors of weights and measures to enforce the provisions of this act who may examine commodities sold or offered for sale and test or inspect them for correct weight measure or count Without formal warrant they may enter any place of business or stop any vendor peddler dealer or other person selling or offering commodities for sale for the purpose of ascertaining whether the provisions of this act have been complied with Such State city or county inspectors may seize for use as evidence and hold until final disposition by the court any commodity package or other article sold or offered for sale contrary to the provisions of this act No retailer shall be prosecuted for having in his possession or offering for sale any article of merchandise which he has purchased in good faith for resale and which is packed in sealed unbroken and undamaged original packages or containers because of a shortage in weight as marked thereon Provided That such shortage does not exceed twice the tolerance granted or permitted by the department under section seven of this act for such commodity except such articles of merchandise which have been packed or packaged by said retailer Said inspectors shall mark or seal as condemned any article commodity or package which does not comply with the tolerance specifications in section seven or any other provisions of this act and said commodity shall not be sold or offered for sale until it has been relabeled to comply with the provisions of this act and the condemnation mark or seal removed by the inspector who originally marked it condemned or a properly authorized official of the jurisdiction where the condemnation was made

Any State county or city inspector of weights and measures in whose presence a violation of this act has or is being committed by any person who has no established business location in this Commonwealth shall have power without warrant to arrest the offender and take him before an alderman magistrate or justice of the peace of the city or county where the offense was committed and there make information before such officer which shall be disposed of according to law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows: viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 324, Printer's No. 546; and

Senate Bill No. 816, Printer's No. 369.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 984, entitled:

An Act amending the act of May 28 1937 (P. L. 1053) entitled "Public Utility Law" excluding buses owned by or under contract with private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicles

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE offered the following amendments:

Amend Section 1 (Section 2), page 5, line 6, by inserting after "children": "for school purposes or between their homes and Sunday School"; Amend Section 1 (Section 2), page 5, line 8, by inserting after "or"; "transportation of school children between their homes and school or children between their homes and Sunday School in any motor vehicle"; Amend Section 1 (Section 2), page 5, line 12 to 17, by striking out "for the transportation of school children" in line 12, all of lines 13 to 16 inclusive and "funds" in line 17; Amend Section 1 (Section 2), page 7, lines 11 and 12, by striking out after "children" "or children" in lien 11, and "to and from Sunday school" in line 12, and inserting in lieu thereof:; "for school purposes or between their homes and Sunday School"; Amend Section 1 (Section 2), page 7, line 13, by inserting after "or" where it appears the second time: "the transportation of school children between their homes and school or children between their homes and Sunday School in any motor vehicle."

They were agreed to.

The section was agreed to as amended.

The title was read.

Will the Senate agree to the section?

Mr. WADE offered the following amendments:

Amend title, page 3, line 18, by inserting after "with": "school districts".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 984, Printer's No. 1518, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 1044, Printer's No. 630, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

RECESS

Mr. WADE. Mr. President, I move that the Senate do now take a recess for five minutes, for the purpose of holding a meeting of the Committee on Highways.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORTS FROM COMMITTEES

Mr. RUTH. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RUTH, from the Committee on Highways, reported as amended, House Bill No. 983, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" including within the definition of "Commercial Motor Vehicle" and excluding from the definition of "Motor Omnibus" buses transporting pupils of private and parochial schools and Sunday school children and by regulating the use of commercial motor vehicles.

He also, from the Committee on Highways, reported as amended Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic across the Com-

monwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near the City of Chester, Delaware County, thence in a general northely direction to connect with the Pennsylvania Turnpike System, at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission: * * *.

Mr. DENT. Mr. President, I ask unimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT, from the Committee on State Government, reported as committed, Senate Bill No. 517, entitled:

An Act amending the act of March 31, 1949 (P. L. 372), entitled "The General State Authority Act of 1949" empowering the Authority to construct additions and improvements to universities receiving State aid; authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied, and authorizing subleases of such projects.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, last week the Senate passed a part of the Administration's program in regard to industrial development. The Senate passed legislation providing for a State Industrial Development Authority.

I want the membership to know that the people of western Pennsylvania, particularly, are extremely gratified by the passage of this legislation by the Senate. I feel that this is a step in the right direction and that we are entering a new field as far as industrial redevelopment is concerned.

I feel, too, Mr. President, that we should not take a one-sided approach to this particular problem. Quite some months ago, I sponsored legislation here which would also create an Industrial Development Corporation. The Industrial Development Corporation is copied after legislation which passed in the State of New York some time ago. In fact, this bill is practically an exact copy of New York's legislation.

There were quite a number of sponsors of this legislation from both sides of the Senate. This legislation also passed the Senate and is over in the House of Representatives. I feel that if we have an Industrial Development Authority which provides for the expenditure of $5,000,000 to help out our local industrial organizations, it certainly will help out as far as diversity of industry is concerned. I feel, too, that we should pass legislation calling for an Industrial Development Corporation. By doing so, we can attract private capital and they, too, could work along this particular line.

In western Pennsylvania, Mr. President, we do not have a diversity of industry. All we need to do to stabilize our economy is to have the necessary funds to bring new industry into western Pennsylvania. I believe that can be done if both of these pieces of legislation are passed.

Last week, Mr. President, The Monongahela Valley Industrial Development Organizations had a meeting, at which they expressed their opinion with regard to this legislation and they felt that we were doing the right thing. I think that Pennsylvania, as a whole, is to be congratulated on its foresight in establishing an Industrial Development Authority. In a depressed area, it is sort of silly or ridiculous to expect to collect enough money to bring new industry into Pennsylvania or to finance any great portion of it. This legislation is simple and, at the same time, it is sound because it provides that the local authorities cannot go out on wild ventures. They must have a tenant, with a proper contract, who has a certain percentage of the capital to do the job.

I feel sure that the bill, providing for an Industrial Development Authority, is going to be passed in the House and placed on the statute books. If we have a Corporation on Industrial Development on our statute books, I believe it will go a long way in alleviating the unemployment which now exists in a portion of our industrial areas. When I speak of western Pennsylvania, I mean to include the hard coal regions of the State which are confronted with the same problem. These coal regions are doing everything they can to bring in new industry and they want, and appreciate, the help of this Commonwealth.

I might say also, Mr. President, that there are very little politics played with our industrial development organizations. There are both Republicans and Democrats on these boards, and most of them are businessmen who are trying to do a job for their community.

I am happy to report, Mr. President, that in my own County of Washington, outside the limits of the city of Washington, we are going to have a new industry by virtue of the work and effort which has been put forth by the Washington County Industrial Development Organization. We are going to have a paper box company move in there, which is going to employ 360 persons to start. Of course, the county has participated in contributing funds and the local businessmen themselves are trying to raise $150,000 as their contribution to this industry because it is going to stabilize, to a great extent, the economy surrounding the city of Washington.

Therefore, Mr. President, I would like for the House to consider not only our Industrial Development Authority bill, but also our Industrial Development Corporation bill and pass both of them. If we work at it from both ends, I think we will be doing a good job for the citizens of Pennsylvania and rehabilitate the unemployed and then they will have the dignity of going out and finding a job, and I know they will do a good job as far as rearing and taking care of their families is concerned. Most of the unemployed in Pennsylvania do not want handouts. They want the right to earn a decent living an I think, as representatives in government, we should do everything we can to put those men back where they can earn their own livelihood, because that is all they want. They do not want handouts.

SELECT COMMITTEE OF SENATE TO BE APPOINTED

Mr. DENT. Mr. President, I had some conferences this morning with the President pro tempore of the Senate, and in order to expedite the business of the Senate in the last two weeks of this Session—we hope they are the last two weeks—we are going to follow a procedure which we have had for many years.

Therefore, at this time, Mr. President, I would like to make a motion that the President pro tempore of the

Senate be empowered to name a special committee to handle all the bills and resolutions submitted, or coming from the House, during the next two weeks. That should include all bills except those dealing with appropriations which, naturally, must go to the Appropriations Committee.

Mr. WADE. I would like to second that motion, Mr. President, and request that the Senator from Westmoreland state a number on the committee. Perhaps he avoided doing so intentionally.

Mr. DENT. Mr. President, I avoided doing so intentionally so that the President pro tempore would be able to use his own good judgment in that matter.

The PRESIDENT. It has been moved by the Senator from Westmoreland, and seconded by the Senator from Cumberland, that the President pro tempore of the Senate be empowered to name a special committee for the consideration of all bills with the exception of those bills dealing with appropriations.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, under remarks on the motion, I wish to state that I think it is a very good motion. However, I do feel that the committee should not be lopsided. I feel that this Senate has been in Session a long, long time and I know all of us are interested in highly constructive legislation. I feel that the committee should be equal; that is, if there are going to be three Democrats, there should be three Republicans. In that way, all this legislation will be given fair consideration.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

BILLS ON FIRST READING

Mr. WADE. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. CAMIEL. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 517, entitled:

An Act amending the act of March 31, 1949 (P. L. 372), entitled "The General State Authority Act of 1949" empowering the Authority to construct additions and improvements to universities receiving State aid; authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied, and authorizing subleases of such projects.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consieration of House Bill No. 983, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" including within the definition of "Commercial Motor Vehicle" and excluding from the definition of "Motor Omnibus" buses transporting pupils of private and parochial schools and Sunday school children and by regulating the use of commercial motor vehicles.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near the City of Chester, Delaware County, thence in a general northerly direction to connect with the Pennsylvania Turnpike System, at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable, and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; * * *.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

RECESS

Mr. WADE. Mr. President, I move that the Senate do now take a recess until 1:30 o'clock, p. m., Eastern Standard Time.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 111, entitled:

An Act to amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 349), entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds making the provisions of the act retroactive and repealing existing laws" by further prescribing what taxes or license fees may be refunded or sued for.

House Bill No. 510, entitled:

An Act amending the act of April 9, 1929 (P. L. 117), entitled "Administration Code of 1929," authorizing the Department of Forests and Waters to lease to religious groups.

House Bill No. 861, entitled:

An Act amending the act of May 2, 1929 (P. L. 1278), entitled "General County Law," removing the limitation on appropriations which may be made for agricultural extension work.

House Bill No. 1289, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "General Borough Act," authorizing the issuance of non-debt revenue bonds for capital improvements to certain public service facilities.

House Bill No. 1418, entitled:

An Act amending the act of June 5, 1935 (P. L. 266), entitled "An act to protect trade-mark owners, distributors, and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark, brand or name," further regulating exceptions to contracts of sale and actions at law for unfair competition.

House Bill No. 1593, entitled:

An Act regulating waste disposal areas in certain parts of the Commonwealth; providing for permits; placing duties upon the Department of Mines; and imposing penalties.

House Bill No. 1725, entitled:

An Act relating to the use of conveyor belts in coal mines, providing for the safety of persons employed therein, and the protection of property connected therewith, conferring powers and imposing duties upon the Department of Mines and prescribing penalties.

House Bill No. 1752, entitled:

An Act amending the act of June 9, 1911 (P. L. 756), entitled "Bituminous Coal Mining Law," changing applicability of act and the requirement of a mine foreman in small mines.

House Bill No. 1755, entitled:

An Act amending the act of June 27, 1947 (P. L. 1095), entitled as amended "Anthracite Strip Mining Law," further regulating strip mining operations; making changes with respect to backfilling, restoration, accumulation of water, permits, bonds, penalties and fees; and providing for filing of maps.

House Bill No. 1810, entitled:

An Act amending the act of May 13, 1927 (P. L. 1011), entitled "A supplement to an act entitled 'An act for the government of cities of the second class,' approved the seventh day of March, Anno Domini one thousand nine hundred and one, creating a department of city planning; providing for its organization and powers; regulating the platting of ground; prohibiting the recording of plans and sales of lots therein before their approval, under penalties; making it a misdemeanor for the recorder of deeds to record an unapproved plan; restricting accepting, laying out, opening and improving private streets; prohibiting the erection of buildings on land not abutting on public streets or streets not shown on the official master plan or an approved plat; transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land, the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same, the preparation and compilation of an official street map; providing penalties for the violation of this act; and repealing certain statutes," providing for the release of subdivision improvement encumbrances in certain instances.

House Bill No. 1811, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "First Class Township Law," providing for the release of land subdivision improvement encumbrances in certain instances.

House Bill No. 1812, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "General Borough Act," providing for the release of land subdivision improvement encumbrances in certain instances.

House Bill No. 1813, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Law," providing for the release of land subdivision improvement encumbrances in certain instances.

Whereupon,

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 791

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 791, entitled:

An Act making an appropriation to the Department of Agriculture for developing and operating a livestock show.

with the information that the House has passed the same without amendments.

HOUSE BILL FOR CONCURRENCE

He also presented for concurrence bill of the House, as follows:

House Bill No. 2084, entitled:

An Act making an appropriation to the Department of Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania.

Which was committed to the Committee on Appropriations.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 929, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used.

Whereupon,

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

RECESS

Mr. WADE. Mr. President, I move that the Senate do now take a recess until 3:00 o'clock, p. m., Eastern Standard Time, awaiting communications from the House.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same geing correct, the titles were publicly read as follows:

House Bill No. 76, entitled:

An Act amending subsections (a) and (g) of section 403, act of April 12, 1951 (P. L. 90), entitled "Liquor Code," further regulating the application for and issuance of hotel, restaurant and club liquor licenses.

House Bill No. 95, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," making it unlawful to sell or dispense knives, etc., commonly called "switch-blades."

House Bill No. 96, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," making it unlawful for any person to carry on or about his person a firearm, slungshot, handy-billy, dirk-knife, razor or any other deadly weapon, or any knife, razor or cutting instrument, the blade of which can be exposed in an automatic way, by switch, push-button, spring mechanism or otherwise.

House Bill No. 110, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," designating the days on which State employes shall be paid and repealing inconsistent legislation.

House Bill No. 240, entitled:

An Act reenacting and amending the act of July twenty-nine one thousand nine hundred fifty-three (P. L. 996) entitled "An act creating an Anthracite Mine Drainage Study Commission for the purpose of making a study, investigation and legislative recommendations relating to the drainage of anthracite mines and making an appropriation," by authorizing the commission to act in an advisory capacity in the allocation of funds.

House Bill No. 400, entitled:

An Act amending the act of April 12, 1951 (P. L. 90) entitled "Liquor Code," changing the time within which a notice of hearing upon a citation may be issued and the nature of the notice and requiring certain notice to be given as a prerequisite to the imposing of penalties by the Liquor Board.

House Bill No. 416, entitled:

An Act amending the act of June 12, 1951 (P. L. 533), entitled "The Mental Health Act of 1951," permitting the indictment of persons while committed, and validating indictments heretofore returned.

House Bill No. 557, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," redefining murder in first degree to include murder in the commission of sodomy.

House Bill No. 596, entitled:

An Act providing for authorization for autopsies or post-mortem examinations of human bodies claimed for burial within thirty-six hours after death.

House Bill No. 650, entitled:

An Act amending the act of May 5, 1933 (P. L. 289), entitled "Nonprofit Corporation Law" prescribing how notice shall be given of meetings of churches or other religious congregations.

House Bill No. 669, entitled:

An Act amending the act of April 14, 1905 (P. L. 162), entitled "An act regulating the method and procedure in the erection of line or partition fences," authorizing surveyors appointed by judges of common pleas courts to act as fence viewers.

House Bill No. 730, entitled:

An Act providing for and regulating the licensing of poultry technicians, by the Secretary of Agriculture, for the drawing of blood from poultry to be used in pullorum testing programs.

House Bill No. 904, entitled:

An Act amending the act of April 11, 1899 (P. L. 37), entitled "An Act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth," making compliance with certain provisions evidence of innocence in prosecutions for receiving stolen goods.

House Bill No. 929, entitled:

An Act amending the act of July 20, 1917 (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing mileage.

House Bill No. 1277, entitled:

An Act amending the act of April 11, 1929 (P. L. 488), entitled "Certified Seed Law," extending its provisions to crop plants vegetatively propagated.

House Bill No. 1413, entitled:

An Act to amend the act approved the twelfth day of June one thousand nine hundred fifty-one (1951-52 P. L. 533), entitled "The Mental Health Act of 1951," by changing the qualifications of superintendents of State institutions.

House Bill No. 1450, entitled:

An Act to amend Section 404 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242), entitled "State Highway Law," by requiring that the additional bond covering labor and materials furnished by the contractor shall cover also equipment rental.

House Bill No. 1451, entitled:

An Act to further amend Section 33 of the act approved the thirty-first day of May one thousand nine hundred eleven (P. L. 468) entitled "Sproul Highway Law," by changing the percentages of payments to be withheld by the Secretary of Highways pending satisfactory completion of contracts for the construction of State highways and bridges.

House Bill No. 1514, entitled:

An Act amending the act of September 26, 1951 (P. L. 1518), entitled "An act to provide for the registration and protection of trademarks and to secure the rights, property and interests therein; providing for the assignment, cancellation and revocation thereof, and imposing penalties for violations; conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof; and to repeal all acts inconsistent therewith," further defining the right to registration.

House Bill No. 1570, entitled:

An Act amending the act of May 11, 1925 (P. L. 561), entitled "Second Class County Jury Law," authorizing the president judge of the court of common pleas to transfer and assign jurors summoned to serve in any court, civil and criminal, of the county, and changing form of venire and summons to comply therewith.

House Bill No. 1592, entitled:

An Act amending the act of May 14, 1907 (P. L. 197),

entitled "An act to provide for the establishing and maintenance of one or more sanatoria or colonies, in Pennsylvania, for the free care and treatment of indigent persons suffering from tuberculosis, and making an appropriation therefor," extending its provisions to all persons suffering or suspected of suffering from tuberculosis.

House Bill No. 1617, entitled:

An Act amending the act of July 11, 1917, (P. L. 769), entitled "An Act to regulate the importation into the State of Pennsylvania of dependent, delinquent, or defective children; and providing a penalty for the violation thereof," authorizing use of forfeited bond for the further placing of children.

House Bill No. 1642, entitled:

An Act to add clause (1) to section two thousand one hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by authorizing and making it the duty of the Department of Health to provide limited training in the field of public health work for certain State and municipal employes.

House Bill No. 1643, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," redefining the powers and duties of the Department of Health.

House Bill No. 1720, entitled:

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 842), entitled "An act relating to the acquisition of rights to divert water from rivers, streams, natural lakes, and ponds, or other surface waters within the Commonwealth or party within and partly without the Commonwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearings by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, P. L. 152, approved April 13, 1905, Act No. 307, P. L. 455, approved June 7, 1907, Act No. 64, P. L. 258, approved April 8, 1937," by further regulating the period within which water rights must be acquired.

House Bill No. 1734, entitled:

An Act amending the act of July 15, 1935 (P. L. 1034), entitled "An act requiring operators of anthracite coal mines to report shipments to the Department of Mines," changing the time for filing reports.

House Bill No. 1809, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "Third Class City Law," providing for the release of land subdivision improvement encumbrance in certain instances.

House Bill No. 1886, entitled:

An Act to amend section two hundred one of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "Fiduciaries Act of 1949," by changing the amount of wages or salary which an employer may pay to a deceased employee's spouse, or other certain persons whether or not a personal representative has been appointed.

House Bill No. 1874, entitled:

An Act amending the act of July 15, 1897 (P. L. 287), entitled "An act to protect the lives and limbs of miners from the dangers resulting from incompetent miners working in the anthracite coal mines of this Commonwealth, and to provide for the examination of persons seeking employment as miners in the anthracite region, and to prevent the employment of incompetent persons as miners in anthracite coal mines, and providing penalties for a violation of the same," prescribing powers and duties of certain miners examining boards.

House Bill No. 1924, entitled:

An Act to amend the act, approved the thirty-first day of August, one thousand nine hundred fifty-five (P. L.) (Act No. 131), entitled "An act permitting and regulating wrestling and boxing contests and exhibitions * * *" by regulating the use of a fictitious or assumed name by any participant in any amateur boxing contest or exhibition.

House Bill No. 1962, entitled:

An Act amending the "Bituminous Coal Mining Law," approved June 9, 1911, (P. L. 756), changing qualification requirements of candidates for the office of mine inspector and charging provisions concerning reappointment and certification of inspectors.

House Bill No. 1963, entitled:

An Act amending the "Anthracite Mine Inspectors Act," of July 1, 1937 (P. L. 2461) * * * making certain mine inspectors eligible for reappointment without examination.

House Bill No. 1964, entitled:

An Act making the offices of contable and justice of the peace or alderman incompatible.

House Bill No. 1967, entitled:

An Act to amend section seventeen of the act, approved the twenty-ninth day of March, one thousand eight hundred three (P. L. 542), entitled "An act to establish a Board of Wardens for the port of Philadelphia, and for the regulation of pilots and pilotages and for other purposes therein mentioned," by permitting second class pilots to pilot vessels drawing twenty-seven feet of water or under and permitting third class pilots to pilot vessels drawing twenty-three feet of water or under.

House Bill No. 2049, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," further regulating payments to certain beneficiaries under the fund.

House Bill No. 2050, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," further regulating the withdrawal of service increment contributions.

House Bill No. 2075, entitled:

An Act amending the act of May 22, 1935 (P. L. 233), entitled "Policemen's Relief and Pension Fund Law," further regulating the withdrawal of service increment contributions.

Whereupon,

The President (Lieutenant-Governor) Roy E. Furman) in the presence of the Senate signed the same.

HOUSE MESSAGES

HOUSE RECEDES FROM NON-CONCURRENCE IN AMENDMENTS MADE BY THE SENATE TO HOUSE BILL No. 949

The Clerk of the House of Representatives being introduced, informed the Senate that the House recedes from its non-concurrence in the amendments made by the Senate to House Bill No. 949, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949," providing for courses of study in first aid to be included during the last four years of any complete high school program.

HOUSE RECEDES FROM NON-CONCURRENCE IN AMENDMENTS MADE BY THE SENATE TO HOUSE BILL No. 1863

He also informed the Senate that the House recedes from its non-concurrence in the amendments made by the Senate to House Bill No. 1863, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," further regulating lighting equipment, lights and devices, and the use thereof; and prescribing penalties.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 597

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 597, entitled:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia, Pennsylvania.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1486

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1486, entitled:

An Act reenacting and amending the title and the act of May 20, 1949 (P. L. 1633), entitled "Housing and Redevelopment Assistance Law," transferring functions of State Planning Board relating to housing and redevelopment to the Department of Commerce; removing slum clearance and certain restrictions as to capital grants for redevelopment purposes from provisions of act and making an appropriation.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1595

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1595, entitled:

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1596

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1596, entitled:

An Act making an appropriation to aid certain school districts.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1597

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1597, entitled:

An Act making an appropriation to the Department of Public Instruction for payments to school districts on account of rentals payable to municipal authorities and nonprofit corporations.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1598

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1598, entitled:

An Act making an appropriation to the Department of Public Instruction for payments to the school districts on account of obligations to the Public School Building Authority, as provided by law.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1602

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1602, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades for maintenance.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1607

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1607, enitled:

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton, Pennsylvania, for maintenance and purchase of supplies and equipment.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1633

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1633, entitled:

An Act making an appropriation to The Glen Mills school, situate in Delaware County, Pennsylvania.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1634

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1634, entitled:

An Act making an appropriation to Sleighton Farm School for Girls, situate in Delaware County, Pennsylvania.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1646

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1646, entitled:

An Act making an appropriation to the Department of Property and Supplies for a continuance of the acquisition of real estate in connection with the extension of Capitol Park, in the City of Harrisburg, and for carrying on the work of the Department, authorized under the act approved the third day of June, one thousand nine hundred forty-three, P. L. 818.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1687

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1687, entitled:

An Act amending the Act of April 9, 1929 (P. L. 177) entitled "Administrative Code of 1929," creating the Advisory Board on Problems of Older Workers within the Department of Labor and Industry and placing additional powers and duties in the Department of Labor and Industry with respect to aging and aged persons.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1793

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1793, entitled:

An Act amending the act of June 12, 1931 (P. L. 510), entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare; and providing penalties," extending the act to private convalescent homes conducted for profit; requiring licensing under the act for treatment, care or nursing by reason of pregnancy; changing license fees; requiring certain records to be kept by hospitals; regulating the refusal to grant, refuse or renew licenses, and changing penalties.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1881

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1881 entitled:

An Act making an appropriation to the Department of Public Instruction for payment to school districts on account of approved reimbursable rental payable to the State Public School Building Authority, municipality authorities and nonprofit corporations.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 873

He also informed the Senate that the House has nonconcurred in the amendments made by the Senate to House Bill No. 873, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Law," prescribing duties and limitations for township supervisors as to holding other township offices, the number of meetings to be held, keeping of records and fixing compensation of certain township officers; changing the expense allowance for delegates to supervisors conventions and the officers eligible to attend; fixing the procedure for selling township property; making tax exempt properties liable for certain costs for fire protection; prescribing duties of auditors and fixing compensation of members of zoning board of adjustment; providing for the construction of sidewalks and curbs and the payment therefor; changing the provisions relating to abandoned cemeteries, the publication of ordinances; connecting with sewers of adjacent municipalities, and the dedication, laying out, opening, improving, changing, relocating, taking over and vacating roads, streets and highways.

The PRESIDENT. This bill will be laid on the table.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 887

He also informed the Senate that the House has nonconcurred in the amendments made by the Senate to House Bill No. 887, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith.

The PRESIDENT. This bill will be laid on the table.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1060

He also informed the Senate that the House has nonconcurred in the amendments made by the Senate to House Bill No. 1060, entitled:

An Act defining and providing for the licensing of water well drillers prevention of waste and pollution of underground waters conferring powers and imposing duties on Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties.

The PRESIDENT. This bill will be laid on the table.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1609

He also informed the Senate that the House has nonconcurred in the amendments made by the Senate to House Bill No. 1609, entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus, supplies and equipment.

The PRESIDENT. This bill will be laid on the table.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1928

He also informed the Senate that the House has nonconcurred in the amendments made by the Senate to House Bill No. 1928, entitled:

An Act amending the act of May 20, 1949 (P. L. 1594), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and possessing with intent to sell, of adulterated or deleterious ice cream, french ice cream, french custard, frozen custard, frozen ice confections, frozen sherbet confections, sherbet, ice and fruit ice, incluuding coated ice cream and the coating thereof . . ." extending its provisions to ice milk and ice milk confections; and conferring additional powers and duties on the Department of Agriculture, and changing labeling requirements.

The PRESIDENT. This bill will be laid on the table.

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION

He also presented extract from the Journal of the House, which was twice read as follows, considered and agreed to:

LOST BILL RESOLUTION

In the House of Representatives, March 27, 1956.

Resolved, That Senate Bill No. 651, Printer's No. 505, entitled:

"An Act amending the act of March 10, 1949 (P. L. 30) entitled 'Public School Code of 1949,' changing value of scholarships."

having been referred to the House Committee on Education on February 20, 1956, and recommitted to the House Committee on Appropriations on March 7, 1956, and the official copy thereof cannot be found, the Chief Clerk of the House is directed to request the Senate to furnish to the House Committee on Appropriations a certified copy thereof, which shall be substituted for the original.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1792 TAKEN FROM TABLE

Mr. WADE. Mr. President, I call from the table House Bill No. 1792, entitled:

An Act relating to comic books, magazines and other publications; prohibiting and regulating the sale thereof in certain instances and imposing penalties.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1792 AND APPOINTS COMMITTEE OF CONFERENCE

Mr. WADE. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1792, and that a Committee of Conference on the part of the Senate be appointed.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. BERGER, FLACK and SEYLER as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1792.

Ordered, That the Clerk inform the House of Representatives accordingly.

ADJOURNMENT

Mr. WADE. Mr. President, I move that the Senate do now adjourn until Tuesday, April 3, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:10 o'clock, p. m., Eastern Standard Time, until Tuesday, April 3, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, March 27, 1956.

The House met at 11:00 a.m.

The SPEAKER (Hiram G. Andrews) in the Chair.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, March 26, 1955 will be postponed until printed. The Chairs hears none.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 1038.

An Act amending the act of September 3, 1955 (Act No. 18-A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 . . ." extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriation.

Referred to the Committee on Rules.

SENATE BILL No. 1046.

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia.

Referred to the Committee on Appropriations.

COMMUNICATION

The SPEAKER laid before the House a communication which was read by the Clerk as follows:

March 17, 1956.

House of Representatives of Pennsylvania,
Office of the Speaker,
Capitol Building,
Harrisburg, Pennsylvania

Dear Fellow Members:

I want to express my deep appreciation for the individual and collective expressions of good wishes of the Members of the House during my period of incapacitation and confinement in the York Hospital.

Unfortunately, at the present writing I am still so confined and there is no definite indication as to when I will be discharged.

I regret very much missing the activities and associations of these last weeks of what has been a very long but interesting session.

Most sincerely,

CLARENCE M. LAWYER, JR.

RESOLUTION

LOST BILL

Mr. POLEN offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, March 27, 1956.

Resolved, That Senate Bill No. 651, Printer's No. 505, entitled: "An Act amending the act of March 10, 1949 (P. L. 30) entitled 'Public School Code of 1949' changing value of scholarships." having been referred to the House Committee on Education on February 20, 1956, and recommitted to the House Committee on Appropriations on March 7, 1956, and the official copy thereof cannot be found, the Chief Clerk of the House is directed to request the Senate to furnish to the House Committee on Appropriations a certified copy thereof, which shall be submitted for the original.

BILLS ON SECOND READING

BILLS PASSED OVER

There being no objection

Senate Bill No. 246, Printer's No. 171

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 896, entitled:

An Act reenacting and amending the act of January 5 1952 (P. L. 1833) entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations" extending its provisions to include additional persons increasing contribution rates and providing for referenda and permitting modification of certain local retirement plans

The first section was read.

On the question,

Will the House agree to the section?

Mr. READINGER offered the following amendments:

Amend Sec. 1 (Sec. 1), page 4, line 12, by inserting after "by", where it appears the first time in said line, "the Commonwealth or".

Amend Sec. 1 (Sec. 1), page 4, lines 12 and 13, by striking out "or by annuity contracts".

Amend Sec. 1 (Sec. 2), page 5, line 11, by inserting after "1954", "as such codes have been and may from time to time be amended".

Amend Sec. 1 (Sec. 2), page 6, lines 1 and 2, by striking out all of line 1 and "858 as amended" in line 2.

Amend Sec. 1 (Sec. 2), page 6, lines 2 and 3, by striking out "other than those in the act of June 27 1923 P L 858 on State employes".

Amend Sec. 1 (Sec. 2), page 6, line 16, by inserting after "term" With respect to action taken prior to the eleventh day of April, 1953, "Federal Agency" refers to the Federal Security Administrator.

Amend Sec. 1 (Sec. 2), page 7, line 15, by inserting after "Governor", where it appears the second time in said line "in accordance with section 218 (d) (3) of the Social Security Act"

Amend Sec. 1 (Sec. 2), page 8, line 14, by striking out all of said line.

Amend Sec. 1 (Sec. 4), page 13, line 18, by inserting after "Welfare" pursuant to section 6.1 of this act.

Amend Sec. 1 (Sec. 6.1), page 20, line 18, by inserting after "Commonwealth" and employes of instrumentalities thereof who are members of the State Employes Retirement System.

Amend Sec. 1 (Sec. 6.1), page 20, line 19, by striking out "and with" and inserting in lieu thereof "With".

Amend Section 1 (Sec. 6.1), page 21, line 1, by inserting after "than", an instrumentality of the Commonwealth whose employes are members of the State Employes Retirement System or.

Amend Sec. 1 (Sec. 6.1), page 22, line 15, by striking out "and departments".

Amend Sec. 1 (Sec. 6.2), page 23, line 6, by striking out "or by annuity contracts".

Amend Sec. 1 (Sec. 6.2), page 23, lines 15, 16 and 17, by striking out "but not less than four thousand two" in line 15, all of line 16 and "Social Security coverage" in line 17.

Amend Sec. 1 (Sec. 6.2), page 24, line 2, by striking out "section 6.3" and inserting in lieu thereof "sections 6.3 and 6.4".

Amend Sec. 1 (Sec. 6.4), page 28, line 10, by inserting after "by", where it appears the first time in said line "the Commonwealth or".

Amend Sec. 1 (Sec. 6.4), page 28, lines 10 and 11, by striking out "or by annuity contracts".

They were agreed to.

Mr. READINGER offered the following amendment:

Amend Bill, page 32, by inserting between lines 5 and 6

Section 11.1. The sum of one hundred twenty-five thousand dollars ($125,000), or as much thereof as may be necessary, is hereby appropriated to the State Agency to be used for the payment of all costs and expenses incurred in conducting the referenda authorized by this act.

It was agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. READINGER offered the following amendment:

Amend Title, page 2, last line of Title, by inserting after "plans". "and making an additional appropriation".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection

Senate Bill No. 970, Printer's No. 517

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 973, entitled:

An Act to promote the welfare of the people of the Commonwealth by the reduction of unemployment in certain areas of the Commonwealth determined to be critical economic areas providing for the establishment of industrial development projects in such areas creating The Pennsylvania Industrial Development Authority as a body corporate and politic with power to allocate funds for and make secured loans to industrial development agencies for the payment of a part of the cost of industrial development projects in critical economic areas authorizing the Authority to enter into agreements with the

Government of the United States or any Federal agency or industrial development agency empowering the Authority to take title to sell convey and lease industrial development projects where necessary to protect loans made by the Pennsylvania Industrial Development Authority on industrial development projects providing that no debt of the Commonwealth its municipalities or powers granted by this act and providing for the examination political subdivisions shall be incurred in the exercise of any of the accounts and affairs of the Authority and making an appropriation

And said bill having been rea dat length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

BILL ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

BILL PASSED OVER

There being no objection

House Bill No. 620, Printer's No. 1654

was passed over at the request of the SPEAKER.

APPROPRIATION BILL ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 1675, Printer's No. 1614

was passed over at the request of the SPEAKER.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection

House Bill No. 1904, Printer's No. 1612 and

House Bill No. 1984, Printer's No. 1572

were passed over at the request of the SPEAKER.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 667, Printer's No. 1256, on page 4 of today's calendar, bills on final passage postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1978, Printer's No. 1377, on page 5 of today's calendar, bills on final passage postponed.

APPROPRIATION BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2084 as follows:

An Act making an appropriation to the Department of Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifteen hundred dollars ($1500) or as much thereof as may be necessary is appropriated to the Department of Commerce for the payment of expenses incidental to ceremonies in recognition of the Distinguished Daughters of Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boies,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 791, as follows:

An Act making an appropriation to the Department of Agriculture for developing and operating a livestock show

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to encourage and develop the livestock and allied industries as well as promote grassland farming as a part of conservation program for the preservation of soil resources the sum of fifty thousand dollars ($50,000) or as much thereof as is necessary is appropriated to the Department of Agriculture to be used for the development and operation of an open livestock show including cattle swine sheep and horses

Section 2 The department may make allocations of the money appropriated as it deems appropriate to an incorporated association whose purposes are in accord with the intent of section 1 of this act The funds allocated shall be used for the development and operation of an open livestock show in Pennsylvania The funds allocated by the department shall only be used for the specific items approved by the department in advance of the expenditure

And said bill having been read at length the third time, considered and agreed to

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boles,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Miller,	Stephens,
Bower,	Heavey,	Mikula,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kline,	Olsen,	Wallace,
Davis,	Kratz,	O'Neil,	Walsh,
Donahue,	Kent,	Pacchioli,	Wargo,
Donaldson,	Knecht,	Parry,	Waterhouse,
Dougherty,	Kolankiewicz,	Pashley,	Weidner,
Down,	Kooker,	Paulhamus,	Welsh,
Ehrgood,	Kornick,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS ON THIRD READING

BILLS PASSED OVER

The SPEAKER. Without objection, all bills on third reading on pages 6, 7, 8, 9, 10 and 11 will be passed over. The Chair hears none.

The SPEAKER. The Chair requests the gentleman from Northumberland, Mr. Stank, to preside temporarily.

Mr. STANK IN THE CHAIR.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1067, Printer's No. 1502, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1607.

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton, Pennsylvania, for maintenance and purchase of supplies and equipment.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "seventy thousand dollars ($70,000)" and inserting in lieu thereof the following: 'seventy-five thousand ($75,000) dollars."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McInroy,	Scarcelli,
Ashton,	Gibson,	McCann,	Schuster,
Auker,	Goldstein,	McCormack,	Sherman,
Banker,	Gramlich,	McKeever,	Sigman,
Barnatovich,	Greenwood,	McGee,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Isaacs,	Meholchick,	Stank,
Boles,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hamilton, W. H.,	Mihm,	Steckel,
Boory,	Hass,	Mikula,	Stephens,
Bower,	Haudenshield,	Miller,	Stevenson,

Branca,	Heavey,	Mills,	Stone,
Breisch,	Helm,	Monroe,	Stoner,
Brennan, A. P.,	Henzel,	Moody,	Strausser,
Brennan, J. J.,	Hewitt,	Moran,	Stroup,
Brenninger,	Hocker,	Moscrip,	Swartz,
Breth,	Holt,	Muldowney,	Taylor,
Brown,	Horst,	Mullen,	Thomas,
Bucchin,	Houk,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Vaughan,
Comer,	Kamyk,	Naugle,	Varner,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lawyer,	Polaski,	Whitenight,
Eshleman,	Lafore,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1609, Printer's No. 1503 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1609.

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus supplies and equipment

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "two hundred thousand dollars ($200,000)" and inserting in lieu thereof the following: "fifty thousand dollars ($50,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1633, Printer's No. 1504, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1633.

An Act making an appropriation to The Glen Mills School situate in Delaware County Pennsylvania

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following "six hundred five thousand dollars ($605,000)" and inserting in lieu thereof the following: "six hundred sixty thousand dollars ($660,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Metz,	Stank,
Boles,	Hamilton, W. H.,	Meholchick,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Toll,
Bullen,	Jenkins,	Murphy,	Tompkins,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,

Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Williams,
Ewing,	Leiby,	Pomeroy,	Willaredt,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1634, Printer's No. 1513, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1634.

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following "six hundred ten thousand dollars ($610,000)" and inserting in lieu thereof the following: "six hundred forty thousand dollars ($640,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boles,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Toll,
Bullen,	Jenkins,	Murphy,	Tompkins,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1646, Printer's No. 1506, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1646.

An Act making an appropriation to the Department of Property and Supplies for a continuance of the acquisition of real estate in connection with the extension of Capitol Park in the City of Harrisburg and for carrying on the work of the Department authorized under the act ap-

proved the third day of June one thousand nine hundred forty-three (P L 818)

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 1, by striking out after the word "of" the following: "one million ninety thousand dollars ($1,090,000)" and inserting in lieu thereof the following: "five hundred ninety thousand dollars ($590,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boles,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Toll,
Bullen,	Jenkins,	Murphy,	Thompson,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty.	Rovansek,	Speaker
Frost.			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1881, Printer's No. 1545, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1881.

An Act making an appropriation to the Department of Public Instruction for payment to school districts on account of approved reimbursable rental payable to the State Public School Building Authority municipality authorities and nonprofit corporations and on account of sinking fund charges on indebtedness for school buildings

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 4, by inserting after the word "corporations" the following: "and on account of sinking fund charges on indebtedness for school buildings".

Amend Section 1, page 2, line, by inserting after the word "corporations" the following: "and on account of sinking fund charges on indebtedness for school buildings"; line 13, by inserting after the word "corporations" the following: "or on account of sinking fund charges on indebtedness for school buildings".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boles,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,

Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 597, Printer's No. 1493 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 597.

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia Pennsylvania.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words: "one hundred twenty-five thousand dollars $125,000)" and inserting in lieu thereof the words "one hundred seven thousand dollars ($107,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Lutty,	Royer,
Agnew,	Garlock,	Magee,	Rovansek,
Amarando,	Gelfand,	Mahan,	Rubin,
Anderson, M. S.,	George,	Markley,	Rudisill,
Anderson, S. A.,	Gibb,	Maxwell,	Sarraf,
Ashton,	Gibson,	McCann,	Scarcelli,
Auker,	Goldstein,	McCormack,	Schuster,
Banker,	Gramlich,	McGee,	Sherman,
Barnatovich,	Greenwood,	McInroy,	Sigman,
Bazin,	Guss,	McKeever,	Smith, C. C.,
Bell,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Blair,	Hamilton, R. K.,	McWherter,	Snider,
Boles,	Hamilton, W. H.,	Meholchick,	Stank,
Bonner,	Hass,	Metz,	Stebbins,
Boory,	Haudenshield,	Mihm,	Steckel,
Bower,	Heavey,	Mikula,	Stephens,
Branca,	Helm,	Miller,	Stevenson,
Breisch,	Henzel,	Mills,	Stone,
Brennan, A. P.,	Hewitt,	Monroe,	Stoner,
Brennan, J. J.,	Hocker,	Moody,	Strausser,
Brenninger,	Holt,	Moran,	Stroup,
Breth,	Horst,	Moscrip,	Swartz,
Brown,	Houk,	Muldowney,	Taylor,
Bucchin,	Isaacs,	Mullen,	Thomas,
Bullen,	Jenkins,	Munley,	Tompkins,
Capano,	Johnson,	Murphy,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toomey,
Cochran,	Jump,	Murray, P. G.,	Varallo,
Comer,	Kamyk,	Musto,	Varner,
Connelly,	Kehler,	Naugle,	Vaughan,
Cooper,	Keller,	Needham,	Verona,
Curwood,	Kent,	Ogilvie,	Wall,
Davis,	Kline,	Olsen,	Wallace,
Donahue,	Knecht,	O'Neil,	Walsh,
Donaldson,	Kolankiewicz,	Pacchioli,	Wargo,
Dougherty,	Kooker,	Parry,	Waterhouse,
Down,	Kornick,	Pashley,	Weidner,
Ehrgood,	Kratz,	Paulhamus,	Welsh,
Erb,	Kromer,	Petrosky,	Wescott,
Eshleman,	Lafore,	Pettigrew,	Wheeler,
Ewing,	Lawyer,	Polaski,	Whitenight,
Eilberg,	Leiby,	Polen,	Willaredt,
Farabaugh,	Leisey,	Pomeroy,	Williams,
Filo,	Leonard,	Price,	Wilt,
Fineman,	Leven,	Pursley,	Wood,
Flint,	Light,	Readinger,	Worley,
Floyd,	Limper,	Reibman,	Yetter,
Flynn,	Lippincott,	Reidenbach,	Yetzer,
Foster,	Lopresti,	Renwick,	Young,
Frank,	Lovett,	Rigby,	Ziegler,
Frascella,		Rosen,	Andrews,
Frost,			Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 887, Printer's No. 1494, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 887.

An Act making an appropriation to the Department of

Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 1, by striking out after the word "of" the following: "sixty thousand dollars ($60,000)" and inserting in lieu thereof the following: "forty thousand dollars ($40,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1595, Printer's No. 1498 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1595.

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "two hundred thousand dollars ($200,000)" and inserting in lieu thereof the following: "one hundred eighty thousand dollars ($180,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Lutty,	Royer,
Agnew,	Garlock,	Magee,	Rubin,
Amarando,	Gelfand,	Mahan,	Rudisill,
Anderson, M. S.,	George,	Markley,	Sarraf,
Anderson, S. A.,	Gibb,	Maxwell,	Scarcelli,
Ashton,	Gibson,	McCann,	Schuster,
Auker,	Goldstein,	McCormack,	Sherman,
Banker,	Gramlich,	McGee,	Sigman,
Barnatovich,	Greenwood,	McInroy,	Smith, C. O.,
Bazin,	Guss,	McKeever,	Smith, Wm. B.,
Bell,	Guthrie,	McLaughlin,	Snider,
Blair,	Hamilton, R. K.,	McWherter,	Stank,
Boles,	Hamilton, W. H.,	Meholchick,	Stebbins,
Bonner,	Hass,	Metz,	Steckel,
Boory,	Haudenshield,	Mihm,	Stephens,
Bower,	Heavey,	Mikula,	Stevenson,
Branca,	Helm,	Miller,	Stone,
Breisch,	Henzel,	Mills,	Stoner,
Brennan, A. P.,	Hewitt,	Monroe,	Strausser,
Brennan, J. J.,	Hocker,	Moody,	Stroup,
Brenninger,	Holt,	Moran,	Swartz,
Breth,	Horst,	Moscrip,	Taylor,
Brown,	Houk,	Muldowney,	Thomas,
Bucchin,	Isaacs,	Mullen,	Thompson,
Bullen,	Jenkins,	Munley,	Toll,
Capano,	Johnson,	Murphy,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Varallo,
Cochran,	Jump,	Murray, P. G.,	Varner,
Comer,	Kamyk,	Musto,	Vaughan,
Connelly,	Kehler,	Naugle,	Verona,
Cooper,	Keller,	Needham,	Wall,
Curwood,	Kent,	Ogilvie,	Wallace,
Davis,	Kline,	Olsen,	Walsh,
Donahue,	Knecht,	O'Neil,	Wargo,
Donaldson,	Kolankiewicz,	Pacchioli,	Waterhouse,
Dougherty,	Kooker,	Parry,	Weidner,
Down,	Kornick,	Pashley,	Welsh,
Ehrgood,	Kratz,	Paulhamus,	Wescott,
Eilberg,	Kromer,	Petrosky,	Wheeler,
Erb,	Lafore,	Pettigrew,	Whitenight,
Eshleman,	Lawyer,	Polaski,	Willaredt,
Ewing,	Leiby,	Polen,	Williams,
Farabaugh,	Leisey,	Pomeroy,	Wilt,
Filo,	Leonard,	Price,	Wood,
Fineman,	Leven,	Pursley,	Worley,
Flint,	Light,	Readinger,	Yetter,
Floyd,	Limper,	Reibman,	Yetzer,
Flynn,	Lippincott,	Reidenbach,	Young,
Frank,	Lopresti,	Renwick,	Ziegler,
Foster,	Lovett,	Rigby,	Andrews,
Frascella,		Rosen,	Speaker
Frost,		Rovansek,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1596, Printer's No. 1499, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1596.

An Act making an appropriation to aid certain school districts.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "six hundred thousand dollars ($600,000)" and inserting in lieu thereof the following: "four hundred thousand dollars ($400,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Lutty,	Royer,
Agnew,	Garlock,	Magee,	Rubin,
Amarando,	Gelfand,	Mahan,	Rudisill,
Anderson, M. S.,	George,	Markley,	Sarraf,
Anderson, S. A.,	Gibb,	Maxwell,	Scarcelli,
Ashton,	Gibson,	McCann,	Schuster,
Auker,	Goldstein,	McCormack,	Sherman,
Banker,	Gramlich,	McGee,	Sigman,
Barnatovich,	Greenwood,	McInroy,	Smith, C. C.,
Bazin,	Guss,	McKeever,	Smith, Wm. B.,
Bell,	Guthrie,	McLaughlin,	Snider,
Blair,	Hamilton, R. K.,	McWherter,	Stank,
Boies,	Hamilton, W. H.,	Meholchick,	Stebbins,
Bonner,	Hass,	Metz,	Steckel,
Boory,	Haudenshield,	Mihm,	Stephens,
Bower,	Heavey,	Mikula,	Stevenson,
Breisch,	Helm,	Miller,	Stone,
Branca,	Henzel,	Mills,	Stoner,
Brennan, A. P.,	Hewitt,	Monroe,	Strausser,
Brennan, J. J.,	Hocker,	Moody,	Stroup,
Brenninger,	Holt,	Moran,	Swartz,
Breth,	Horst,	Moscrip,	Taylor,
Brown,	Houk,	Muldowney,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Mullen,	Toll,
Capano,	Johnson,	Murphy,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Varallo,
Cochran,	Jump,	Murray, P. G.,	Varner,
Comer,	Kamyk,	Musto,	Vaughan,
Connelly,	Kehler,	Naugle,	Verona,
Cooper,	Keller,	Needham,	Wall,
Curwood,	Kent,	Ogilvie,	Wallace,
Davis,	Kline,	Olsen,	Walsh,
Donahue,	Knecht,	O'Neil,	Wargo,
Donaldson,	Kolankiewicz,	Pacchioli,	Waterhouse,
Dougherty,	Kooker,	Parry,	Weidner,
Down,	Kornick,	Pashley,	Welsh,
Ehrgood,	Kratz,	Paulhamus,	Wescott,
Eilberg,	Kromer,	Petrosky,	Wheeler,
Erb,	Lafore,	Pettigrew,	Whitenight,
Eshleman,	Lawyer,	Polaski,	Willaredt,
Ewing,	Leiby,	Polen,	Williams,
Farabaugh,	Leisey,	Pomeroy,	Wilt,
Filo,	Leonard,	Price,	Wood,
Fineman,	Leven,	Pursley,	Worley,
Flint,	Light,	Readinger,	Yetter,
Floyd,	Limper,	Reibman,	Yetzer,
Flynn,	Lippincott,	Reidenbach,	Young,
Foster,	Lopresti,	Renwick,	Ziegler,
Frank,	Lovett,	Rigby,	Andrews,
Frascella,		Rosen,	Speaker
Frost,		Rovansek,	

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1597, Printer's No. 1500, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1597.

An Act making an appropriation to the Department of Public Instruction for payments to school districts on account of rentals payable to municipal authorities and nonprofit corporations.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "eighteen million nine hundred seventy-one thousand dollars ($18,971,000)" and inserting in lieu thereof the following: "sixteen million four hundred seventy-one thousand dollars ($16,471,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Rovansek,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boies,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Bower,	Helm,	Mikula,	Stephens,
Boory,	Haudenshield,	Miller,	Stevenson,
Branca,	Heavey,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,

Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Royer,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1598, Printer's No. 1512, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1598.

An Act making an appropriation to the Department of Public Instruction for payments to the school districts on account of obligations to the Public School Building Authority as provided by law.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following "six million six hundred twenty-eight thousand dollars ($6,628,000)" and inserting in lieu thereof the following: "six million one hundred twenty-eight thousand dollars ($6,128,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, Wm. B.,
Bazin,	Guss,	McLaughlin,	Smith, C. C.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boles,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1602, Printer's No. 1501, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1602.

An Act making an appropriation to the Williamson Free School of Mechanical Trades for maintenance.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "forty-eight thousand four hun-

dred dollars ($48,400)" and inserting in lieu thereof the following: "fifty-six thousand dollars ($56,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boles,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Brennan, A. P.,	Henzel,	Monroe,	Stoner,
Brennan, J. J.,	Hewitt,	Moody,	Strausser,
Breisch,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1486, Printer's No. 1497, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1486.

An Act reenacting and amending the title and the act of May 20 1949 (P. L. 1633) entitled "An act providing and regulating State assistance for housing including slum clearance and redevelopment and making an appropriation" transferring functions of State Planning Board relating to housing and redevelopment to the Department of Commerce removing slum clearance and certain restrictions as to capital grants for redevelopment purposes from provisions of act and making an appropriation.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 5, page 20, line 4, by striking out after the word "of" the words "this act" and inserting in lieu thereof the following: the act of May 20, 1949 (P. L. 1633) and for necessary costs of administration the allocation of the appropriation to the various areas of the commonwealth shall be as set forth in section 8 of said act except that prior to January 1, 1957 no more than five hundred thousand dollars ($500,000) shall be allocated to cities of the first class no more than five hundred thousand dollars ($500,000) shall be allocated to cities of the second class and no more than three hundred fifty thousand dollars ($350,000) shall be allocated to cities of the second class A after January 1 1957 any funds unallocated or allocated but not under contract may be reallocated as heretofore provided in section 8 of said act.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boles,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,

Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1687, Printer's No. 1544, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1687.

An Act amending the Act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" creating the Advisory Board on Problems of Older Workers within the Department of Labor and Industry and placing additional powers and duties in the Department of Labor and Industry with respect to aging and aged persons.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 2, line 5, by inserting after the word "officers" the following: "providing for the appointment of certain administrative officers";

Amend Section 1, page 3, line 2, by striking out after the word "made" the word "part" and inserting in lieu thereof the word "parts"; line 6, by striking out after the word "State" the word "Veterans" and inserting in lieu thereof the word "Veterans'";

Amend Section 2, page 4, line 5, by inserting the word "Governor" the following: "not more than five of such members to be from the same political party";

Amend Section 5, page 7, line 16, by striking out after the word "of" the following: "two hundred thousand dollar ($200,000)" and inserting in lieu thereof the following: "one hundred thousand dollars ($100,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, Wm. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boies,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORTS FROM COMMITTEE

Mr. READINGER from the Committee on Rules, reported as committed, House Bill No. 2101, entitled:

An Act to amend the act, approved the sixth day of March, one thousand nine hundred fifty-six (P. L.) (Act No. 381), entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property;* * *" by redefining certain words, terms and procedural provisions in the act.

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1038, entitled:

An Act amending the act of September 3 1955 (Act No. 18-A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the huricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2101, entitled:

An Act to amend the act, approved the sixth day of March, one thousand nine hundred fifty-six (P. L.) (Act No. 381), entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property; * * *" by redefining certain words, terms and procedural provisions in the act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1038, entitled:

Act Act amending the act of September 3, 1955 (Act No. 18-A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

SENATE MESSAGE

AMENDED SENATE RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Resolution as follows:

In the Senate, March 26, 1956.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it convenes Tuesday, April 3, 1956 at a time to be fixed by the Senate, unless sooner recalled by the President Pro Tempore of the Senate, and when the House of Representatives adjourns this week, it reconvene Monday, April 2, 1956, at a time to be fixed by the House of Representatives, unless recalled by the Speaker of the House of Representatives.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 76.

An Act amending subsections (a) and (g) of section 403, act of April 12, 1951 (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," further regulating the application for and issuance of hotel, restaurant and club liquor licenses.

HOUSE BILL No. 95

An Act amending the act of June twenty-four one thouand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" making it unlawful to sell or dispense knives etc commonly called "switch-blades"

HOUSE BILL No. 96.

An Act amending the act of June twenty-four one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" making it unlawful for any person to carry on or about his person a firearm slungshot handy-billy dirk-knife razor or any other deadly weapon or any knife razor or cutting instrument the blade of which can be exposed in an automatic way by switch push-button spring mechanism or otherwise

HOUSE BILL No. 110.

An Act amending the act of April nine one thousand

nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commssions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" designating the days on which State employes shall be paid and repealing inconsistent legislation.

HOUSE BILL No. 240.

An Act reenacting and amending the act of July twenty-nine one thousand nine hundred fifty-three (P. L. 996) entitled "An act creating an Anthracite Mine Drainage Study Commission for the purpose of making a study investigation and legislative recommendations relating to the drainage of anthracite mines and making an appropriation" by authorizing the commission to act in an advisory capacity in the allocation of funds.

HOUSE BILL No. 400.

An Act amending the act of April 12, 1951 (P. L. 90), entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" changing the time within which a notice of hearing upon a citation may be issued and the nature of the notice and requiring notice of violation noted by an agent or employe of the board as a prerequisite to the imposition of a penalty suspension or revocation.

HOUSE BILL No. 416.

An Act amending the act of June 12 1951 (P. L. 533) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" permitting the indictment of persons while committed and validating indictments heretofore returned.

HOUSE BILL No. 557.

An Act amending the act of June 24 1939 (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" redefining murder in first degree to include murder in the commission of sodomy.

HOUSE BILL No. 596.

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death

HOUSE BILL No. 650.

An Act amending the act of May 5, 1933 (P. L. 289), entitled "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," prescribing how notice shall be given of meetings of churches or other religious congregations.

HOUSE BILL No. 669.

An Act amending the act of April 14 1905 (P. L. 162) entitled "An act regulating the method and procedure in the erection of line or partition fences" authorizing surveyors appointed by judges of common pleas courts to act as fence viewers.

HOUSE BILL No. 904.

An Act amending the act of April 11 1899 (P. L. 37) entitled "An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth" making compliance with certain provisions evidence of innocence in prosecutions for receiving stolen goods.

HOUSE BILL No. 929.

An Act amending the act of July 20 1917 (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing mileage.

HOUSE BILL No. 1277.

An Act amending the act of April 11 1929 (P. L. 488) entitled "An act providing for the certification of inspected seed potatoes agricultural and vegetable seeds prohibiting the use of the words "certified" "inspected" "registered" or similar terms in connection with the sale of seed potatoes and agricultural and vegetable seeds unless inspected and certified as provided in this act providing for the enforcement of this act by the Department of Agriculture prescribing penalties and conferring jurisdiction in certain cases upon the courts of common pleas" extending its provisions to crop plants vegetatively propagated.

HOUSE BILL No. 1413.

An Act to amend the act approved the twelfth day of June one thousand nine hundred fifty-one (1951-52 P. L. 533) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" by changing the qualifications of superintendents of State institutions.

HOUSE BILL No. 1450.

An Act to amend section 404 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by requiring that the additional bond covering

labor and materials furnished by the contractor shall also cover equipment rental.

HOUSE BILL No. 1451.

An Act to further amend Section 33 of the act approved the thirty-first day of May one thousand nine hundred eleven (P. L. 468) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State highways of the Commonwealth providing for the improvement maintenance and repair of said State highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway and procedure therein providing for work of improvement of State highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" by changing the percentages of payments to be withheld by the Secretary of Highways pending satisfactory completion of contracts for the construction of State highways and bridges.

HOUSE BILL No. 1570.

An Act amending the act of May 11, 1925 (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties, and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters, equipment, and supplies; authorizing the employment of the necessary clerks and other employes, and providing for salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," authorizing the president judge of the court of common pleas to transfer and assign jurors summoned to serve in any court, civil and criminal, of the county, and changing form of venire and summons to comply therewith.

HOUSE BILL No. 1592.

An Act amending the act of May 14 1907 (P. L. 197) entitled "An act to provide for the establishing and maintenance of one or more santoria or colonies in Pennsylvania for the free care and treatment of indigent persons suffering from tuberculosis and making an appropriation therefor" extending its provisions to all persons suffering or suspected of suffering from tuberculosis.

HOUSE BILL No. 1617.

An Act amending the act of July 11 1917 (P. L. 769) entitled "An act to regulate the importation into the State of Pennsylvania of dependent delinquent or defective children and providing a penalty for the violation thereof" authorizing use of forfeited bond for the further placing of children.

HOUSE BILL No. 1642.

An Act to add clause (1) to section two thousand one hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing and making it the duty of the Department of Health to provide limited training in the field of public health work for certain State and municipal employes

HOUSE BILL No. 1643.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" redefining the powers and duties of the Department of Health.

HOUSE BILL No. 1720.

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 842) entitled "An act relating to the acquisition of rights to divert water from rivers streams natural lakes and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth defining various words and phrases vesting in the Water and Power Resources Board certain powers and authorities for the conservation control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth making available for public water supply purposes water rights heretofore or hereafter acquired but not used providing for hearings by the Water and Power Resources Board and for appeals from its decisions fixing fees granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters repealing all acts or parts of acts inconsistent herewith including Act No 109 P. L. 152 approved April 13, 1905 Act No 307 P. L. 455 approved June 7, 1907 Act No 64 P. L. 258 approved April 8, 1937" by further regulating the period within which water rights must be acquired

HOUSE BILL No. 1734.

An Act amending the act of July 15 1935 (P. L. 1034) entitled "An act requiring operators of anthracite coal mines to report shipments to the Department of Mines" requiring breakers washeries or preparation plants to file reports and changing the time for filing reports.

HOUSE BILL No. 1809.

An Act amending the act of June 23 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" providing for the release of land subdivision improvement encumbrances in certain instances.

HOUSE BILL No. 1874.

An Act amending the act of July 15, 1897 (P. L. 287), entitled "An act to protect the lives and limbs of miners from the dangers resulting from incompetent miners working in the anthracite coal mines of this Commonwealth, and to provide for the examination of persons seeking employment as miners in the anthracite region, and to prevent the employment of incompetent persons as miners in anthracite coal mines, and providing penalties for a violation of the same," prescribing powers and duties of certain miners examining boards.

HOUSE BILL No. 1886.

An Act to amend section two hundred one of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "An act relating to the administration and distribution of decedents' estates, trust estates, minors' estates and absentees' estates, both as to real and personal property, and the procedure relating thereto; including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases; the apointment, bond, removal and discharge of fiduciaries of such estates, their powers, duties and liabilities; the rights of persons dealing with such fiduciaries, and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees, and containing provisions concerning guardians of the person of minors, the powers, duties and liabilities of sureties and of foreign fiduciaries, the abatement, survival and control of actions and rights of action, and the presumption of death; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries," by changing the amount of wages or salary which an employer may pay to a deceased employee's spouse, or other certain persons whether or not a personal representative has been appointed.

HOUSE BILL No. 1924.

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licensees and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by regulating the use of a fictitious or assumed name by any participant in any amateur boxing contest or exhibition.

HOUSE BILL No. 1962.

An Act amending the act of June 9 1911 (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith" changing qualification requirements of candidates for the office of mine inspector and changing provisions concerning reappointment and certification of inspectors.

HOUSE BILL No. 1963.

An Act amending the act of July 1 1937 (P. L. 2461) entitled "An act providing for the qualifications examination appointment term of office and removal of Anthracite Mine Inspectors conferring powers and imposing duties in connection therewith upon the Governor the Anthracite Mine Inspectors' Examining Board the Department of Mines and the courts and imposing penalties" making certain mine inspectors eligible for reappointment without examination.

HOUSE BILL No. 1964.

An Act making the offices of constable and justice of the peace or alderman incompatible.

HOUSE BILL No. 1967.

An Act to amend section seventeen of the act approved the twenty-ninth day of March one thousand eight hundred three (P. L. 542) entitled "An act to establish a Board of Wardens for the port of Philadelphia and for the regulation of pilots and pilotages and for other purposes therein mentioned" by permitting second class pilots to pilot vessels drawing twenty-seven feet of water or under and permitting third class pilots to pilot vessels drawing twenty-three feet of water or under.

HOUSE BILL No. 2049.

An Act amending the act of May 25 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" further regulating payments to certain beneficiaries under the fund.

HOUSE BILL No. 2050.

An Act amending the act of May 25 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for

the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" further regulating the withdrawal of service increment contributions.

HOUSE BILL No. 2075.

An Act amending the act of May 22 1935 (P. L. 233) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employees of the Bureau of Police in cities of the second class providing a pension fund for said employes and providing for the payment of certain dues fees assessments fines and appropriations thereto regulating membership therein creating a board for the management thereof providing the amount mode and manner of payment to beneficiaries thereof and for the care and disposition of said fund providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds organizations corporations or associations having the same or similar purposes and of such additional monies as may be necessary to carry out the provisions of this act" further regulating the withdrawal of service increment contributions.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 730.

An Act providing for and regulating the licensing of poultry technicians by the Secretary of Agriculture for the drawing of blood from poultry to be used in pullorum testing programs.

Said bill having been recalled from the Governor for the purpose of amendment, the vote on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1514.

An Act amending the act of September 26 1951 (P. L. 1518) entitled "An act to provide for the registration and protection of trade-marks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith" further defining the right to registration.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

BILLS SIGNED BY SPEAKER

The SPEAKER pro tempore. The Speaker has signed the following bills:

Bills numbered and entitled as follows having been prepared for presentation to the Governor. and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 530.

An Act limiting the period within which petitions for the assessment of damages may be filed or actions for damages commenced for injury to or taking of private land property or material or any interest therein by political subdivisions or by authorities created by political subdivisions in the exercise of their power of eminent domain.

SENATE BILL No. 587.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire five tracts of land in the Borough of West Chester Chester County for use of West Chester State Teachers' College and making an appropriation.

SENATE BILL No. 813.

An Act amending the act of October 27 one thousand nine hundred fifty-five (Act No 222) entitled "An act prohibiting certain practices of discrimination because of race color religious creed ancestry age or national origin by employers employment agencies labor organizations and others as herein defined creating the Pennsylvania Fair Employment Practice Commission in the Department of Labor and Industry defining its functions powers and duties providing for procedure and enforcement providing for formulation of an educational program to prevent prejudice providing for judicial review and enforcement and imposing penalties" providing that termination of employment or the operation of provisions having the effect of a minimum service requirement under a bona fide retirement or pension plan shall not constitute an unfair employment practice changing certain restrictions relative to age and requiring that attorneys appointed by the commission be approved by the Attorney General

SENATE BILL No. 836.

An Act amending the act of July 12 1919 (P. L. 941) entitled "An act providing for the preparation contents style printing and binding of the Legislative Journal and its delivery and distribution providing for the preparation printing and binding of the Journals of the Senate and House of Representatives authorizing the appointment of official reporters expert typewriters clerks and other employes and providing for their compensation and mileage providing for the making of an appendix and index the printing of wrappers or envelopes for mailing the Legislative Journal and repealing all acts or parts of acts inconsistent herewith" eliminating requirements for printing bills joint resolutions and reports of conference committees in full in the Legislative Journal.

SENATE BILL No. 841.

An Act to promote the welfare of the people of this Commonwealth creating Port Authorities to function in counties of the second class as bodies corporate and politic with power to plan acquire construct maintain and operate facilities and projects for the improvement and development of the port district and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain of the authorities authorizing the authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates and services and authorizing the authorities to collect tolls fares fees rentals and charges for the use of facilities defining the authorities' powers and duties and defining the port districts.

SENATE BILL No. 967.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire a tract of land in or near White Haven Foster Township Luzerne County for the use of the Department of Welfare in the treatment of mentally retarded children and making an appropriation.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS SIGNED BY SPEAKER

The SPEAKER pro tempore. The Speaker has signed the following bills:

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 111.

An Act to amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 349) entitled "An act requiring political subdivisions to refund taxes and license fees erroneously and inadverently paid thereto and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds making the provisions of the act retroactive and repealing existing laws" by further prescribing what taxes or license fees may be refunded or sued for.

HOUSE BILL No. 510.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizating or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing the Department of Forests and Waters to lease to religious groups.

HOUSE BILL No. 861.

An Act amending the act of August 9 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" increasing the maximum appropriation which may be made for agricultural extension work

HOUSE BILL No. 1289.

An Act amending the act of May 4 1927 (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relatig to boroughs" authorizing the issuance of non-debt revenue bonds for capital improvements to certain public service facilities

HOUSE BILL No. 1418.

An Act amending the act of June 5 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition

HOUSE BILL No. 1593.

An Act regulating waste disposal areas in certain parts of the Commnowealth providing for permits placing duties upon the Department of Mines and imposing penalties

HOUSE BILL No. 1725.

An Act relating to the use of conveyor belts in coal mines providing for the safety of persons employed therein and the protection of property connected therewith conferring powers and imposing duties upon the Department of Mines and prescribing penalties

HOUSE BILL No. 1752.

An Act amending the act of June 9 1911 (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" changing applicability of act and the requirement of a mine foreman in small mines

HOUSE BILL No. 1755.

An Act amending the act of June 27 1947 (P. L. 1095) entitled as amended "An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines providing for appeals and imposing penalties and making appropriations" further regulating strip mining operations making changes with respect to backfilling and permits and providing for filing of maps

HOUSE BILL No. 1810.

An Act amending the act of May 13 1927 (P. L. 1011) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one creating a department of city planning providing for its organization and powers regulating the platting of ground prohibiting the recording of plans and sales of lots therein before their approval under penalties making it a misdemeanor for the recorder of deeds to record an unapproved plan restricting accepting laying out opening and improving private streets prohibiting the erection of buildings on land not abutting on public streets not shown on the official master plan or an approved plat transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same the preparation and compilation of an official street map providing penalties for the violation of this act and repealing certain statutes" providing for the release of subdivision improvement encumbrances in certain instances

HOUSE BILL No. 1811.

An Act amending the act of June 24 1931 (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" providing for the release of land subdivision improvement encumbrances in certain instances

HOUSE BILL No. 1812.

An Act amending the act of May 4 1927 (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing for the release of land subdivision improvement encumbrances in certain instances

HOUSE BILL No. 1813.

An Act amending the act of May 1 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" providing for the release of land subdivision improvement encumbrances in certain instances

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 873.

An Act amending the act of May 1 1933 (P. L. 103) entitled "An act concerning townships oef the second class and amending revising consolidating and changing the law relatig thereto" prescribing duties and limitations for township supervisors as to holding other township offices the number of meetings to be held keeping of records and fixing compensation of certain township officers fixing officers of the state association changing the expense allowance for delegates to supervisors' conventions and the officers eligible to attend fixing the procedure for selling township property making tax exempt properties liable for certain costs for fire protection prescribing duties of auditors and fixing compensation of members of zoning board of adjustment providing for the construction of sidewalks and curbs and the payment therefor changing the provisions relating to abandoned cemeteries the publication of ordinances connecting with sewers of adjacent municipalities and the dedication laying out opening improving changing relocating taking over and vacating roads streets and highways

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 1, line 6, by inserting after the word "officers" the following: "fixing officers of the state association"; line 9, by striking out after the word "attend" the following: "providing for the selection of delegates and the payment of their expenses";

Amend Section 1, page 2, line 1, by inserting after the figure "410" the following: "and 512" and striking out the following: "513"; page 3, line 16, by striking out after the word "township" the following: "secretary treasurer" and inserting in lieu thereof the following: "roadmaster";

Page 4, line 11, by striking out after the word "fund" the following: "Section 513 Minutes and Records The board of township supervisors shall keep minutes of its proceedings and be required hereafter to maintain accurate monthly records of all receipts and expenditures for all materials work and service performed and such other books as they may find necessary in the performance of their duties All such books shall be open for the inspection of any elector or taxpayer or his her or its representative or any representative of the Department of Internal Affairs and the Department of Highways at all reasonable times and shall be submitted to the township auditors when they meet to audit the accounts of the treasurer and other township officers The township supervisors shall deliver such books papers and accounts to their successors

Amend Section 2, page 5, line 8, by striking out the brackets before and after the word "four" and striking out the word "six"; line 9, by striking out after the word "six" the word "ten" and inserting in lieu thereof the word "eight"; line 13, by striking out after the word "bridges" the following: "but shall not be less than six dollars nor more than ten dollars for each meeting they attend the compensation of township supervisors for making a semi-annual inspection of roads and bridges shall be fixed by a majority action of the board of supervisors but shall not be more than twelve dollars per day"; page 6, line 1, by striking out at the beginning of the line the following: "or be less than";

Amend Section 3, page 6, line 16, by inserting after the word "conventions" the following: "authorized by the provisions of this act"; line 18, by striking out after the word "supervisors" the following: "compensation for attending meetings shall be fixed by the board of supervisors but shall not exceed twenty dollars per day and eight cents per mile";

Amend Section 5, page 10, line 11, by striking out the brackets before and after the word "six" and striking out the word "ten";

Amend Section 6, page 10, line 20, by striking out after the word "County" the following: "and townships"; page 11, line 6, by striking out after the word "year" the following: "Each board of supervisors may pay annual association dues not exceeding twenty dollars out of the general fund of the township to be used by the association for the payment of expenses";

Amend Section 7, page 12, line 7, by striking out the bracket before the word "all"; line 9, by striking out the bracket after the word "funds"; line 13, by striking out after the partword "ment" the word "and" and inserting in lieu thereof the following: "but this provision shall not apply to advertisements or subject matter in any publication of the association"; line 15, by striking out after the second word "of" the word "whom" and inserting in lieu thereof the following: "the officers"; line 19, by striking out after the word "determine" the following: "Every township supervisor and secretary attending conventions may vote in the election of officers Each board of supervisors may pay annual association dues not exceeding twenty dollars out of the general fund of the township to be used by the association for the payment of expenses

Within thirty days after each convention the treasurer of the association shall furnish a report for the information of the members of the association An itemized statement under oath showing when and where the convention was held the number of delegates present and all the expenses connected with such convention together with an itemized statement of all other association expenditures

Section 8";

Amend the bill, page 13, line 12, by inserting at the beginning of the line the word "Section"; line 14, by striking out the bracket before the word "county" and striking out the bracket after the word "association" and striking out the word "board"; line 15, by striking out the brackets before and after the word "shall" and striking out the word "may"; line 15, by striking out after the word "supervisor" the word "of" and inserting in lieu thereof the word "or"; line 16, by striking out the first word in line as follows: "the"; line 16, by inserting after the word "secretary" the following: "or secretary of the county association"; line 17, by striking out the bracket before the word "for"; line 18, by striking out the bracket after the word county"; line 18, by inserting after the word association" the following: "but each county association shall be entitled to a minimum of two such delegates at each meeting

(b) Each township with dues paid in the state association may elect one supervisor secretary or manager as a delegate to the state convention which delegate shall have one vote in said convention this delegate's expenses shall be paid by the respective townships out of the township general fund

To qualify as a delegate each township shall certify the name and address of the elected delegate to the secretary of the state association at least thirty days prior to the opening of the state convention"; page 14, line 19, by striking out the brackets before the word "county" and partword "asso-"; page 15, line 1, by striking out the brackets before and after the partword "ciations"; and striking out the following: "townships from the general fund";

Amend Section 10, page 18, line 9, by inserting after the word "levy" the following: "annually assess or cause to be assessed the cost and expense"; line 12, by inserting after the word "tax" the following: "by an equal assessment"; line 17, by inserting after the word "tax" the word "assessment"; line 19, by inserting after the word "tax" the word "assessment"; page 19, line 2, by inserting at the beginning of the line the word "assessments"; line 16, by inserting after the word "intersects" the following: "at intersections";

Amend Section 12, page 22, line 5, by striking out the brackets before the word "prior" and after the word "passage"; line 10, by inserting after the word "advertising" the word "adoption";

Amend the bill, page 36, line 6, by inserting all of Section 18 as follows:

"Section 18 Section 1206-A of the act added May 24 1951 (P. L. 370) is amended by adding after subsection (j) a new subsection to read

Section 1206-A Subdivisions wherein lots abut existing streets of insufficient width or proposed streets

* * *

(k) Final approval or disapproval Approval or disapproval by the supervisors or court shall not be subject to approval or disapproval by the planning body of any other municipality"; page 36, line 17, by striking out after the word "Section" the figure "18" and inserting in lieu thereof the figure "19"; page 38, line 1, by striking out after the word "Section" the figure "19" and inserting in lieu thereof the figure "20"; page 39, line 2, by striking out after the word "Section" the figure "20" and inserting in lieu thereof the figure "21"; page 40, line 1, by striking out after the word "Section" the figure "21" and inserting in lieu thereof the figure "22"; line 15, by striking out after the word "board" the word "may" and inserting in lieu thereof the word "shall"; line 18, by striking out after the word "compensation" the following: "if any".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1060.

An Act defining and providing for the licensing of water well drillers prevention of pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 4, page 4, line 9, by inserting after the second word "such" the words "reasonable rules and"; Section 5, page 4, line 11, by striking out the following lines 11 to 18: "(a) Owners of water wells shall maintain wells in accordance with the rules and regulations of the Board The owner of a well shall upon abandonment of any existing well notify the Board The Board shall notify the owner whether the Board will utilize the abandoned well for ground water studies and the Board may upon the payment of reasonable compensation utilize the abandoned well for ground water studies for such period of time as the Board deems advisable";

Page 4, line 20, by striking out the following:

"(b) No owner of a well shall use said well for the purpose of receiving wastes without permission in writing from the Board such permission to be conditional upon compliance with the requirements and rules and regulations prescribed by the Sanitary Water Board and the Department of Health";

Section 8, page 6, by striking out lines 10 to 12 inclusive, as follows:

The licensee shall have such license in his immediate possession at all times when engaged in drilling and the number thereof shall be conspicuously displayed on the water well drilling equipment";

Section 10, page 6, line 13, by striking out after the word "shall" the following: "file with the Board forty (40) days after the completion of the drilling of a water well a report" and inserting in lieu thereof the following: "be required to keep a record of each well;" page 7, line 3, by inserting after the word "minerals" the words "this record shall be available to the board upon request;" Section 11, page 7, line 13, by striking out after the word "not" the following: "file a report with the Board within forty (40) days" and inserting in lieu thereof the words "keep a record as prescribed;" Section 11, page 8, by striking out all of lines 4 to 9 inclusive: as follows:

"(d) Any owner who shall use or employ any well for the purpose of receiving waste without permission in writing from the board of permit or abandon any existing well without effectively sealing or filling such well when required to do so by the board shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not to exceed five hundred dollars ($500.00);"

Section 12, page 8, line 12, by inserting after the word "such" the word "Reasonable;" Section 14, page 8, line 18, by striking out after the word "effective" the following: "on the second day of January one thousand nine hundred fifty-six" and inserting in lieu thereof the following "June 1 1956."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1793.

An Act amending the act of June 12 1931 (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" extending the act to private convalescent homes conducted for profit requiring licensing under the act for treatment care or nursing by reason of pregnancy changing license fees requiring certain records to be kept by hospitals regulating the refusal to grant refuse or renew licenses and changing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 4, page 4, line 15, by striking out after the word "under" the following: "twenty-five beds twenty-five dollars ($25)" and inserting in lieu thereof the following: "thirty beds fifteen dollars ($15)" and striking out the following: "twenty-five beds to and including forty-nine beds thirty-five dollars ($35)" and inserting the following: "thirty beds to and including forty-nine beds twenty-five dollars ($25)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Gaffney,	Magee,	Royer,
Agnew,	Garlock,	Mahan,	Rubin,
Amarando,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Anderson, S. A.,	Gibb,	McCann,	Scarcelli,
Ashton,	Gibson,	McCormack,	Schuster,
Auker,	Goldstein,	McGee,	Sherman,
Banker,	Gramlich,	McInroy,	Sigman,
Barnatovich,	Greenwood,	McKeever,	Smith, C. C.,
Bazin,	Guss,	McLaughlin,	Smith, W. B.,
Bell,	Guthrie,	McWherter,	Snider,
Blair,	Hamilton, R. K.,	Meholchick,	Stank,
Boles,	Hamilton, W. H.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Oglivie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresto,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Frost,			

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1928.

An Act amending the act of May 20 1949 (P. L. 1594) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and possessing with intent to sell of adulterated or deleterious ice cream french ice cream french custard frozen custard frozen ice confections frozen sherbet confections sherbet ice and friut ice including coated ice cream and the coating thereof fixing standards for ice cream custard ice cream french ice cream french custard including sherbet frozen ice confections frozen sherbet confections frozen dairy confections ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing for licensing conferring powers and imposing duties upon the Department of Agriculture prescribing penalties and providing for the enforcement thereof" extending its provisions to ice milk and ice milk confections and conferring additional powers and duties on the Department of Agriculture and regulating sales of packaged ice milk

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 2, line 8, by striking out after the word "Agriculture" the words "changing labeling requirements;"

Amend Section 4, page 14, line 5, by striking out the brackets before the "must" and after the word "code" and by striking out after the word "code" the following: "shall have clearly displayed on the exterior thereof and preceded by the word "Code" or its equivalent a code mark assigned by the Department of Agriculture;" line 8, by striking out the bracket before the word "Such"; line 16, by striking out the bracket after the word "words";

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 949.

An Act amending the act of March 10 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for courses of study in first aid and home nursing to be included during the last four years of any complete high school program

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, line 5, by inserting after the word "aid" the following: "and home nursing";

Amend Section 1, page 3, line 11, by inserting after the word "aid" the following: "or home nursing or both"; line 16, by striking out at the beginning of the line the word "total" and inserting in lieu thereof the word "minimum"; line 18, by striking out after the word "Instruction" the following: "Such courses of instruction in first aid shall include both theoretical"; line 20, by striking out ofter the word "upon" the following: "A first aid manual approved by the Superintendent of Public In-"; page 4, by striking out all of lines 1 to 4 as follows: "struction which manual shall be used as a text in any such course and such practical instruction and experience as shall be necessary to efficiently train students in the knowledge practice and effective use of first aid in the furtherance and performance of civil defense duties in"; line 5, by striking out the following: "the time of emergency or public need" and inserting in lieu thereof the following: "the Superintendent of Public Instruction shall direct a course of study to be prepared to assist school districts in complying with the provisions of this section".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I move that the House recede from its non-concurrence and concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	**Frost,**	Magee,	Royer,
Agnew,	**Gaffney,**	**Mahan,**	**Rubin,**
Amarando,	**Garlock,**	Markley,	**Rudisill,**
Anderson, M. S.,	**Gelfand,**	Maxwell,	**Sarraf,**
Anderson, S. A.,	**George,**	**McCann,**	**Scarcelli,**
Ashton,	**Gibb,**	**McCormack,**	**Schuster,**
Auker,	**Gibson,**	**McGee,**	**Sherman,**
Banker,	**Goldstein,**	**McInroy,**	**Sigman,**
Barnatovich,	**Gramlich,**	**McKeever,**	**Smith, C. C.,**
Bazin,	**Greenwood,**	**McLaughlin,**	**Smith, Wm. B.,**
Bell,	**Guss,**	**McWherter,**	**Snider,**
Blair,	**Guthrie,**	**Meholchick,**	**Stank,**
Boles,	**Hamilton, R. K.,**	**Metz,**	**Stebbins,**
Bonner,	**Hass,**	**Mihm,**	**Steckel,**
Boory,	**Haudenshield,**	**Mikula,**	**Stephens,**
Bower,	**Heavey,**	**Miller,**	**Stevenson,**
Branca,	**Helm,**	**Mills,**	**Stone,**
Breisch,	**Henzel,**	**Monroe,**	**Stoner,**
Brennan, A. P.,	**Hewitt,**	**Moody,**	**Strausser,**
Brennan, J. J.,	**Hocker,**	**Moran,**	**Stroup,**
Brenninger,	**Holt,**	**Moscrip,**	**Swartz,**
Breth,	**Horst,**	**Muldowney,**	**Taylor,**
Brown,	**Houk,**	**Mullen,**	**Thomas,**
Bucchin,	**Isaacs,**	**Munley,**	**Thompson,**
Bullen,	**Jenkins,**	**Murphy,**	**Toll,**
Capano,	**Johnson,**	**Murray, H. P.,**	**Tompkins,**
Cianfrani,	**Jones, G. E.,**	**Murray, J. J.,**	**Toomey,**
Cioffi,	**Jones, T. H. W.,**	**Murray, P. G.,**	**Varallo,**
Cochran,	**Jump,**	**Musto,**	**Varner,**
Comer,	**Kamyk,**	**Naugle,**	**Vaughan,**
Connelly,	**Kehler,**	**Needham,**	**Verona,**
Cooper,	**Keller,**	**Ogilvie,**	**Wall,**
Curwood,	**Kent,**	**Olsen,**	**Wallace,**
Davis,	**Kline,**	**O'Neil,**	**Walsh,**
Donahue,	**Knecht,**	**Pacchioli,**	**Wargo,**
Donaldson,	**Kolankiewicz,**	**Parry,**	**Waterhouse,**
Dougherty,	**Kooker,**	**Pashley,**	**Weidner,**
Down,	**Kornick,**	**Paulhamus,**	**Welsh,**
Ehrgood,	**Kratz,**	**Petrosky,**	**Wescott,**
Ellberg,	**Kromer,**	**Polaski,**	**Wheeler,**
Erb,	**Lafore,**	**Polen,**	**Whitenight,**
Eshleman,	**Lawyer,**	**Pomeroy,**	**Willaredt,**
Ewing,	**Leiby,**	**Pettigrew,**	**Williams,**
Farabaugh,	**Leisey,**	**Price,**	**Wilt,**
Filo,	**Leonard,**	**Pursley,**	**Wood,**
Fineman,	**Leven,**	**Readinger,**	**Worley,**
Flint,	**Light,**	**Reibman,**	**Yetter,**
Floyd,	**Limper,**	**Reidenbach,**	**Yetzer,**
Flynn,	**Lippincott,**	**Renwick,**	**Young,**
Foster,	**Lopresti,**	**Rigby,**	**Ziegler,**
Frank,	**Lovett,**	**Rosen,**	**Andrews,**
Frascella,	**Lutty,**	**Rovansek,**	**Speaker**

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 897.

An Act prohibiting the serving and regulating the selling of imported wild rabbit and prescribing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 1 by striking out after the word "act" the word "regulating" and inserting in lieu thereof the word "prohibiting"; by inserting after the word "and" the following: "regulating the";

Amend section 1, page 1, line 3 by striking out after the word "States" the following: "or its possessions unless adequate notice of its importation and that it is wild rabbit is printed on the menu in type or lettering not smaller than that used to designate other foods to be served".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. PETROSKY. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1083.

An Act limiting in certain cases the right of appeal to the court of common pleas or to the county court of Allegheny County from decisions of magistrates aldermen and justices of the peace

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 2, by inserting after the word "pleas" the following: "or to the county court of Allegheny County";

Amend Section 1, page 1, line 3, by inserting after the word "pleas" the following: "or to the county court of Allegheny County"; line 7, by inserting after the word "pleas" the following: 'or to the county court of Allegheny County".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. PETROSKY. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1769.

An Act amending the act of May 1 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" requiring informations charging violations of summary provisions of the act in cities of the first class to be brought before centrally located traffic courts designated by the chief magistrate

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 2, line 14, by striking out after the word "magistrate" the following: "and authorizing cities of the first class to fix penalties and fines by ordinances"; page 4, by striking out lines 12 to 19 inclusive as follows:

"Section 2 The act is amended by adding after section 1204.1 a new section to read

Section 1204.2 Cities of the first class fines and penalties When any city of the first class adopting operating under or governed by the first class city home rule act prescribes by ordinance fines and penalties for summary offenses for which a fine or penalty is prescribed by the provisions of this act fines and penalties shall be imposed in accordance with the provisions of the ordinance".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. PETROSKY. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1863.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of the Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating lighting equipment lights and devices and the use thereof and prescribing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The Speaker. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 6, by inserting after the word "lighted" the following: "provided however the requirement of at least two (2) red rear lamps on such vehicles shall" and striking out the word "not" and inserting the following: "apply only to vehicles" and striking out the following: "manufactured prior to" and inserting the following: initially registered in this Commonwealth on or after the first day of July one thousand nine hundred fifty-six"; line 17, by inserting after the word "Revenue" the following: "provided however the requirement of at least two (2) stop lamps on such vehicles shall" and striking out the word "not" and inserting the following: "apply only to vehicles" and striking out the following: "manufactured prior to" and inserting the following: "initially registered in this Commonwealth on or after the first day of July one thousand nine hundred fifty-six" and striking out the word "but" and inserting the following: "all other such vehicles shall carry at the rear at least (1) stop lamp".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I move that the House recede from its non-concurrence and concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—207

Adam,	Frost,	Magee,	Royer,
Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Ashton,	Gibb,	McCormack,	Schuster,
Auker,	Gibson,	McGee,	Sherman,
Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boies,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moody,	Strausser,
Brennan, J. J.,	Hocker,	Moran,	Stroup,
Brenninger,	Holt,	Moscrip,	Swartz,
Breth,	Horst,	Muldowney,	Taylor,
Brown,	Houk,	Mullen,	Thomas,
Bucchin,	Isaacs,	Munley,	Thompson,
Bullen,	Jenkins,	Murphy,	Toll,
Capano,	Johnson,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cochran,	Jump,	Musto,	Varner,
Comer,	Kamyk,	Naugle,	Vaughan,
Connelly,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Pettigrew,	Wheeler,
Erb,	Lafore,	Polaski,	Whitenight,
Eshleman,	Lawyer,	Polen,	Willaredt,
Ewing,	Leiby,	Pomeroy,	Williams,
Farabaugh,	Leisey,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rosen,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker

NAYS—0

NOT VOTING—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL SIGNED BY SPEAKER

The SPEAKER pro tempore. The Speaker has signed the following bill:

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 929.

An Act amending the act of April 12, 1951 (P. L. 90) entitled "An act relating to alcoholic liquors and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RECESS

The SPEAKER pro tempore. Without objection, the Chair will declare a recess of one hour. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

Mr. STANK in the Chair.

BILLS SIGNED BY SPEAKER

The SPEAKED pro tempore. The Speaker has signed the following bills:

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 76.

An Act amending subsections (a) and (g) of section 403 act of April 12 1951 (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and

operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" further regulating the application for and issuance of hotel restaurant and club liquor licenses

HOUSE BILL No. 95.

An Act amending the act of June twenty-four one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" making it unlawful to sell or dispense knives etc commonly called "switch-blades"

HOUSE BILL No. 96.

An Act amending the act of June twenty-four one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" making it unlawful for any person to carry on or about his person a firearm slungshot handy-billy dirk-knife razor or any other deadly weapon or any knife razor or cutting instrument the blade of which can be exposed in an automatic way by switch push-button spring mechanism or otherwise

HOUSE BILL No. 110.

An Act amending the act of April 9, 1929 (P. L. 177), entitled "An act providing for and reoganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," designating the days on which State employes shall be paid and repealing inconsistent legislation.

HOUSE BILL No. 240.

An Act reenacting and amending the act of July twenty-nine one thousand nine hundred fifty-three (P. L. 996) entitled "An act creating an Anthracite Mine Drainage Study Commission for the purpose of making a study investigation and legislative recommendations relating to the drainage of anthracite mines and making an appropriation" by authorizing the commission to act in an advisory capacity in the allocation of funds

HOUSE BILL No. 400.

An Act amending the act of April 12 1951 (P L 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" changing the time within which a notice of hearing upon a citation may be issued and the nature of the notice and requiring notice of violations noted by an agent or employe of the board as a prerequisite to the imposition of a penalty suspension or revocation

HOUSE BILL No. 416.

An Act amending the act of June 12 1951 (P. L. 533) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" permitting the indictment of persons while committed and validating indictments heretofore returned

HOUSE BILL No. 557.

An Act amending the act of June 24 1939 (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" redefining murder in first degree to include murder in the commission of sodomy

HOUSE BILL No. 596.

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death

HOUSE BILL No. 650.

An Act amending the act of May 5, 1933 (P. L. 289), entitltd "An act relating to nonprofit corporations; defining and providing for the organization, merger, consolidation, and dissolution of such corporations; conferring certain rights, powers, duties, and immunities upon them and their officers and members; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the first class within the provisions of this act; prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, prothonotaries of such courts, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," prescribing how notice shall be given of meetings of churches or other religious congregations.

HOUSE BILL No. 669.

An Act amending the act of April 14 1905 (P. L. 162) entitled "An act regulating the method and procedure in the erection of line or partition fences" authorizing surveyors appointed by judges of common pleas courts to act as fence viewers

HOUSE BILL No. 730.

An Act providing for and regulating the licensing of poultry technicians by the Secretary of Agriculture for the drawing of blood from poultry to be used in pullorum testing programs

HOUSE BILL No. 904.

An Act amending the act of April 11 1899 (P. L. 37) entitled "An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth" making compliance with certain provisions evidence of innocence in prosecutions for receiving stolen goods

HOUSE BILL No. 929.

An Act amending the act of July 20 1917 (P. L. 1158) entitled "An act to fix regulate and establish the fees to

be charged and received by constables in this Commonwearth" increasing mileage

HOUSE BILL No. 1277.

An Act amending the act of April 11, 1929 (P. L. 488) entitled "An act providing for the certification of inspected seed potatoes argricultural and vegetable seeds prohibiting the use of the words "certified" "inspected" "registered" or similar terms in connection with the sale of seed potatoes and agricultural and vegetable seeds unless inspected and certified as provided in this act providing for the enforcement of this act by the Department of Agriculture prescribing penalties and conferring jurisdiction in certain cases upon the courts of common pleas" extending its provisions to crop plants vegetatively propagated

HOUSE BILL No. 1413.

An Act to amend the act approved the twelfth day of June one thousand nine hundred fifty-one (1951-52 Pamphlet Laws 533) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" by changing the qualifications of superintendents of State institutions

HOUSE BILL No. 1450.

An Act to amend Section 404 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by requiring that the additional bond covering labor and materials furnished by the contractor shall cover also equipment rental.

HOUSE BILL No. 1451.

An Act to further amend Section 33 of the act approved the thirty-first day of May one thousand nine hundred eleven (P. L. 468) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State highways of the Commonwealth providing for the improvement maintenance and repair of said State highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commisisoner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway and procedure therein providing for work of improvement of State highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" by changing the percentage of payments to be withheld by the Secretary of Highways pending satisfactory completion of contracts for the construction of state highways and bridges.

HOUSE BILL No. 1514.

An Act amending the act of September 26, 1951 (P. L. 1518) entitled "An act to provide for the registration and protection of trademarks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith" further defining the right to registration

HOUSE BILL No. 1570.

An Act amending the act of May 11, 1925 (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" authorizing the president judge of the court of common pleas to transfer and assign jurors summoned to serve in any court civil and criminal of the county and changing form of venire and summons to comply therewith

HOUSE BILL No. 1592.

An Act amending the act of May 14, 1907 (P. L. 197) entitled "An act to provide for the establishing and maintenance of one or more sanatoria or colonies in Pennsylvania for the free care and treatment of indigent persons suffering from tuberculosis and making an appropriation therefor" extending its provisions to all persons suffering or suspected of suffering from tuberculosis

HOUSE BILL No. 1617.

An Act amending the act of July 11, 1917 (P. L. 769) entitled "An act to regulate the importation into the State of Pennsylvania of dependent delinquent or defective children and providing a penalty for the violation thereof" authorizing use of forfeited bond for the further placing of children

HOUSE BILL No. 1642.

An Act to add clause (l) to section two thousand one hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) en-

titled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing and making it the duty of the Department of Health to provide limited training in the field of public health work for certain State and municipal employes.

HOUSE BILL No. 1643.

An Act amending the act of April 9, 1929 (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions, defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," redefining the powers and duties of the Department of Health.

HOUSE BILL No. 1720.

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 842), entitled "An act relating to the acquisition of rights to divert water from rivers, streams, natural lakes, and ponds, or other surface waters within the Commonwealth or party within and partly without the Commonwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearnigs by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, P. L. 152, approved April 13, 1905, Act No. 307, P. L. 455, approved June 7, 1907, Act No. 64, P. L. 258, approved April 8 1937,"by further regulating the period within which water rights must be acquired

HOUSE BILL No. 1734.

An Act amending the act of July 15, 1935 (P. L. 1034) entitled "An act requiring operators of anthracite coal mines to report shipments to the Department of Mines" requiring breakers washeries or preparation plants to file reports and changing the time for filing reports.

HOUSE BILL No. 1809.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" providing for the release of land subdivision improvement encumbrances in certain instances.

HOUSE BILL No. 1874.

An Act amending the act of July 15, 1897 (P. L. 287) entitled "An act to protect the lives and limbs of miners from the dangers resulting from incompetent miners working in the anthracite coal mines of this Commonwealth and to provide for the examination of persons seeking employment as miners in the anthracite region and to prevent the employment of incompetent persons as miners in anthracite coal mines and providing penalties for a violation of the same" prescribing powers and duties of certain miners examining boards.

HOUSE BILL No. 1886.

An Act to amend section two hundred one of the "Fiduciaries Act of 1949" approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed thereform whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedures of the orphans' court and of the register of wills in all matters relating to fiduciaries" by changing the amount of wages or salary which an employer may pay to a deceased employee's spouse or other certain persons whether or not a personal representative has been appointed.

HOUSE BILL No. 1924.

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of license and permits issued by the Commission preserving the rights of existing licenses and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by regulating the use of a fictitious or assumed name by any participant in any amateur boxing contest or exhibition.

HOUSE BILL No. 1962.

An Act amending the act of June 9, 1911 (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith" changing qualification requirements of candidates for the office of mine inspector and changing provisions concerning reappointment and certification of inspectors.

HOUSE BILL No. 1963.

An Act amending the act of July 1, 1937 (P. L. 2461) entitled "An act providing for the qualifications examination appointment term of office and removal of Anthracite Mine Inspectors conferring powers and imposing duties in connection therewith upon the Governor the Anthracite Mine Inspectors' Examining Board the Department of Mines and the courts and imposing penalties" making certain mine inspectors eligible for reappointment without examination.

HOUSE BILL No. 1964.

An Act making the offices of constable and justice of the peace or alderman incompatible.

HOUSE BILL No. 1967.

An Act to amend section seventeen of the act approved the twenty-ninth day of March one thousand eight hundred three (P. L. 542) entitled "An act to establish a Board of Wardens for the port of Philadelphia and for the regulation of pilots and pilotages and for other purposes therein mentioned" by permitting second class pilots to pilot vessels drawing twenty-seven feet of water or under and permitting third class pilots to pilot vessels drawing twenty-three feet of water or under.

HOUSE BILL No. 2049.

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" further regulating payments to certain beneficiaries under the fund.

HOUSE BILL No. 2050.

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" further regulating the withdrawal of service increment contributions.

HOUSE BILL No. 2075.

An Act amending the act of May 22, 1935 (P. L. 233) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employees of the Bureau of Police in cities of the second class providing a pension fund for said employes and providing for the payment of certain dues fees assessments fines and appropriations thereto regulating membership therein creating a board for the management thereof providing the amount mode and manner of payment to beneficiaries thereof and for the care and disposition of said fund providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds organizations corporations or associations having the same or similar purposes and of such additional monies as may be necessary to carry out the provisions of this act" further regulating the withdrawal of service increment contribution.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

ADJOURNMENT

Mr. HOCKER. Mr. Speaker, I move that this House do now adjourn until Monday, April 2, 1956, at 1:00 p. m.

The motion was agreed to, and (at 2:45 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., MONDAY, APRIL 2, 1956. No. 161.

HOUSE OF REPRESENTATIVES

MONDAY, April 2, 1956

The House met at 1:00 p. m.
The SPEAKER (Hiram G. Andrews) in the Chair.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, March 27, 1956 will be postponed until printed. The Chair hears none.

RESOLUTION

RECALLING HOUSE BILL No. 596 FROM THE GOVERNOR

Mr. SARRAF offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, April 2, 1956.

Resolved (the Senate concurring) That House Bill No. 596, Printer's No. 871, entitled "An act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 510 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, April 2, 1956.

Resolved (if the Senate concur), that House Bill No. 510, Printer's No. 1491, entitled "An act amending the act of April 9, 1929 (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools of Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' authorizing the Department of Forests and Waters to lease to religious groups," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 557 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, April 2, 1956.

Resolved (if the Senate concur), that House Bill No. 557, Printer's No. 819, entitled "An act amending the act of June 24 1939 (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' redefining murder in first degree to include murder in the commission of sodomy", be recalled from the Governor for the purpose of further consideration.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1451 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, March 29, 1956.

Resolved (if the Senate concur), that House Bill No. 1451, Printer's No. 496, entitled "An act to further amend Section 33 of the act approved the thirty-first day of May one thousand nine hundred eleven (Pamphlet Laws 468) entitled 'An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State highways of the Commonwealth providing for the improvement maintenance and repair of said highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State highways wholly and in part requiring the State Highway Commis-

sioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or tollroads forming all or part of any State highway and procedure therein providing for work of improvement of State highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act' by changing the percentage of payments to be withheld by the Secretary of Highways pending satisfactory completion of contracts for the construction of State highways and bridges", be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1886 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, March 29, 1956.

Resolved (if the Senate concur), that House Bill No. 1886, Printer's No. 1364, entitled "An act to amend section two hundred one of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled 'An act relating to the administration and distribution of decedents' estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the persons or minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries' by changing the amount of wages or salary which an employer may pay to a deceased employee's spouse or other certain persons whether or not a personal representative has been appointed," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 1641 and 2046

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 29, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1641, Printer's No. 1505, entitled "An Act to further amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' by further regulating education and training for handicapped children."

GEORGE M. LEADER.

March 27, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2046, Printer's No. 1441, enittled "An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-five."

GEORGE M. LEADER.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2045.

An Act amending the act of July 24, 1913 (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" clarifying enforcement provisions of the act

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1703.

An Act making an appropriation to the Water and Power Resources Board of the Department of Forests and Waters for payment into the Flood Control Fund for flood control purposes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words "one million dollars ($1,000,000)" and inserting in lieu thereof the words "one mililon eight hundred ninety-nine thousand dollars ($1,899,000."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

LEAVES OF ABSENCE

The SPEAKER. Without objection, the order of leave of absence will be dispensed with. The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property * * *" by redefining certain words terms and procedural provisions in the act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 246, Printer's No. 171 and

Senate Bill No. 970, Printer's No. 517

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1038, entitled:

An Act amending the act of September 3, 1955 (Act No. 18A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highway purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

BILLS PASSED OVER

The SPEAKER. Without objection, all other bills on today's calendar will be passed over. The Chair hears none.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 173 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 173, Printer's No. 1398, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1736 FROM GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1736, Printer's No. 1255, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1848 FROM GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day

approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1848, Printer's No. 1463, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 1057.

An Act amending the act of August 7, 1936 (P. L. 106) entitled as amended "Flood Control Law" authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly.

Referred to the Committee on Rules.

RESOLUTION INTRODUCED AND REFERRED

By Mr. CHARLES C. SMITH (Concurrent) RESOLUTION No. 165.

In the House of Representatives, April 2, 1956.

Whereas, the increasing complexity of government makes it more important than ever that the people be given opportunities to understand and judge from first hand information, and

Whereas WTPA-TV, through its weekly program entitled Capitol Correspondents, in which experienced and trained newspapermen interview legislative and governmental officials of widely varying political beliefs, gives such an opportunity, and

Whereas, it is essential that such media of public opinion be encouraged and strengthened in the best interests of the people,

Therefore be it Resolved, that the House of Representatives (with the Senate concurring) commend Station WTPA-TV of Harrisburg its management and employes, for the great public service they are providing by the continued presentation of the Capitol Correspondents program and its free interchange of ideas during the current session of the General Assembly.

Referred to the Committee on Rules.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 949.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for courses of study in first aid and home nursing to be included during the last four years of any complete high school program.

HOUSE BILL No. 1486.

An Act reenacting and amending the title and the act of May 20, 1949 (P. L. 1633) entitled "An act providing and regulating State assistance for housing including slum clearance and redevelopment and making an appropriation" transferring functions of State Planning Board relating to housing and redevelopment to the Department of Commerce removing slum clearance and certain restrictions as to capital grants for redevelopment purposes from provisions of act and making an appropriation.

HOUSE BILL No. 1596.

An Act making an appropriation to aid certain school districts.

HOUSE BILL No. 1597.

An Act making an appropriation to the Department of Public Instruction for payments to school districts on account of rentals payable to municipal authorities and nonprofit corporations.

HOUSE BILL No. 1598.

An Act making an appropriation to the Department of Public Instruction for payments to the school districts on account of obligations to the Public School Building Authority as provided by law.

HOUSE BILL No. 1687.

An Act amending the Act of April 9, 1929 (P. L. 177) entitled "An Act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" creating the Advisory Board on Problems of Older Workers within the Department of Labor and Industry and placing additional powers and duties in the Department of Labor and Industry with respect to aging and aged persons.

HOUSE BILL No. 1793.

An Act amending the act of June 12, 1931 (P. L. 510) entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties" extending the act to private convalescent homes conducted for profit requiring licensing under the act for treatment care or nursing by reason of pregnancy changing license fees requiring certain records to be kept by hospitals regulating the refusal to grant refuse or renew licenses and changing penalties

HOUSE BILL No. 1863.

An Act amending the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the

highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace offcers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating lighting equipment lights and devices and the use thereof and prescribing penalties

HOUSE BILL No. 1881.

An Act making an appropriation to the Department of Public Instruction for payment to school districts on account of approved reimbursable rental payable to the State Public School Building Authority municipality authorities and nonprofit corporations And on account of sinking fund charges on indebtedness for school buildings.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

ADJOURNMENT

Mr. WILLIAMS. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 3, 1956, at 10:00 a. m.

The motion was agreed to, and (at 2:38 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., TUESDAY, APRIL 3, 1956. No. 162.

SENATE

TUESDAY, April 3, 1956.

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

O Lord, our Redeemer, Thy resurrection has assured us of the hope of eternal life.

As we come to take up the tasks anew in our work here, we pray that Thy Spirit will also guide us that the work may be essential, be true and be to Thy honor and glory. Guide us, each one, in our various spheres of work here that we may give our best, even as Thou didst give Thy best for us. We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. MALLERY, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 39, PRINTER'S No. 537.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 39, Printer's No. 537, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

The PRESIDENT pro tempore. The bill will be laid on the table.

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 865, PRINTER'S No. 527

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 29, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 865, Printer's No. 527, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

The PRESIDENT pro tempore. The bill will be laid on the table.

APPROVED AND SIGNED SENATE BILL No. 159, PRINTER'S No. 30

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 159, Printer's No. 30, entitled "An Act amending the act of May 31 1893 (P L 188 No. 138) entitled 'An act designating the days and half days to be observed as legal holidays and for the payment acceptance and protesting of bills notes drafts checks and other negotiable paper on such days' changing the name of Armistice Day to Veterans' Day."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 661, PRINTER'S No. 292

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 661, Printer's No. 292, entitled "An Act amending the act of May 21 1943 (P L 571) entitled as amended 'An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townhips of the first class

providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and municipal officers who issue building permits imposing duties on taxables making improvements on land and grantees of land prescribing penalties and eliminating the triennial assessment' increasing the compensation of assessors."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 813, PRINTER'S No. 604

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 813, Printer's No. 604, entitled "An Act amending the act of October 27 one thousand nine hundred fifty-five (Act No. 222) entitled 'An act prohibiting certain practices of discrimination because of race color religious creed ancestry age or national origin by employers employment agencies labor organizations and others as herein defined creating the Pennsylvania Fair Employment Practice Commission in the Department of Labor and Industry defining its functions powers and duties providing for procedure and enforcement providing for formulation of an educational program to prevent prejudice providing for judicial review and enforcement and imposing penalties' providing that termination of employment or the operation of provisions having the effect of a minimum service requirement under a bona fide retirement insurance or pension plan shall not constitute an unfair employment practice changing certain restrictions relative to age and requiring that attorneys appointed by the commission be approved by the Attorney General."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 868, PRINTER'S No. 402

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 868, Printer's No. 402, entitled "An Act authorizing the Department of Forests and Waters to exchange certain lands located in Union Township Bedford County Pennsylvania necessary for improved administration of Blue Knob State Park."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 988, PRINTER'S No. 540

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 988, Printer's No. 540, entitled "An Act amending the act of August 9 1955 (P L 323) entitled 'An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto' giving the board of commissioners additional powers with respect to the acquisition of real property and water drainage systems."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 989, PRINTER'S No. 541

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 989, Printer's No. 541, entitled "An Act amending the act of July 28 1953 (P L 723) entitled 'An Act relating to counties of the second class amending revising consolidating and changing the laws relating thereto' giving the board of commissioners additional powers with respect to the acquisition of real property and water drainage systems."

GEORGE M. LEADER.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE DELAWARE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Delaware County Board of Assistance:

Mrs. Alice Pechner (Dem.), 242 Blythe Avenue, Drexel Hill, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Mrs. Emma F. Rigler, Upper Darby, resigned.

William R. Roberts (Rep.), 4110 Vernon Road, Drexel Hill, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Howard R. Palmer, Chester, whose term expired.

Mrs. Madeleine Roney (Dem.), 311 North Manoa Road, Havertown, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Dr. Larney E. Hardy, Chester, whose term expired.

Orville S. Shoaf, (Dem.), 325 South Monroe Street, Media, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice Crosby L. Smith, Media, whose term expired.

Mrs. Sarah R. Longen (Dem.), 460 East Baltimore Avenue, Clifton Heights, to serve until December 31, 1957, and until her successor is duly appointed and qualified, vice Adam J. Weber, Jr., Yeadon, whose term expired.

Mrs. Elizabeth M. McGlynn (Dem.), 107 Wyndmoor Road, Springfield, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Mrs. R. Edna Salneu, Havertown, whose term expired.

Mrs. Charlotte Snyder (Dem.), 40 Sycamore Road, Wallingford, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Mrs. Mary B. Christie, Bryn Mawr, whose term expired.

GEORGE M. LEADER.

MEMBER OF THE LEHIGH COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George A. Stahl, Jr. (Dem.), 3315 Lincoln Circle S., Allentown,

Lehigh County, for appointment as a member of the Lehigh County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Horace W. Schantz, Emmaus, whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE BEAVER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Beaver County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Dr. Richard R. Hubbard (Dem.), 466 Irvin Avenue, Rochester, to fill a vacancy.

Frank Smith (Rep.), 1216 Seventh Avenue, Beaver Falls, vice Max H. Barnett, Beaver, whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE PIKE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Pike County Board of Assistance:

Mrs. Clara Anchel (Rep.), Milford, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Mrs. Bertha A. Voelker, Matamoras, whose term expired.

Byron Adams (Dem.), Matamoras, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Edward S. Parsons, Greentown, whose term expired.

Theodore W. Sieg (Dem.), Panther, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice Frank D. Heller, Bushkill, whose term expired.

Harlan James Crellin (Dem.), Milford, to serve until December 31, 1958, and until his successor is duly appointed and qualified. (Reappointment).

Mrs. Gene Anne Titus (Rep.), Milford, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Benjamin H. Franklin, Lackawaxen, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Hazel P. Robison, P. O. Box 7-B, Port Matilda, Centre County, for appointment as Justice of the Peace in and for the Borough of Port Matilda, Centre County, to serve until the first Monday of January 1958, vice B. A. Ross, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harold J. Marietta, Mill Run, Fayette County, for appointment as Justice of the Peace in and for the Township of Springfield, Fayette County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Fred E. Baker, 4 Rich Hill, Oil City, Venango County, for appointment as Justice of the Peace in and for the Township of Cranberry, Venango County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

MEMBERS OF THE CRAWFORD COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Crawford County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Alton D. Kidd (Dem.), 343 North Main Street, Meadville, vice William L. Morris, Conneautville, whose term expired.

Mrs. Esther D. Cares (Dem.), 420 Randolph Street, Meadville. (Reappointment)

Mrs. Margaret D. Mitchell (Dem.), 111 Diamond Street, Titusville. (Reappointment)

GEORGE M. LEADER.

MEMBERS OF THE CUMBERLAND COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Cumberland County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Mrs. Cora Trimble (Dem.), 215 East Main Street, Mechanicsburg, vice Mrs. Mary W. King, Carlisle, whose term expired.

Mrs. Kathryn G. Major (Dem.), 1199 Lowther Road, Highland Park, Camp Hill, vice Mrs. Theresa Wolpert, Enola, whose term expired.

GEORGE M. LEADER.

MEMBER OF THE INDIANA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Shirli Cohn Brody (Dem.), 248 Locust Street, Indiana, for reappointment as a member of the Indiana County Board of Assistance, to serve until December 31, 1958, and until her successor is duly appointed and qualified.

GEORGE M. LEADER.

SUPERINTENDENT OF PUBLIC INSTRUCTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. Charles H. Boehm, Yardley Road, Morrisville, Bucks County, for appointment as Superintendent of Public Instruction, for the term of four years, to compute from April 15, 1956, vice Hon. Francis B. Haas, Harrisburg, resigned.

GEORGE M. LEADER.

MEMBER OF THE INDUSTRIAL BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Moe Siegel, Fort Stanwix Hotel, Johnstown, Cambria County, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified, vice Wilbert Wear, Harrisburg, whose term expired.

GEORGE M. LEADER.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 221, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes Retirement Law," by permitting certain contributors to change from the one one-hundred-sixtieth (1-160) to the one one-hundredth (1-100) class and defining the benefits to be obtained thereby.

Senate Bill No. 414, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," requiring the Department of Labor and Industry to annually inspect emergency lighting systems, sprinkler systems and fire alarm systems in all buildings owned or operated by the Commonwealth.

Senate Bill No. 646, entitled:

An Act amending the act of June 21, 1939 (P. L. 566), entitled "Pennsylvania Occupational Disease Act," entitling certain unemployed persons to benefits and fixing minimum compensation payments.

Senate Bill No. 657, entitled:

An Act amending the act of August 22, 1953 (Appropriation Acts 101), entitled "An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," increasing the per capita annual maintenance rate of wards of the Commonwealth.

Senate Bill No. 791, entitled:

An Act making an apropriation to the Department of Agriculture for developing and operating a livestock show.

Senate Bill No. 836, entitled:

An Act amending the act of July 12, 1919 (P. L. 941), entitled "An act providing for the preparation, contents, style, printing and binding of the Legislative Journal and its delivery and distribution; . . .," eliminating requirements for printing bills, joint resolutions and reports of conference committees in full in the Legislative Journal.

Senate Bill No. 906, entitled:

An Act amending the act of June 20, 1947 (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein; . . .," as amended, by changing the penalties on taxes not paid when due.

Senate Bill No. 916, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to make a study of appropriate ways and methods for developing and promoting the historical interest of Philadelphia and vicinity and specifically for developing a "Colonial compound" in Germantown.

House Bill No. 949, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for courses of study in first aid to be included during the last four years of any complete high school program.

Senate Bill No. 1020, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949," further prescribing the eligibility for authorized investments of the obligations of municipality authorities.

House Bill No. 1486, entitled:

An Act reenacting and amending the title and the act of May 20, 1949 (P. L. 1633), entitled "Housing and Redeveloping Assistance Law," transferring functions of State Planning Board relating to housing and redevelopment to the Department of Commerce; removing slum clearance and certain restrictions as to capital grants for redevelopment purposes from provisions of act and making an appropriation.

House Bill No. 1596, entitled:

An Act making an appropriation to aid certain school districts.

House Bill No. 1597, entitled:

An Act making an appropriation to the Department of Public Instruction for payments to school districts on account of rentals payable to municipal authorities and nonprofit corporations.

House Bill No. 1598, entitled:

An Act making an appropriation to the Department of Public Instruction for payments to the school districts on account of obligations to the Public School Building Authority as provided by law.

House Bill No. 1687, entitled:

An Act amending the act of April 9, 1929, (P. L. 177) entitled "Administrative Code of 1929," creating the Advisory Board on Problems of Older Workers within the Department of Labor and Industry and placing additional powers and duties in the Department of Labor and Industry with respect to aging and aged persons.

House Bill No. 1793, entitled:

An Act amending the act of June 12, 1931 (P. L. 510), entitled "An act providing for the licensure and regulation of certain private nursing homes and private hospitals; conferring certain powers and duties upon the Department of Welfare; and providing penalties," extending the act to private convalescent homes conducted for profit; requiring licensing under the act for treatment, care or nursing by reason of pregnancy; changing license fees; requiring certain records to be kept by hospitals; regulating the refusal to grant, refuse or renew licenses, and changing penalties.

House Bill No. 1863, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," further regulating ligting equipment, lights and devices, and the use thereof; and prescribing penalties.

House Bill No. 1881, entitled:

An Act making an appropriation to the Department of Public Instruction for payment to school districts on account of approved reimbursable rental payable to the State Public School Building Authority, municipality authorities and nonprofit corporations.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

Th PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Allegheny, Mr. Fleming, to the rostrum to preside.

The PRESIDING OFFICER

(Robert D. Fleming) in the Chair.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 510

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 2, 1956.

Resolved (if the Senate concur), that House Bill No. 510, Printer's No. 1491, entitled:

An Act amending the act of Aril 9, 1929 (P. L. 117), entitled "Administration Code of 1929," authorizing the Department of Forests and Waters to lease to religious groups.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 557

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 2, 1956.

Resolved (if the Senate concur), that House Bill No. 557, Printer's No. 819, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," redefining murder in first degree to include murder in the commission of sodomy.

be recalled from the Governor for the purpose of further consideration.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 596

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 2, 1956.

Resolved (if the Senate concur), that House Bill No. 596, Printer's No. 871, entitled:

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1886

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 2, 1956.

Resolved (if the Senate concur), That House Bill No. 1886, Printer's No. 1364, entitled:

An Act to amend section two hundred one of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 512), entitled "Fiduciaries Act of 1949," by changing the amount of wages or salary which an employer may pay to a deceased employee's spouse, or other certain persons whether or not a personal representative has been appointed.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 317 TAKEN FROM TABLE

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 317

Mr. MAHANY. Mr. President, I call from the table Senate Bill No. 317, entitled:

An Act fixing the salaries and compensation of the

Chief Justice and judges of the Supreme Court, the President Judge and judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County, certain associate judges not learned in the law, and repealing certain inconsistent acts.

and move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 317, and that a Committee of Conference on the part of the Senate be appointed.

Mr. WATSON. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 317

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. FLEMING, MAHANY and DENT, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 317.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 318 TAKEN FROM TABLE

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 318

Mr. MAHANY. Mr. President, I call from the table Senate Bill No. 318, entitled:

An Act pertaining to the resignation and retirement of judges under certain conditions; fixing their compensation upon resignation or retirement and imposing duties on certain State officers.

and move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 318, and that a Committee of Conference on the part of the Senate be appointed.

Mr. WATSON. Mr. PRESIDENT, I second the motion.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 318

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. FLEMING, MAHANY and DENT, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 318.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 887 TAKEN FROM TABLE

Mr. MAHANY. Mr. PRESIDENT, I call from the table House Bill No. 887, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No 887

Mr. MAHANY. Mr. PRESIDENT. I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. WATSON. Mr. PRESIDENT, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1060 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1060, entitled:

An Act defining and providing for the licensing of water well drillers prevention of waste and pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1060

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. WATSON. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1339 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1339, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," further providing for the terms of office of school directors of union and merged districts.

SENATE RECEDES FROM ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1339

Mr. MAHANY. Mr. President, I move that the Senate recede from its amendments non-concurred in by the House to House Bill No. 1339.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate recede from its amendments non-concurred in by the House to House Bill No. 1339?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,

Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
	McMenamin,	Stevenson,	Fleming,
			Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1609 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1609, entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus, supplies and equipment.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1609

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1928 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1928, entitled:

An Act amending the act of May 20 1949 (P. L. 1594), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and possessing with intent to sell, of adulterated or deleterious ice cream, french ice cream, french custard, frozen custard, frozen ice confections, frozen sherbet confections, sherbet, ice and fruit ice, including coated ice cream and the coating thereof . . ." extending its provisions to ice milk and ice milk confections; and conferring additional powers and duties on the Department of Agriculture, and changing labeling requirements.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1928

Mr. MAHANY. Mr. President. I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. BERGER. Mr. President, I second the motion.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1955 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1955, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Counsel of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of October, 1955.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE OF HOUSE BILL No. 1955

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORTS FROM COMMITTEES

Mr. BLASS, from the Committee on State Government reported as committed, Senate Bill No. 736, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes' Retirement Law," extending the act to registers of wills to the extent they are compensated by the Commonwealth.

He also, from the Committee on State Government reported as committed, Senate Bill No. 1017, entitled:

An Act amending the act of March 31 1949 (P. L. 372), entitled "The General State Authority Act of 1949," authorizing the issuance of bonds for refunding purposes.

He also, from the Committee on State Government reported as committed, House Bill No. 1113, entitled:

An Act amending the act of April 9 1929 (P. L. 177), entitled "The Administrative Code of 1929," providing for the establishments by the Department of Property and Supplies of standards for the design construction repair alteration equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein repealing inconsistent legislation directing the Department of Property and Supplies to make a report to the next General Assembly and making an appropriation.

He also, from the Committee on State Government reported as committed, House Bill No. 1150, entitled:

An Act amending the act of June 27 1923 (P. L. 858), entitled "State Employes' Retirement Law," defining employes of the Pennsylvania Tunnel Commission as State employes.

Mr. KOPRIVER, JR., from the Committee on Local Government, reported as committed, Senate Bill No. 1048, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," requiring entrance of bond in appeals from board of adjustment, rulings affecting zoning regulations.

He also, from the Committee on Local Government, reported as amended, House Bill No. 1116, entitled:

An Act enabling governing bodies of cities of the second class A to establish by ordinance the requirements of responsible bidders for city printing.

He also, from the Committee on Local Government, reported as amended, House Bill No. 1781, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," enabling county commissioners to establish by resolution the requirements of responsible bidders for county printing.

He also, from the Committee on Local Government, reported as committed, House Bill No. 2021, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," providing for the fixing of compensation for officers whose salaries are not prescribed by law.

He also, from the Committee on Local Government, reported as committed, House Bill No. 2082, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," authorizing employes of the Commonwealth of Pennsylvania cities of the second and third class boroughs and townships upon application to become members of the county retirement system upon becoming county employes providing for payment by the employes and former employes into the county retirement fund.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1604, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania for the payment of the cost of construction and equipment of the new girl's dormitory.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 2023, entitled:

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage and expenses.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 2024, entitled:

An Act making an application to the Department of Forests and Waters for the development of Erie Harbor and Land adjacent thereto.

BILLS INTRODUCED AND REFERRED

Messrs. PROPERT, WATKINS, HARNEY, WATSON, RUTH and HALUSKA read in place and presented to the Chair Senate Bill No. 1059, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled as amended, "Banking Code" limiting the establishment and maintenance of branch banks.

Which was committed to the Committee on Banking.

Mr. PECHAN read in his place and presented to the Chair Senate Bill No. 1060, entitled:

An Act to amend the act approved the fifth day of July, one thousand nine hundred forty-seven (Pamphlet Laws 1335), entitled "Pennsylvania Hospital Survey and Construction Act" by requiring that non-Federal funds be available before application shall be made for hospital construction projects to be owned or operated by the State.

Which was committed to the Committee on Public Health and Welfare.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 1061, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code" authorizing the appropriation of moneys out of county funds or county institution district funds for the handling, storage and distribution of certain surplus foods and validating appropriations heretofore made.

Which was committed to the Committee on Local Government.

SENATE RESOLUTION REFERRED TO COMMITTEE

SUGGESTING THAT ANY STATE-AIDED COLLEGE OR UNIVERSITY IN THE COMMONWEALTH OF PENNSYLVANIA SHOULD NOT PARTICIPATE IN ANY ATHLETIC PROGRAM WITH ANY OTHER COLLEGE OR UNIVERSITY IN THE UNITED STATES WHICH PRACTICES SEGREGATION

Mr. DONOLOW offered the following resolution which was twice read and referred to the Committee on Rules:

In the Senate, April 3, 1956.

It is reported that certain universities and colleges in the south are practicing segregation in their athletic programs.

These southern colleges and universities have ruled that their athletic teams should not participate with any university or college having negro players. Many of Pennsylvania-supported colleges and universities participate in sports with such colleges and universities operating under these restrictions; therefore be it

Resolved That the Senate go on record as strongly suggesting that any college or university in the Commonwealth of Pennsylvania which receives State aid should not participate in any athletic program with any other college or university in the United States which practices segregation or prohibits their teams from participating with colleges or universities which have Negro members; and be it further

Resolved, That copies of this resolution be transmitted to all the State-aided colleges and universities in the Commonwealth of Pennsylvania.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 160, as follows:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing power and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" changing the provisions as to contributors who died before retirement

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 14.2 and 14.3 act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing benefits" added July 29 1953 (P. L. 993) are amended to read

Retirement While in State Service

Section 14.2 Any contributor who is or was entitled to

retire under the provisions of this act by reason of having completed twenty-five (25) years of total service or by reason of having reached superannuation retirement age and who shall die while in State service before filing with the retirement board a written application for retirement as heretofore provided or has died [and whose payments into the fund have not been withdrawn] while in State service and without having filed a written statement as required in section thirteen and fourteen of this act shall be considered as having elected Option 1 as provided in section fourteen of this act as of the date of his or her death In such event payment under Option 1 shall be made to the beneficiary designated in the nomination of beneficiary form on file with the retirement board [if] or if said beneficiary has predeceased the contributor [payment under Option 1 shall be made] to the legal representative of said contributor If the contributor has died while in State service and his or her accumulated deductions have been paid as provided in subsection four of section eleven of this act to his or her estate or to the beneficiary designated in the nomination of beneficiary form on file with the retirement board there shall be deducted from said payment under Option I the amount of said accumulated deductions

Section 14.3 The provisions of sections fourteen point one and fourteen point two shall apply to all contributors who become eligible for retirement before the twenty-ninth day of July one thousand nine hundred fifty-three and who have died since January first one thousand nine hundred fifty without having filed a written statement as required in sections thirteen and fourteen of [the] this act [to which this is an amendment] Provided however That application for payment of benefits shall be made [within six (6) months of the effective date of this act] on or before December 31 1956

Section 2 This act shall take effect immediately.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constituion,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 160

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 160.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the House agree to the motion?

The yeas and nays were taken agreably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	McPherson, Jr.,	Stiefel,
Berger,	Hays,	Miller,	Taylor,
Blass,	Holland,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Haluska,	McMenamin,	Stevenson,	Fleming, Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 249, Printer's No. 611, on concurrence in House amendments, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER TEMPORARILY

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 1021, Printer's No. 587, on final passage, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1306, as follows:

An Act making an appropriation to the Philadelphia College of Osteopathy Philadelphia Pennsylvania for maintenance and support

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred thousand dollars ($200,000) or as much thereof as is necessary is appropriated to the Philadelphia College of Osteopathy Philadelphia Pennsylvania for the two fiscal years beginning June 1, 1955 for the general maintenance of the college and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interest of the college

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Stevenson,	Yosko,
Flack,	McMenamin,	Silvert,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1650, as follows:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania to the Huntingdon Volunteer Fire Company to the Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No. 1 and to the Cresson Voluntary Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State Property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of ten thousand dollars ($10,000) or as much thereof as may be necessary is hereby specifically appropriated for the several fire companies of the City of Harrisburg Pennsylvania as compensation for protection form and extinguishment of any fire or fires that many occur in or on the Capitol buildings or grounds for the two fiscal years beginning June first one thousand nine hundred fifty-five Said sum to be distributed among said companies in equal amounts

Section 2 The sum of one thousand dollars ($1,000) is hereby specifically appropriated to the Cresson Volunteer Fire Company of Cresson Pennsylvania for the two fiscal years beginning June 1 1955

Section 3 The sum of one thousand dollars ($1,000) is hereby specifically appropriated to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the two fiscal years beginning June 1 1955 for the protection of the Hollidaysburg State Hospital the State Police barracks and district office Number 9 and maintenance building of the State Department of Highways in Blair county

Such sum shall be distributed between the companies in an equal amount

Section 4 The sum of one hundred fifty dollars ($150) is hereby specifically appropriated to the Huntingdon Volunteer Fire Company for the two fiscal years beginning June 1 1955 for the protection of State property at Huntingdon Pennsylvania

Section 5 The sum of seven hundred fifty dollars ($750) is appropriated to the Lower Allen Volunteer Fire Company and the sum of seven hundred fifty dollars ($750) is appropriated to the Camp Hill Volunteer Fire company for the two fiscal years beginning June 1 1955 for the protection of State property at White Hill Pennsylvania

Section 6 The sum of five hundred dollars ($500) is appropriated to the Summerdale Fire Company No. 1 for the two fiscal years beginning June 1 1955 for the protection of State property at the State Farm and Diagnostic Laboratory at Summerdale Cumberland County Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watson,
Dent,	Madigan,	Ruth,	Watkins,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A constitutional majority of all the Senators having voted "Aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1694, as follows:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred twenty-one thousand seven hundred seventy-five dollars ($121,775) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Welfare for the purpose of administering the provisions of the "Pennsylvania Hospital Survey and Construction Act of 1947" for the two fiscal years beginning June first one thousand nine hundred fifty-five and in addition to said amount all moneys received from the Federal Government and from other sources for such purposes shall be credited to the appropriation made by this act

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER TEMPORARILY

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 223, Printer's No. 624, on third reading, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent

that the following bills, on third reading, go over in their order:

Senate Bill No. 232, Printer's No. 572;

Senate Bill No. 672, Printer's No. 280;

Senate Bill No. 673, Printer's No. 270; and

House Bill No. 675, Printer's no. 1655.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 996, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," authorizing and limiting the imposition of a tax for school purposes on certain residents of school districts of the first class A; prescribing the duties of public officials; requiring the filing of returns and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at source; providing for the lien and collection of the tax; and imposing penalties.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. SCHMIDT. Mr. President, Senate Bill No. 996, Printer's No. 592, is a bill that would place a wage tax upon the citizens of the city of Pittsburgh in order to maintain our school system.

For the information of the Senate, as you all know, the school board in the city of Pittsburgh is an appointive school board. Its power to levy and assess taxes is limited to that power which is expressly granted to it by the Legislature of the Commonwealth of Pennsylvania. We, in Pittsburgh, find ourselves in a financial dilemma. I will not say that we are bankrupt because that would be untrue. However, we do find ourselves at a point where the ability to assess further taxes has been saturated. As you gentlemen realize, earlier in this Session we did allow the school board in the city of Pittsburgh the right to increase the millage on real estate one and one-half mills. That has been exercised by the school board and, even with that allowance, we still lack approximately $1,500,000 in order to give the necessary services that a city of the type of which Pittsburgh is should give to its citizens.

Mr. President, the people of Pittsburgh feel that they are entitled to parity with the city of Philadelphia in the receipt of aid from the Commonwealth of Pennsylvania. As you understand, under the present formula, everything is based upon tax assessments and tax valuations on real estate. However, there are other very important elements in the ability of a community to raise its own funds in order to sustain a school system. Among those things is the individual wealth and the income of the people who reside within that community. The city of Pittsburgh has felt all along that upon that basis they are entitled to receive reimbursement from the State on the same basis as is the city of Philadelphia, which is a school district of the first class, with Pittsburgh being a school district of the first class A.

Therefore, Mr. President, we have asked that the State give us that reimbursement. The answer to our plea has been Senate Bill No. 996. In other words, if you in Pittsburgh need these funds, you go ahead and assess an additional tax in the nature of a wage tax. We, in Pittsburgh, do not want that. I know that all of the members of the Allegheny County delegation, on both sides of this Senate, will vote in opposition to this bill. We just cannot have it. We are asking all of you here in the Senate to go along with us and vote down this bill. However, if it is voted down, we are in a dilemma, as I told you. We need House Bill No. 917, which is a bill that would give us for this coming year parity with the city of Philadelphia in so far as reimbursement is concerned.

We have to forestall, so to speak, many things in so far as the operation of our schools in Pittsburgh is concerned. The people of Pittsburgh are quite concerned about the situation. We have a situation now, concerning our teachers, on salaries. Every additional penny that we have received in Pittsburgh, by reason of the one and one-half per mill raise in millage on real estate, has been used to increase the salaries of our teachers. Still, we find ourselves in the position where our teachers are leaving the Pittsburgh school system and going into the suburbs where there is no restriction on the school boards and where they are able to raise sufficient moneys to pay those schoolteachers.

Therefore, Mr. President, I ask the Members, in a spirit of fair play toward the school district of the city of Pittsburgh, to defeat this bill and that there be reported from the Committee on Appropriations, House Bill No. 917 which would give us, at least for this year, parity in so far as reimbursement is concerned with the city of Philadelphia.

We have asked this to be made permanent; that was our idea. It was taken then amended to make it only for the biennium. Finally, it was again amended to make it applicable only for this year. I know there are those of you in this Senate who feel that the resources of the school district of the city of Pittsburgh are such that Pittsburgh should not have to ask for parity. However, I say to you people that there is a limit to what the residents of the city of Pittsburgh can contribute toward the upkeep of the general government of this Commonwealth in the amount of taxes that we are paying. We are receiving in return, from the moneys that we pay into the General Fund of the Commonwealth of Pennsylvania, approximately $1.00 on every $40.00 that comes to the State. I think that is an unfair distribution or return. I am asking the Members of this Senate to listen to the plea of those of us from Pittsburgh to defeat this bill and help us to get out of Committee, House Bill no. 917.

Mr. MAHANY. Mr. President, Senator Schmidt, I believe, started off his discussion of this bill with an erroneous statement. He said that this bill would place a wage tax on the people of Pittsburgh. I do not believe that it will. If Senator Schmidt would look at the bill as amended, Printer's No. 592, he would see that it permits the imposition of a wage tax or income tax on residents of school districts of the first class by the appointed school board. As I see it, the only reason that the people of this school district now do not have imposed upon them a wage tax is because this school board is appointed.

Therefore, they cannot impose a wage tax upon the people there. Otherwise, they would have the same powers as other school boards have throughout the Commonwealth, under the provisions of Act No. 481 of the 1947 Session of the Legislature.

For instance, many of the people in my District pay a wage tax for the support of the schools. The people of Sharon, the people of Meadville, among others in my District pay such a wage tax which was levied upon them by the school boards under the provisions of Act No. 481. Personally, I cannot see why the school board of the city of Pittsburgh should be appointed. If I had my way about it and had a chance to vote on it, I would vote to have the school board elected the same as all the other school boards in the State of Pennsylvania are elected. However, inasmuch as they are appointed under the present law, we have to give them certain powers. All this bill does, therefore, is give them the same powers that other school boards have throughout the Commonwealth of Pennsylvania. We are not imposing a wage tax upon the people of Pittsburgh. We are making this home rule, as far as the school board is concerned. If they feel that they want to impose a wage tax, then, under the provisions of home rule government, they have a right to do so.

I also want to assure Senator Schmidt that I am very much in favor of giving the people of Pittsburgh all the money that the other school districts get in the same proportion. I think we should try to be fair with the school district in Pittsburgh. I do not believe that there is a Senator here who wants to shortchange the school district of the city of Pittsburgh. If they can show that they are being shortchanged in any way under the present formula, I think Senator Schmidt will have a lot of friends here to try to put them up where they should be in comparison with the other school districts throughout the Commonwealth. However, that particular is certainly not material as far as this bill is concerned.

This bill is entirely based upon whether or not the Members of this Senate want to give home rule government to this appointive board, so that they may impose the same type of wage tax on the people in that district as other school boards have. I might say that it does not go quite as far as the power that the other school districts have. Other school districts, under Act No. 481, have the power to impose wage taxes on non-residents of the school districts, as I understand it. This would only allow them to impose taxes on residents of the school district. I am not sure of that last statement. I believe we did amend Act No. 481 to provide that school districts could not place such a tax on nonresidents. I am not quite sure of that. However, in any event, Mr. President, all this bill does is to allow this school board to have the same rights and privileges as other school boards have throughout the Commonwealth.

Mr. BARR. Mr. President, from Senator Mahany's talk I could not quite determine whether he was for the bill or against the bill. He talked about home rule, and home rule to me is where we have elected officials who are allowed to legislate and impose taxes, rates, et cetera, and who are responsible to the people. This bill is a "may" bill, but these appointed members of the school board have no one to answer to. We, in these legislative halls, must answer to the public when our names appear on the ballot on election day.

I can assure Senator Mahany that if a bill such as this would pass, overnight there would be another wage tax on the people in the city of Pittsburgh.

Mr. KOPRIVER, JR. Mr. President, we ask those from Allegheny County to vote against this wage tax involving the city of Pittsburgh's school district. I just want to remind the Members of the Senate that I am opposed to this wage tax or any kind of a wage tax, whether it be for Philadelphia, Pittsburgh or any political subdivision in the Commonwealth. I cannot be opposed to a wage tax in any form, such as we had here last year by the Administration, and then vote for a wage tax such as they are trying to pass today. As I said before, I am opposed to a wage tax of any kind because that is one area of taxation that the Federal Government should have reserved for itself in the form of an income tax.

Mr. President, I am not going to champion the school board in the city of Pittsburgh. Those Members who voted for the wage tax or income tax in 1955, to saddle the entire Commonwealth with a wage tax or an income tax, that was all right. However, to me, it was not. I do not want anybody in this Senate to think that because I am from Allegheny county, I am opposed to a wage tax because it is involved in the city of Pittsburgh. I am opposed to a wage tax, in any form, for any political subdivision in the entire Commonwealth.

Mr. SCHMIDT. Mr. President, the Majority Leader was correct in stating that this bill does not impose a wage tax on the residents of the city of Pittsburgh. Practically, however, that is what it does. The only way that our school board in the city of Pittsburgh will be able to get any further funds will be through an act that is passed here. If we give them an act such as this and this act provides for a method of levying a wage tax, and if the school board of the city of Pittsburgh, in its wisdom, determines that it is necessary to have additional funds, it will mean a wage tax for the residents of the city of Pittsburgh and nothing else but.

At the present time, Mr. President, we do have a head tax in the city of Pittsburgh. We do levy and asses a head tax in our city and on our people for schools. Our people are paying that tax. Now then, we propose, in addition to the head tax, by this bill, to say to the school board of the city of Pittsburgh, "Ladies and gentleman of the school board of the city of Pittsburgh, we feel bad because of your financial plight. You do have a problem. You have very underpaid schoolteachers and we know that the surrounding communities whose school boards have the right to levy taxes as they see fit, are able to take your schoolteachers away from you. To those schoolteachers who want to remain with the school board of the city of Pittsburgh, the only way that we are going to permit additional funds to be raised in Pittsburgh is by the levying of a wage tax, a one-half of one per cent wage tax."

I do not have to tell you gentlemen of the Senate about the clamor that arose in the city of Pittsburgh when the Mayor and the City Council found it necessary to add a one per cent wage tax, in order to carry out the governmental functions of the city. Of course, that fell not only on the residents of the city of Pittsburgh, but also upon those who found it necessary to come into our city

to earn a livelihood. We have now reduced that to one-half of one per cent. However, we do have one-half of one per cent.

It is true, Mr. President, that this tax will not be visited upon residents outside the city of Pittsburgh who earn their livelihood in the city. Yet, that makes the burden that much more difficult upon our residents in Pittsburgh. I think our residents in Pittsburgh rightfully believe that in a way they are being abused by the way the present formula for the reimbursement of school districts operates in the Commonwealth of Pennsylvania. In my book, it is an archaic method because it is all based upon land values. Those who own land in Pittsburgh must carry the burden of our schools. Yes, you will say to me that those who own commercial properties, rental properties, pass it off in the form of rents. However, the average citizen who owns a home in Pittsburgh, outside of the head tax that each and every citizen pays of $5.00, must carry the burden of taxation for our schools in Pittsburgh.

Therefore, we say to you gentlemen, in fairness to a great metropolitan city like the city of Pittsburgh, that you allow us parity with the only school district of the first class in the Commonwealth of Pennsylvania, the school district of Philadelphia, and bring out House Bill No. 917 and then we will not need Senate Bill No. 996. I want to say to you that House Bill No. 917 will mean approximately $800,000 a year in reimbursement to the school district of the city of Pittsburgh. There is not a single gentleman sitting here today, I feel quite certain, who does not feel that justly the Commonwealth of Pennsylvania does owe it to the city of Pittsburgh to allow us $800,000 a year in order that our schoolteachers may be better paid and that we may have a healthy school district for our children in the city of Pittsburgh.

Mr. WAGNER. Mr. President and Members of the Senate, on a previous occasion, I tried to make my position abundantly clear. My position is that I like to see help given as it is necessary any place in Pennsylvania where school children's interests are concerned and involved. What I have resented, on a previous occasion, was Pittsburgh's position that somehow or other they have been cheated over the years and unless they get as many dollars in Pittsburgh as they get dollars in Philadelphia, the formula is out of whack, the system of school reimbursements is archaic and we are discriminatory and unfair.

In defending the integrity of the Department of Public Instruction and the Legislature of Pennsylvania, it must be said, no matter what they do for Pittsburgh, that that implication is unfair and not well founded. The most recent figures that I have been able to have established for me deal with the year of 1954. In the year of 1954, the market value per teaching unit in Pittsburgh was $770,000, as compared with only $694,000 of taxable property in Philadelphia. However, the ratio of assessment to market value was fifty-three per cent in Pittsburgh and it was sixty-one per cent in Philadelphia. This shows that with less property value back of each unit of pupils, Philadelphia was assessing for school tax purposes eight per cent higher than was Pittsburgh.

If you took the taxes in 1954, you will find that Pittsburgh received $71.63 in that year in the form of all sort of taxes per pupil. Philadelphia received $48.23. The total State appropriations or subsidies to Pittsburgh in 1954 were $65.73 per pupil, whereas they were $62.67 per pupil in Philadelphia. The Commonwealth of Pennsylvania in 1954, Mr. President, paid to Pittsburgh $3.06 more per pupil than it paid to Philadelphia. If you want the same amount of money per pupil as Philadelphia receives, you are going to be short. If you want the over-all amount that Philadelphia receives for a larger budget, then you are asking for something that is completely outside of the formula.

Mr. President, I do not want to say a word against Pittsburgh, but I do not like to be abused because I am trying to do what Senator Schmidt and Senator Barr say they want to do, and that is to give the school district of Pittsburgh a chance to do a better job for its teachers and, through its teachers, for its children. You say you want to have better schools and you want more money available for them, but you do not want any tax. I think the last time this issue was up, Senator Barr said that he intended to go back to Pittsburgh and tell the people about this plot; that it was the implication on the part of the Republican Senate to give them a wage tax in Pittsburgh. If it was calculated to be like the ride of Paul Revere, which was made in April,I do not think Senator Barr needs to ride up and down the streets of Pittsburgh and say that the Republicans are coming with their wage tax, because the Democrats have been there.

The question that seems to worry the Democratic Members is whether all the wage tax must be preserved for city council and city government, or whether some of the people's wage tax might be used for their own children in the public schools.

Mr. President, I do not want to get involved in a controversy. I want to say once more that—and I want to say it loudly enough so that those who hear it, if they do not agree with it, will come up with an explanation instead of a theory or a prejudice—the formula of reimbursement for the school districts of Pennsylvania is equitable and fair. If it is not, let us change it. However, let us find out what is wrong with it and not change it just because somebody wants as much money as some larger place is getting. I think we can help Pittsburgh. I have no objection to House Bill No. 917, which gives Pittsburgh $800,000. However, I want to suggest to Senator Schmidt that we have every reason to believe that if we give them House Bill No. 917, they will be $800,000 short next year and the same predicament will face the Legislature as we are in at the present time. I would like to help Pittsburgh from here, if it has to be bailed out, and give Pittsburgh a chance to find its own level so far as school standards are concerned and help to care for them before we meet here again.

Personally, Mr. President, I am going to vote for this bill. I have a feeling that any genuine friend of the boys and girls in Pittsburgh, and the school system of Pittsburgh, will not only be in favor of House Bill No. 917, but they will vote for Senate Bill No. 996 as a measure of fairness and opportunity in the days ahead.

Mr. DENT. Mr. President, like Senator Wagner, I do not live in Pittsburgh and I did not intend to get into this discussion. However, he brought up a subject that may be discussed a little on this floor.

The Tax Equalization Board, he said, and the method of reimbursing school districts, is fair. There is a difference

of opinion on that score and particularly on the part of the people of the city of Pittsburgh. It may interest the Members of this Senate to know that Pittsburgh has the highest real estate valuation on individual properties of any of the political subdivisions of the Commonwealth. Basically, that changes the reimbursable fraction of Pittsburgh. It also may be interesting to note that this Legislature, this year, passed to the school board in Pittsburgh the right to increase millage one and a half mills, which they have already done.

Mr. President, now there must be something basically wrong with a situation that compels a school board, as it were, to pass one and a half mills increased millage for school purposes now, plus an additional opening up of a wage tax proposition for the same school board.

Senator Mahany said that if he had an opportunity, he would vote to make the school board of Pittsburgh an elected body. I believe, too, that would be a partial answer to the problem, in that they then would have the taxing authority which they ought to have. It is difficult for us sitting here in Harrisburg, with just a few Members out of the city of Pittsburgh who have to carry the entire burden, to determine what is best and what is bad for the city of Pittsburgh in regard to school legislation. In every other instance, the Membership of this body, when it votes on legislation affecting education, votes on a State-wide basis. However, in this instance, we are taking the opportunity to say to the Pittsburgh legislators, to the Pittsburgh Senators: "We do not want you to represent your District; we are going to represent it for you."

Now if this were as badly needed as the gentlemen on the other side are saying it is needed, and if it is as worth-while as they say it is, does any one Member of this Senate doubt but what the membership of the Allegheny delegation would vote for it? I think they know the limitations to which their people ought to be taxed in regard to the rest of the State and in relationship to the amount paid by the individual taxpayer for schools. Is there anyone in this room who can say that a taxpayer in the city of Pittsburgh does not pay as much per pupil hour, out of his income, as a taxpayer in Westmoreland or Philadelphia or Schuylkill County? For instance, I know that Schuylkill County has received in nine years $1,609,000 out of the common treasury of the Commonwealth for distressed school districts. Evidently, that money was needed and no one is complaining about it. However, we did not come up with the solution that those still able to pay taxes in Schuylkill County ought to be assessed to a greater degree in order to pay that additional $1,609,000 that the rest of us contributed toward. We have the distressed school district system because of the fact that we recognize that certain areas do become distressed in our economy.

Therefore, Mr. President, the city of Pittsburgh, in trying to work out its problems, should not have to ask its taxpayers to pay a one and a half increased millage upon their real estate, as well as another one-half per cent out of their payroll. I heard more terrible screaming and wailing and gnashing of teeth over the fact that we were going to pass an income tax last year and what it would have done to the little people. To stand here and say that we not only want to tax the little people with a wage tax now, when we have already passed a one and a half increased millage tax upon your home and your real estate, does not seem fair to me.

I do believe it is the obligation of the State to pay this money at this time. I do also believe that the Tax Equalization Board ought to get into the picure a little more thoroughly and come, perhaps, to the realization that Allegheny County, and Pittsburgh especially, has been Democratic for better than a generation and there might be something in that which has predetermined how much shall be paid by the people of Pittsburgh toward their schools as compared to other communities.

Mr. SCHMIDT. Mr. President, I had hoped to answer Senator Mahany immediately following his talk, but those very fine words of Senator Dent are very much appreciated by those of us who are from the city of Pittsburgh.

Senator Mahany, we in Allegheny County and Pittsburgh do not look upon this matter of schools as a partisan matter. Those of us from the County see eye-to-eye on this matter regardless of politics. The schools are no place for politics and those of us who are interested in the schools do not care to make it a political issue. This is neither Democratic thinking nor Republican thinking. We are thinking only of the children who are entitled to a good education in the city of Pittsburgh.

Mr. President, whatever I have said, and hope to say, is along that line. I am interested in schools, and schools do not teach politics. Schools are for the youngsters regardless of the political beliefs of their parents or of themselves.

Whether or not the present system of an appointive school board is the best thing for Pittsburgh, I have my ideas on that. Personally, I do not like the present appointive system which we have. We do have a high type citizen on our school board. I might say, from a political standpoint, that the majority of the members of our school board out there might be classified as members of the Republican Party. They are most vociferous in their requests to this Legislature that Pittsburgh be given House Bill No. 917 and that we forget the wage tax.

Mr. President, relative to the valuations which have been referred to by Senator Wagner, may I say that all of us have the highest regard for Senator Wagner and his committee and we know that he is not in any way trying to be prejudiced in this matter and there is no intention to reflect any prejudice upon him. He has a committee which is most important. The reimbursement of school districts, as we all know, has been guided by this formula. However, referring back to his figures on the city of Pittsburgh, those figures represent wealth in the city of Pittsburgh which is paying considerable sums of money not only to the city of Pittsburgh, but also into the coffers of the Commonwealth of Pennsylvania. Millions and millions of dollars from our corporations in Allegheny County and the city of Pittsburgh come to Harrisburg. That is the way we feel about this matter. After all, we are educating the children of the employees of those corporations. We are doing it and we are happy to do it, but the general over-all load on the owners of real estate is just a little too much for us to bear.

Mr. President, we are not asking for you to give us the same number of dollars and cents on the over-all picture that you give to the school district of the city of Philadelphia, but we are asking you to give us per teach-

ing unit reimbursement on the same basis that you are giving it to the city of Philadelphia. I could go into the inequities of the present system of reimbursement. All you have to do is to take and look at some of the reimbursements that have been made throughout the Commonwealth and those of you who would be impartial would say, "Well, there could be more local effort in this place or in that place." However, under the formula which you now have, because of the amounts of money that the State is mandated to pay back in reimbursement, you are destroying the incentive for local effort in a lot of those communities.

I do not want to embarrass a lot of the Senators sitting here by giving you some of the figures for some of the localities in their Districts that are receiving reimbursements of as high as sixty and seventy per cent of the entire cost of the operation of the school systems in those Districts. Yes, there are some districts that need reimbursement, but there are a lot of them that under our system of reimbursement, based only upon assessments and market valuations, are coming back to the local communities. I do not blame those localities in holding back their local effort in raising additional taxes.

Therefore, Mr. President, we say, give us House Bill No. 917 and defeat this bill, and give Pittsburgh the $800,000 which we feel we are not begging for. We do not come to you as beggars and we do not come to you and tell you that we are distressed school districts, as we know there are distressed school districts. We say to you, instead, that under present conditions, the tax load on the individual property owner in the city of Pittsburgh is too big a load and we ask you to help us out.

Mr. WAGNER. Mr. President, I just want the record to be straight. I do not desire to continue a cross-fire which would make this a battle. We are all after the same end result. However, I understand the Senator from Allegheny to say that the school management in Pittsburgh protested against this bill and wanted House Bill No. 917 to pass. I would like to suggest to the gentleman that when the Committee on Education evolved the process of bringing out House Bill No. 917 and also the authorization for a local tax in Pittsburgh, time out was taken from the committee meeting to contact the Pittsburgh School Board and the word from them was that they would be very happy if this opportunity were given them in order to have available more money for school purposes.

I do not want anybody in Pittsburgh to get the idea that this is being foisted upon them by some yokels out in the rural areas, Senator Schmidt, because this was a welcome proposal to those who know the school situation best as it exists in Pittsburgh.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—13

Berger,	Kessler,	Mallery,	Scott,
Diehm,	Madigan,	Peelor,	Stevenson,
Flack,	Mahany,	Propert,	Wagner,
			Whalley,

NAYS—29

Barr,	Harney,	Ruth,	Wade,
Blass,	Hays,	Schmidt,	Watkins,
Camiel,	Kopriver, Jr.	Seyler,	Watson,
Chapman,	McCreesh,	Silvert,	Weiner,
Dent,	McGinnis,	Stiefel,	Yosko,
Derk,	McPherson, Jr.	Taylor,	Fleming,
DiSilvestro,	Mullin,	Van Sant,	Presiding Officer
Donolow,	Pechan,		

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1023, entitled:

An Act amending the act of June 1, 1933 (P. L. 1172), entitled "Borough Rural State Highway Law" changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 2, page 7, by inserting between lines 9 and 10:

Nazareth Borough"

"Route . Beginning at a point on the westerly Upper Nazareth Township-Nazareth Borough Line at the terminus of Township Road 520, thence in a southeasterly and easterly direction over High Street to a point on Legislative Route 48043 in Nazareth Borough, Northampton County, a distance of about 1.0 mile."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 1023, Printer's No. 632, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 1024, Printer's No. 626, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1025, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law" changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, on behalf of Senator Pechan,

Senator Diehm and Senator Yosko, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1, page 4, by inserting between lines 11 and 12: "Route 48073. Beginning in the village of Riverton. thence in a general northerly direction through Upper Mount Bethel Township along the west bank of the Delaware River to a point of intersection with Legislative Route 517 in Northampton County, a distance of about [4.65] 8.65 miles"; Amend Sec. 1, page 3, by inserting between lines 12 and 13 the following: "[Route 36108. Beginning at an intersection with Route 36024 immediately northwest of the village of Wheatland Mills, and extending in a northeasterly direction through West Lampeter and East Lampeter Townships to an intersection with Route 36011, immediately south of Pequea School, in Lancaster County, a distance of about 1.6 miles]"; Amend Sec. 1, page 3, by inserting between lines 12 and 13 the following: "Route 36148. Beginning at a point on [the] Route 129 about one-half mile southeast [line] of Elizabethtown Borough thence in a [northeasterly] southeasterly direction through Mt. Joy Township and West Donegal Township to a point on Route [36004] 129 about 0.5 of a mile northwest of [Milton Grove] Florin in Lancaster County a distance of about [3.8] 3.2 miles"; Amend Sec. 2, page 6, by inserting between lines 10 and 11 the following: "Beginning at a point on Route 03024 near Bridgeburg thence northwesterly in East Franklin Township to Route 03022 near Montgomeryville in Armstrong County a distance of about 3 miles"; Amend Sec. 2, page 9, by inserting between lines 13 and 14 the following:

"Lancaster County

"Route . Beginning at a point on Route 215 at the intersection with Route 142 thence in a north and easterly direction over township road 551 to township road 698 thence south easterly over township road 698 to an intersection with Route 36183 in East Lampeter Township, Lancaster County a distance of about 1.7 miles"; Amend Sec. 2, page 10, line 9, by inserting after "ON": "Legislative Route 48071 near a point of intersection with"; Amend Sec. 2, page 10, lines 10 and 11, by striking out "at its intersection with township road No. 601"; Amend Sec. 2, page 10, line 11, by inserting after "thence": "in a"; Amend Sec. 2, page 10, line 11, by striking out "ON" and inserting in lieu thereof: "direction over"; Amend Sec. 2, page 10, lines 12 and 13, by striking out "No. 601 in Bushkill and Plainfield Townships to the" and inserting in lieu thereof: "601 to a point of"; Amend Sec. 2, page 10, line 13, by striking out "of township road No. 601 and" inserting in lieu thereof: "with"; Amend Sec. 2, page 10, line 14, by inserting after "166": "in Bushkill and Plainfield Townships"; Amend Sec. 2, page 10, line 15, by striking out "1.5" and inserting in lieu thereof: "1.6"; Amend Sec. 2, page 10, by inserting between lines 15 and 16: "Route . Beginning at a point of intersection on Legislative Route 48054, 0.1 mile northeast of Klecknersville, thence in a northwesterly and northerly direction over Township Roads 590 and 588 to a point of intersection with Legislative Route 48043, about 0.75 mile west of Point Phillip in Moore Township, Northampton County, a distance of about 1.7 mile.

"Route . Beginning at a point on Legislative Route 48042 about 0.2 mile west of Legislative Route 48100, thence southerly over Township Road 520 to a point of intersection with the westerly Upper Nazareth Township-Nazareth Borough Line in Bushkill and Upper Nazareth Township, Northampton County, a distance of about 1.0 mile."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 1025, Printer's No. 635, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1560, as follows:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This shall be administered by the Department of Agriculture of the Commonwealth of Pennsylvania

Section 2 Definitions When used in this act

(a) The term "person" includes individual partnership corporation firm association and agent

(b) The term "distribute' means to offer for sale sell barter or otherwise supply commercial feeds

(c) The term "sell" or "sale' includes exchange

(d) The term "commercial feed" means all materials which are distributed for use as feed for animals including poultry other than man including all ingredients entering into commercial feed except

(1) Unmixed whole seeds or grains and meals made directly from the entire seeds

(2) Unground hay

(3) Whole or ground straw stover silage cobs and hulls when not mixed with other materials

(e) The term "brand" means the term design or trademark and other specific designation under which an individual commercial feed is distributed and sold

(f) The term "label" or "tag" means a display of written printed or graphic matter attached to or upon the container in which a commercial feed is distributed

(g) The term "ton" means a net weight of two thousand (2,000) pounds avoirdupois

(h) The term "percent" or "percentage" means percentage by weight

(i) The term "official sample" means any sample taken by the Secretary of Agriculture or his agent

Section 3 Registration (a) Each brand of commercial feed shall be registered by the manufacturer or importer with the Department of Agriculture before being offered for sale sold or otherwise distributed The application for registration shall be submitted to the Secretary of Agriculture on forms which he shall supply and shall be accompanied by a fee of five dollars ($5.00) per brand and by a label or tag or other printed matter describing the product Upon approval by the Secretary of Agriculture a copy of the registration shall be furnished to the applicant All registrations shall expire on the thirty-first

day of December of each year The applicants shall include the following information

(1) The name and principal address of the person guaranteeing the commercial feed

(2) The name or the brand under which the commercial feed is to be sold

(3) The guaranteed analysis listing the minimum percentages of crude protein and crude fat and the maximum percentage of crude fiber except in case of products sold solely as mineral or vitamin supplements or combinations thereof in which case they need not show guarantees for protein fat and fiber

In the case of mineral feeds there shall be stated the maximum percentage of calcium (Ca), minimum percentage of phosphorus (P) and maximum percentage of salt (NaCl)

Other nutritional substances or elements determinable by laboratory methods may be guaranteed by permission of the Secretary of Agriculture When any such other items are guaranteed they shall be subject to inspection and analysis in accordance with methods and regulations prescribed by the Secretary of Agriculture

When the Secretary of Agriculture after holding a hearing finds that any claim for the presence of a specific nutritional substance including minerals vitamins or amino acids may be misleading unless specifically guaranteed as to the minimum quantity present or unless a specific minimum quantity of such substance is so present he may define the guarantee requirement or minimum quantity requirement that shall be present and include such definition or definitions in a definition of standards in the manner provided in section nine

(4) The name of each ingredient used in the commercial feed This statement shall show the official name of each ingredient which has been so defined by the Association of American Feed Control Officials or the common name of any ingredient not so defined

(b) A distributor shall not be required to register any brand of commercial feed which is already registered under this act by another person

(c) Changes in the guarantee of either chemical or ingredient composition of a commercial feed may be permitted provided satisfactory evidence is submitted showing that such changes would not impair the feeding value of the product for the purpose for which it is designed

(d) The Secretary of Agriculture is empowered to refuse registration of any application not in compliance with all of the provisions of this act and to cancel any registration when it is subsequently found to be in violation of any provision of this act or when he has satisfactory evidence that the registrant has used fraudulent or deceptive practices in attempted evasion of the provisions of the act or regulations thereunder Provided however That no registration shall be refused or cancelled until the registrant shall have been given opportunity to be heard before the Secretary of Agriculture

Section 4 Labeling (a) Any commercial feed offered for sale or sold or otherwise distributed in bags barrels or other containers shall have placed thereon or affixed thereto a label or tag upon which there appears in printed form in the English language the net weight and the information required by clauses (1) (2) (3) and (4) of subsection (a) of section three

(b) If commercial feed is distributed in bulk a written or printed statement of the net weight and the information required by clauses (1) (2) (3) and (4) of subsection (a) of section three shall accompany delivery and be furnished to the purchaser

Section 5 Feed Control Fees (a) In addition to initial annual registration fee of five dollars ($5.00) per brand each manufacturer or importer of commercial feeds shall pay annually to the Secretary of Agriculture for all commercial feeds offered for sale sold or otherwise distributed in this Commonwealth a feed control fee of two cents ($.02) per ton per brand of feed on all feeds distributed after December 31 1954 Provided That sales of commercial feeds (ingredients) to manufacturers or exchanges between them are hereby exempted from the feed control fee if the commercial feeds so sold are to be used solely in the manufacture of feeds which are registered and a declaration to this effect appears on the label Registration and control fees and fines when collected shall constitute a fund to be administered by the Secretary of Agriculture and to be used solely for the payment of the costs of inspection sampling analysis and other expenses necessary for the administration of this act

The Secretary of Agriculture is hereby authorized and empowered whenever he shall determine that the feed control fee provided in section five is yielding more than is required for feed control purposes to which the feed control fee is devoted to reduce the feed control fee for such period as he may deem necessary In the event that at any time after reduction of the feed control fee sufficient revenues are not being produced by the reduced fee the Secretary of Agriculture is empowered to restore in full or in part the feed control fee to such a rate as will in his judgement produce sufficient funds for control and enforcement of this act

(b) Payment of the feed control fee shall be evidenced by a statement under oath in due form of law of commercial feed distributed eogether with documents showing that fees corresponding to the tonnage were received by the Secretary of Agriculture Every manufacturer or importer who distributes commercial feed in this Commonwealth shall

(1) File not later than the last day of January of each year an annual statement under oath setting forth the number of net tons of commercial feeds distributed in the Commonwealth during the preceding twelve (12) month period which ended the thirty-first day of December and upon filing such statement shall pay the feed control fee at the rate stated in subsection (a) of this section

(2) Keep such records as may be necessary or required by the Secretary of Agriculture to indicate accurately the tonnage of commercial feed distributed in this Commonwealth The Secretary of Agriculture shall have the right to examine such records to verify statements of tonnage

Failure to make an accurate statement of tonnage or to pay the feed control fee or comply as provided herein shall constitute sufficient cause for the cancellation of all registrations on file for the distributor

Section 6 Adulteration No Person shall distribute an adulterated commercial feed A commercial feed shall be deemed to be adulterated

(a) When any poisonous deleterious or non-nutritive ingredient is present in sufficient amount to render it injurious to animal health

(b) When any valuable consistent has been in whole or part omitted or abstracted therefrom or any less valuable substance substituted therefor

(c) When its composition or quality falls below or differs from that which it is purported to be or is represented to possess

(d) When it contains added hulls screenings straw cobs or other high fiber material unless the name of each such material is clearly and prominently stated on the label

Section 7 Misbranding No person shall distribute misbranded feed A commercial feed shall be deemed to be misbranded

(a) When its labeling is false or misleading in any particular

(b) When it is distributed under the name of another feed

(c) When its container is not labeled as required in section four of this act and in regulations prescribed under this act

(d) When it purports to be or is represented as a commercial feed for which a definition of identity and standard of quality has been prescribed by a regulation issued by the Secretary of Agriculture unless it conforms to such definition and standard

(e) When any word statement or other information required by or under authority of this act to appear on the label or labeling is not prominently placed thereon with such conspicuousness as compared with other words statements designs or devices in the labeling and in such terms as to render it likely to be read and understood by the ordinary individual under customary condition of purchase and use

Section 8 Inspection Sampling Analysis (a) It shall be

the duty of the Secretary of Agriculture who may act through his authorized agent to sample inspect make analyses of and test commercial feeds distributed within this Commonwealth at such time and place and to such an extent as he may deem necessary to determine whether such commercial feeds are in compliance with the provisions of this act The Secretary of Agriculture individually or through his agent is authorized to enter upon any public or private premises during regular business hours in order to have access to commercial feeds subject to the provisions of this act and the rules and regulations pertaining thereto

(b) The methods of sampling and analysis shall be those adopted by the Secretary of Agriculture

(c) The Scretary of Agriculture in determing for administrative purposes whether a commercial feed is deficient in any component shall be guided solely by the sample as defined in subsection (i) of section two and obtained and analyzed as provided for in subsection (b) of this section

(d) When the inspection and analysis of an official sample indicate a commercial feed has been adulterated or misbranded the results of analysis shall be forwarded by the Secretary of Agriculture to the distributor and to the manufacturer or importer

Section 9 Regulations Standards Definitions The Secretary of Agriculture is hereby charged with the enforcement of the act and after due publicity and due public hearing is empowered to adopt and promulgate such regulations standards and definitions as may be necessary to carry into effect the full intent and meaning of this act

Section 10 Detained Commercial Feeds Withdrawal From Sale (a) When the Secretary of Agriculture or his authorized agent has reasonable cause to believe a commercial feed is being distributed in violation of any of the provisions of this act or of any of the prescribed regulations under this act he may issue and enforce a written or printed "withdrawal from sale" order warning the distributor not to dispose of the feed in any manner until written permission is given by the Secretary of Agriculture or the court The Secretary of Agriculture shall release the commercial feed so withdrawn when the provisions and reguations have been complied with and all costs and expenses incurred in the withdrawal have been paid If compliance is not obtained within thirty (30) days the Secretary of Agriculture may begin proceedings for condemnation

(b) Condemnation and confiscation Any lot of commercial feed not in compliance with the provisions of this act shall be subject to seizure on complaint of the Secretary of Agriculture to a court of competent jurisdiction in the area in which said commercial feed is located In the event the court finds the said commercial feeds to be in violation of this act and orders the condemnation of said commercial feed it shall be disposed of in any manner consistent with the quality of the commercial feed and the laws of the State Provided That in no instance shall the disposition of said commercial feed be ordered by the court without first giving the claimant an opportunity to apply to the court for release of said commercial feed to bring it into compliance with this act

Section 11 Penalties Any person who shall violate any of the provisions of this act or any regulation or order made pursuant to this act shall for the first or second offense upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than fifty dollars ($50-.00) nor more than one hundred dollars ($100.00) and costs of prosecution and in default of payment of such fine and costs shall be sentenced to undergo imprisonment in the county jail for not more than thtirty (30) days and for a third or subsequent offense if three offenses including the last offense are committed within one year shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than five hundred dollars ($500.00) nor more than one thousand dollars ($1,000.00) or to undergo imprisonment not exceeding one (1) year or both in the discretion of the court

Section 12 Publications The Secretary of Agriculture shall publish annually in such forms as he may deem proper information concerning the sales of commercial feeds together with such data on their production and use as he may consider advisable and a report of the results of the analyses of official samples of commercial feeds sold within the Commonwealth as compared with the analyses guaranteed in the registration and on the label Provided however That the information concerning production and use of commercial feeds shall not disclose the operations of any person

Section 13 Repealer The act approved the third day of May one thousand nine hundred nine (P. L. 395) entitled "An act regulating the sale of concentrated commercial feeding-stuffs also of condimental stock and poultry-food and patented proprietary or trade-mark stock and poultry-food possessing nutritive value combined with medicinal properties defining concentrated commercial feeding-stuffs prohibiting the adulteration of any feeding-stuffs sold offered or exposed for sale in this State with oat hulls ground corn cobs flax plant refuse elevator chaff cotton-seed hulls ground corn stalks rice hulls peanut hulls weed seeds or other similar adulterants providing for the collection of samples and analysis thereof by the Department of Agriculture and the publication of information concerning the same providing also for the expenses of the enforcement of the law fixing penalties for its violation and repealing act number two hundred and eleven (Pamphlet Laws one thousand nine hundred and seven page two hundred and seventy-three) entitled 'An act regulating the sale of wheat rye corn and buckwheat-bran and middlings or any admixture thereof' et cetera approved the twenty-eighth day of May one thousand nine hundred and seven" is hereby repealed

Section 14 This act shall become effective the first day of January one thousand nine hundred fifty-six

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1619, as follows:

An Act providing for the prevention and control of communicable and noncommunicable diseases including venereal diseases fixing responsibility for disease prevention and control requiring reports of diseases authorizing financial assistance to typhoid fever carriers and authorizing treatment of venereal diseases and providing for premarital and prenatal blood tests amend-

ing revising and consolidating the laws relating thereto and repealing certain acts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title

This act shall be known and may be cited as the "Disease Prevention and Control Law of 1955"

Section 2 Definitions

The following terms whenever used in this act have the meanings indicated in this section except where the context indicates a clearly different meaning

(a) Board The State Advisory Health Board

(b) Carrier A person who without any apparent symptoms of a communicable disease harbors a specific infectious agent and may serve as a source of infection

(c) Communicable Disease An illness due to an infectious agent or its toxic products which is transmitted directly or indirectly to a well person from an infected person animal or arthroped or through the agency of an intermediate host vector of the inanimate environment

(d) Department The State Department of Health

(e) Isolation The separation for the period of communicability of infected persons or animals from other persons or animals in such places and under such conditions as will prevent the direct or indirect transmission of the infectious agent from infected persons or animals to other persons or animals who are susceptible or who may spread the disease to others

(f) Local board or department of health The board of health or the department of public health of a city borough incorporated town or township of the first class or a county department of health or joint county department of health

(g) Local health officer The head of a local department of health

(h) Municipality A city borough incorporated town or township

(i) Quarantine The limitation of freedom of movement of persons or animals who have been exposed to a communicable disease for a period of time equal to the longest usual incubation period of the disease in such manner as to prevent effective contact with those not so exposed Quarantine may be complete or as defined below it may be modified or it may consist merely of surveillance or segregation

(1) Modified quarantine is a selected partial limitation of freedom of movement determined on the basis of differences in susceptibility or danger of disease transmission which is designed to meet particular situations Modified quarantine includes but is not limited to the exclusion of children from school and the prohibition or the restriction of those exposed to a communicable disease from engaging in particular occupations

(2) Surveillance is the close supervision of persons and animals exposed to a communicable disease without restricting their movement

(3) Segregation is the separation for special control or observation of one or more persons or animals from other persons or animals to facilitate the control of a communicable disease

(j) Regulation Any rule or regulation issued by the Board or any ordinance rule or regulation enacted or issued by any municipality or county department of health or joint county department of health pursuant to this act

(k) Reportable disease (a) Any communicable disease declared reportable by regulation (b) any unusual or group expression of illness which in the opinion of the Secretary may be a public health emergency and (c) such now communicable diseases and conditions for which the Secretary may authorize reporting to provide data and information which in the opinion of the Advisory Health Board are needed in order effectively to carry out those programs of the Department designed to protect and promote the health of the people of the Commonwealth or to determine the need for the establishment of such programs

(1) Secretary The State Secretary of Health

Section 3 Responsibility for Disease Prevention and Control

(a) Local boards and departments of health shall be primarily responsible for the prevention and control of communicable and non-communicable disease including control in public and private schools in accordance with the regulations of the Board and subject to the supervision and guidance of the Department

(b) The Department shall be responsible for the prevention and control of communicable and non-communicable disease in any municipality which is not served by a local board or department of health including disease control in public and private schools

(c) If the Secretary finds that the disease control program carried out by any local board or department of health is so inadequate that it constitutes a menace to the health of the people within or without the municipalities served by the local board or department of health he may appoint agents of the Department to supervise or to carry out the disease control program of the particular local board or department of health until he determines that the menace to the health of the people no longer exists and that the local board or department of health is able to carry out an adequate disease control program The Secretary shall require that any reasonable expenses incident to the administration of a local disease control program under this subsection which are incurred by the Department shall be paid to the State by the local board or department of health or by the municipalities or counties which it serves

Section 4 Reports

(a) Every physician who treats or examines any person who is suffering from or who is suspected of having a communicable disease or any person who is or who is suspected of being a carrier shall make a prompt report of the disease in the manner prescribed by regulation to the local board or department of health which serves the municipality where the disease occurs or where the carrier resides or to the Department if so provided by regulation

(b) The Department or local boards or departments of health may require the heads of hospitals and other institutions the directors of laboratories school authorities the proprietors of hotels roentgenologists lodging houses rooming houses or boarding houses nurses midwives householders and other persons having knowledge or suspicion of any communicable disease to make a prompt report of the disease in a manner prescribed by regulation to the local board or department of health which serves the municipality where the disease occurs or to the Department if so provided by regulation

(c) Local boards or departments of health shall make reports of the diseases reported to them to the Department at such times and in such manner as shall be provided for by regulation

(d) Every physician or every person in charge of any institution for the treatment of diseases shall be authorized upon request of the Secretary to make reports of such diseases and conditions other than communicable diseases which in the opinion of the Advisory Health Board are needed to enable the Secretary to determine and employ the most efficient and practical means to protect and to promote the health of the people by the prevention and control of such diseases and conditions other than communicable diseases the reports shall be made upon forms prescribed by the Secretary and shall be transmitted to the Department or to local boards or departments of health as requested by the Secretary

Section 5 Control Measures

Upon the receipt by a local board or department of health or by the Department as the case may be of a report of a disease which is subject to isolation quarantine or any other control measure the local board or department of health or the Department shall carry out the appropriate control measures in such manner and in such place as is provided by rule or regulation

Section 6 Financial Assistance to Typhoid Fever Carriers and to Persons Subject to Isolation and Quarantine

(a) Any person who is found by the Department or by a local board or department of health to be a carrier of typhoid fever shall be eligible for financial assistance if the restrictions imposed pursuant to regulation prevent such person from earning a livelihood in the occupation in which he is customarily engaged or in which he has been trained and as a result he is in need of assistance to enable him to maintain for himself and his dependents a decent and healthful standard of living

(b) Any person who is isolated or quarantined by the Department or by a local board or department of health shall be eligible for financial assistance if as a result of the isolation or quarantine he becomes unable to maintain for himself and his dependents a decent and healthful standard of living during the period of isolation or quarantine

(c) The assistance program under this section shall be administered by the Department in accordance with regulations issued by the Board in consultation with the State Department of Public Assistance setting forth the standards of eligibility the amount and duration of assistance and any other relevant matters Any local board or department of health may make recommendations to the Department for the granting of assistance to any person who is a resident of a municipality served by the local board or department of health

(d) The Secretary may on the basis of his own findings or upon recommendations of a local board or department of health suspend or terminate the assistance under this section if the recipient fails to comply with any of the restrictions imposed by regulation

(e) The Support Law of June 24 1937 (P L 2045) as amended and any reenactment thereof shall not apply to the assistance granted under this section

Section 7 Examination and Diagnosis of Persons Suspected of Being Infected with Venereal Disease Tuberculosis or any other Communicable Disease or of Being a Carrier

Whenever the Secretary or a local qualified medical health officer has reasonable grounds to suspect any person of being infected with a venereal disease tuberculosis or any other communicable disease or of being a carrier he shall require the person to undergo a medical examination and any other approved diagnostic procedure to determine whether or not he is infected with a venereal disease tuberculosis or any other communicable disease or is a carrier In the event that the person refuses to submit to the examination the Secretary or the local qualified medical health officer may (1) cause the person to be quarantined until it is determined that he is not infected with a venereal disease tuberculosis or any other communicable disease or of being a carrier or (2) file a bill in equity in the court of common pleas of the county in which the person is present to compel him to submit to the examination The court immediately shall order the person to undergo an examination which may be performed by a physician of his own choice at his own expense The examination shall include physical and laboratory tests performed in a laboratory approved by the Secretary and shall be conducted in accordance with accepted professional practices and the results thereof shall be reported to the local health board or health department on forms furnished by the Department of Health Any person refusing to undergo an examination as herein provided may be committed by the court to an institution in this Commonwealth determined by the Secretary of Health to be suitable for the care of such cases

Section 8 Venereal Disease

(a) Any person taken into custody and charged with any crime involving lewd conduct or a sex offense or any person to whom the jurisdiction of a juvenile court attaches may be examined for a venereal disease by a qualified physician appointed by the Department or by the local board or department of health

(b) Any person convicted of a crime or pending trial who is confined in or committed to any State or local penal institution reformatory or any other house of correction or detention may be examined for venereal disease by a qualified physician appointed by the Department or by the local board or department of health

(c) Any such persons noted in paragraph (a) or (b) of this section found upon such examination to be infected with any venereal disease shall be given appropriate treatment by duly constituted health authorities or their deputies or by the attending physician of the institution if any

Section 9 Diagnosis and Treatment of Venereal Disease

(a) Except as provided in subsection (b) of this section the Department shall provide or designate adequate facilities for the free diagnosis including blood and other tests of venereal disease and for the free treatment of persons infected with venereal disease when necessary for the preservation of the public health

(b) Upon approval of the Department any local board or department of health may undertake to share the expense of furnishing free diagnosis and free treatment of venereal disease or the local board or department of health may take over entirely or in part the furnishing of free diagnosis and free treatment of venereal disease with or without financial assistance from the Department

Section 10 Sale of Drugs for Venereal Diseases The sale of drugs or other remedies for the treatment of venereal disease is prohibited except under prescription of physicians licensed to practice in this Commonwealth

Section 11 Persons Refusing to Submit to Treatment for Venereal Diseases

(a) If the Secretary or any local health officer finds that any person who is infected with a venereal disease in a communicable stage refuses to submit to treatment approved by the Department or by a local board or department of health the Secretary or the local health officer may file a bill in equity in the court of common pleas of the county in which the person is present to commit such person to an appropriate institution designated by the Department or by the local board or department of health for safekeeping and treatment until the disease has been rendered non-communicable

(b) Any county jail or other appropriate institution may receive persons who are isolated or quarantined by the Department or by a local board or department of health by reason of a venereal disease for the purpose of safekeeping and treatment The Department or the local board or department of health shall reimburse any institution which accepts such persons at the rate of maintenance that prevails in such institution and shall furnish the necessary medical treatment to the persons committed to such institution

Section 12 Premarital examination for syphilis

(a) No license to marry shall be issued until there shall be in the possession of the clerk of the orphans' court a statement or statements signed by a duly licensed physician of the Commonwealth of Pennsylvania or of any other State or Territory or any commissioned medical officer in the United States Army Navy or Air Force or any physician of the Public Health Service of the Federal Government that the applicant within thirty days of the issuance of the marriage license has submitted to an examination to determine the existence or nonexistence of syphilis which examination has included a standard serological test or tests for syphilis and that in the opinion of the examining physician the applicant is not infected with syphilis or if so infected is not in a stage of the disease which is likely to become communicable The physician's statement shall be accompanied by a statement from the person in charge of the laboratory making the test or from some other person authorized to make such statement setting forth the name of the test the date it was made the name and address of the physician to whom a report was sent and the exact name and address of the person whose blood was tested but not setting forth the result of the test

(b) Any applicant for a marriage license who has been denied a physician's statement as required by this section shall have the right of appeal to the Department for a review of the case and the Department shall after appropriate investigation issue or refuse to issue a statement in lieu of the physician's statement required by subsection (a) of this section

(c) The statements required of the physician who examined the applicant and of the person in charge of the laboratory which made the serological or other test shall be uniform throughout the State and shall be upon forms

provided by the Department or upon any comparable forms provided by other states These forms shall be filed by the clerk of the orphans' court separately from the applications for marriage licenses and shall be regarded as confidential by any and every person whose duty it may be to obtain make transmit or receive such information or report

(d) It shall be unlawful for any applicant for a marriage license physician or representative of a laboratory to misrepresent any of the facts prescribed by this act or for any licensing officer failing to receive the statements prescribed by this act of having reason to believe that any of the facts therein have been misrepresented nevertheless to issue a marriage license or for any person to disrgard the confidential character of the information or reports required by this act or for any other person otherwise to fail to comply with the provisions of this section

(e) Any judge of an orphans' court within the county in which the license is to be issued is authorized and empowered on joint application by both applicants for a marriage license to waive the requirements as to medical examination laboratory tests and certificates and to authorize the clerk of the orphans' court to issue the license if all other requirements of the marriage laws have been complied with and the judge is satisfied by affidavit or other proof that the examination or tests are contrary to the tenets or practices of the religious creed of which the applicant is an adherent and that the public health and welfare will not be injuriously affected thereby

Section 13 Prenatal Examination for Syphilis

(a) Every physician who attends treats or examines any pregnant woman for conditions relating to pregnancy during the period of gestation or at delivery shall take or cause to be taken unless the woman dissents a sample of blood of such woman at the time of first examination or within fifteen days thereof and shall submit the sample to an approved laboratory for an approved serological tesst for syphilis All other persons permitted by law to attend pregnant women but not permitted by law to take blood samples shall unless the woman dissents likewise cause a sample of the blood of every such pregnant woman attended by them to be taktn by a physician licensed to practice in this Commonwealth and submit it to an approved laboratory for an approved serological test In the event of dissent it shall be the duty of the physician to explain to the pregnant woman the desirability of such a test The serological test required by this section shall be made without charge by the Department upon the request of the physician submitting the sample if he submits a certificate that the patient is unable to pay

(b) In reporting every birth and fetal death physicians and others required to make such reports shall state upon the certificate whether or not the blood test required by this section was made If the test was made the date of the test shall be given if the test was not made it shall be stated whether it was not made because in the opinion of the physician the test was not advisable or because the woman dissented

Section 14 Diagnostic Tests for Venereal Diseases For the purpose of this act a standard or approved test procedure for each of the venereal diseases shall be a test approved by the Department and if a laboratory test is part of the approved procedure it shall be made in a laboratory approved to make such tests by the Department

Section 15 Confidentiality of Reports and Records State and local health authorities may not disclose reports of diseases any records maintained as a result of any action taken in consequence of such reports or any other records maintained pursuant to this act or any regulations to any person who is not a member of the Department or of a local board or department of health except where necessary to carry out the purposes of this act State and local health authorities may permit the use of data contained in disease reports and other records maintained pursuant to this act or any regulation for research purposes subject to strict supervision by the health authorities to insure that the use of the reports and records is limited to the specific research purposes

Section 16 Rules and Regulations

(a) The Board may issue rules and regulations with regard to the following

(1) the communicable and non-communicable diseases which are to be reportable

(2) the methods of reporting of diseases the contents of reports and the health authorities to whom diseases are to be reported

(3) the communicable diseases which are to be subject to isolation quarantine or other control measures

(4) the duration of the periods of isolation and quarantine

(5) the enforcement of isolation quarantine and other control measures

(6) the immunization and vaccination of persons and animals

(7) the prevention and control of disease in public and private schools

(8) the regulation of carriers

(9) the advertisement of treatment prophylaxis diagnosis and cure of venereal diseases and the information which physicians must convey to persons being treated for a venereal disease in a communicable stage

(10) financial assistance for typhoid carriers

(11) the prevention and control of non-communicable diseases and

(12) any other matters it may deem advisable for the prevention and control of disease and for carrying out the provisions and purposes of this act

(b) The Secretary shall from time to time review the rules and regulations and make recommendations to the Board for any changes which he deems advisable

(c) Municipalities which have boards or departments of health or county departments of health may enact ordinances or issue rules and regulations relating to disease prevention and control which are not less strict than the provisions of this act or the rules and regulations issued thereunder by the Board Local ordinances rules or regulations relating to disease prevention and control which are in effect on the effective date of this act shall not be deemed to be repealed unless they are less strict than the provisions of this act or the rules and regulations issued thereunder by the Board

Section 17 Saving Clause

The provisions of this act so far as they are the same as those of acts repealed by this act are intended as a continuation of such acts and not as new enactments The provisions of this act shall not affect anything done or any right accrued or affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of any act repealed by this act All rules and regulations issued by the Board pursuant to any act repealed by this act shall continue until changed with the same force and effect as if such acts had not been repealed

Section 18 Severability

If any provision of this act or the application of any provision to particular circumstances is held invalid the remainder of the act or the application of such provision to other circumstances shall not be affected

Section 19 Penalties Prosecutions and Disposition of Fines

(a) Any person afflicted with communicable tuberculosis quarantined or caused to be quarantined in a State institution who leaves without the consent of the medical director of the institution is guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500) or undergo imprisonment for not less than thirty days nor more than six months or both

(b) Any person afflicted with communicable tuberculosis quarantined or caused to be quarantined under the provisions of this act in a State institution who leaves without the consent of the medical director of the institution may be apprehended and returned thereto by any sheriff constable or police officer or any health officer at the expense of the county

(c) Whoever delivers or causes to be delivered any alcoholic or other intoxicating or narcotic substance to any patient in any State sanatoria used for the treatment

of tuberculosis without the knowledge of the medical director thereof is guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than twenty-five dollars ($25) nor more than fifty dollars ($50) or to undergo imprisonment for not less than fifteen days nor more than three months or both

Section 20 Penalties Prosecutions and Disposition of Fines

(a) Any person who violates any of the provisions of this act or any regulation shall for each offense upon conviction thereof in a summary proceeding before any magistrate alderman or justice of the peace in the county wherein the offense was committed be sentenced to pay a fine of not less than twenty-five dollars ($25) and not more than three hundred dollars ($300) together with costs and in default of payment of the fine and costs to be imprisoned in the county jail for a period not to exceed thirty (30) days

(b) Prosecutions may be instituted by the Department by a local board or department of health or by any person having knowledge of a violation of any provisions of this act or any regulation

(c) Any fine imposed for a violation occurring in a municipality which has its own local board or department of health shall be paid to the municipality Any fine imposed for a violation occurring in a municipality served by a county department of health shall be paid to the county wherein the offense was committed All other fines shall be paid into the General Fund of the Commonwealth This disposition of fines shall be controlling regardless of the party instituting the prosecution

Section 21 Specific Repeals

The following acts and all amendments thereto are hereby repealed absolutely

(1) The act approved the first day of April one thousand eight hundred thirty-four (P. L. 161) entitled "An act to protect the citizens of this Commonwealth from injuries arising from Mad Dogs running at large"

(2) The act approved the fifth day of June one thousand nine hundred thirteen (P. L. 443) entitled "An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof"

(3) The act approved the twenty-sixth day of April one thousand nine hundred twenty-one (P. L. 299) Act No 150 entitled "An act requiring the examination and treatment for venereal diseases of prisoners convicted of crime or pending trial and authorizing the State Department of Health to make suitable rules and regulations for its enforcement"

(4) The act approved the sixteenth day of May one thousand nine hundred twenty-one (P. L. 636) entitled "A supplement to an act approved the twenty-second day of June one thousand eight hundred and ninety-one (P. L. three hundred and seventy-nine) entitled 'An act to provide for the selection of a site and the erection of a State asylum for the chronic insane to be called the State Asylum for the Chronic Insane of Pennsylvania and making an appropriation therefor' providing for the quarantine and for the reception detention care and treatment at said asylum of persons suffering with syphilis and for their commitment thereto and providing for the payment of the cost of commitment care and maintenance of such persons in the same manner as insane persons"

(5) The act approved the twenty-eighth day of June one thousand nine hundred twenty-three (P. L. 888) entitled "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulation of the Department of Health providing for the prevention of infection and prescribing penalties"

(6) The act approved the twenty-fourth day of March one thousand nine hundred twenty-seven (P. L. 60) entitled "An act to amend sections nine and ten of the act approved the twenty-eighth day of June one thousand nine hundred twenty-three (P. L. 888) entitled 'An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulation of the Department of Health providing for the prevention of infection therefrom and prescribing penalties' "

(7) The act approved the twentieth day of May one thousand nine hundred thirty-seven (P. L. 751) entitled "An act to amend sections one two three and section nine as amended of the act approved the twenty-eighth day of June one thousand nine hundred twenty-three (P. L. 888) entitled 'An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulation of the Department of Health providing for the prevention of infection therefrom and prescribing penalties' by eliminating lists of communicable diseases and giving authority to the Department of Health to declare by regulation what diseases are communicable or communicable and quarantinable shortening reports required of physicians in such cases clarifying the duration of placarding and empowering the Department of Health to obtain additional information from local health authorities"

(8) The act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 363) entitled "An act to amend sections two three four and six of the act approved the fifth day of June one thousand nine hundred and thirteen (P. L. 443) entitled 'An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof' by imposing duties on public health nurses social workers county medical directors and physicians and increasing penalties for violation of said act"

(9) The act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 808) entitled "An act for the prevention of congenital syphilis providing for and regulating the taking of serological tests of certain women pregnant with child and requiring notation thereof on the birth and stillbirth certificates of their children imposing duties upon the Department of Health and upon physicians and other persons attending women pregnant with child and imposing penalties"

(10) The act approved the eleventh day of April one thousand nine hundred forty-five (P. L. 203) entitled "An act to provide assistance for typhoid fever carriers and persons having typhoid fever carriers in their households and imposing certain responsibilities upon the Secretary of Health the Secretary of Public Assistance and the Secretary of Welfare in connection therewith"

(11) The act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 577) entitled "An act for the prevention control and cure of venereal diseases by requiring certain persons to submit to physical examination and blood tests providing for the treatment of certain persons requiring reports to be made to the State Department of Health imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations and to disseminate certain information regulating the advertisement and restricting the sale of certain drugs and remedies and imposing penalties"

(12) The act approved the eighth day of May one thousand nine hundred forty-seven (P. L. 177) entitled "An act to amend section two of the act approved the eleventh day of April one thousand nine hundred forty-five (P. L. 203) entitled 'An act to provide assistance for typhoid fever carriers and persons having typhoid fever carriers in their households and imposing certain responsibilities upon the Secretary of Health the Secretary of Public Assistance and the Secretary of Welfare in connection therewith' by fixing the date on which financial assistance shall begin"

(13) The act approved the tenth day of June one thousand nine hundred forty-seven (P. L. 491) entitled

"An act to amend section five of the act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 577) entitled 'An act for the prevention control and cure of venereal diseases by requiring certain persons to submit to physical examination and blood tests providing for the treatment of certain persons requiring reports to be made to the State Department of Health imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations and to disseminate certain information regulating the advertisement and restricting the sale of certain drugs and remedies and imposing penalties' authorizing county jails to receive persons under quarantine and providing for reimbursement by the Commonwealth"

(14) The act approved the twenty-fourth day of August one thousand nine hundred fifty-one (P. L. 1333) entitled "An act to amend sections one two three and five of the act approved the fifth day of June one thousand nine hundred and thirteen (P. L. 443) entitled 'An act for the prevention of blindness by requiring the reporting of cases of ophthalmia neonatorum (inflammation of the eyes of infants) by physicians midwives and others and requiring the reporting of results of treatment of each case of said disease and fixing a penalty for violation thereof' by adding county departments of health or joint-county departments of health to the health authorities to which cases of ophthalmia neonatorum must be reported"

(15) The act approved the twenty-sixth day of September one thousand nine hundred fifty-one (P. L. 1499) entitled "An act to amend sections one and two as amended sections four five six seven and eight and sections nine and ten as amended of the act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (P. L. 888) entitled 'An act to safeguard human life and health throughout the Commonwealth by providing for the reporting quarantining and control of diseases declared communicable by this act or by regulation of the Department of Health providing for the prevention of infection therefrom and prescribing penalties' by changing the method of approval of communicable disease regulations by the advisory health board and by adding counties which have established a county department of Health or joint-county department of health to the political subdivisions required or empowered to perform certain duties relating to the reporting quarantining and control of diseases declared communicable by law or regulation"

Section 22 General Repealer

All other acts and parts of acts inconsistent herewith are hereby repealed.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Dent,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 1849, Printer's No. 1604, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. STEVENSON. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 9, page 11, line 5, by striking out "soluable" and inserting in lieu thereof: "soluble"; Amend Sec. 9, page 11, line 7, by inserting after "fertilizers:" "nor to any fertilizer materials in which the source of nitrogen, available phosphoric acid and soluble potash are derived solely from organic materials."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. STEVENSON. Mr. President, I ask unanimous consent that House Bill No. 1977, Printer's No. 1653, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chairs hears none.

REPORTS FROM COMMITTEE

Mr. BLASS. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BLASS, from the Committee on Judiciary General, reported as committed, House Bill No. 1845, entitled:

An Act amending the act of June 20 1919 (P L 521) entitled as amended "Transfer Inheritance Tax Law," changing the tax rate on property transferred to lineal descendants of adopted children.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 1890, entitled:

An Act reenacting and amending the act of September 26 1951 (P L 1518) entitled "Trademarks Registration Act," extending the act to service-marks used to identify certain services and distinquish them from others.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 1946, entitled:

An Act amending the act of May 5 1921 (P L 374) entitled "An act providing for the licensing and regulation of corporations copartnerships associations and individuals engaged in the business of receiving payments or contributions to be held or used in any plan of accumulation or investment or of issuing negotiating offering for sale or selling any certificates securities contracts or other choses in actions evidenced by writing on the partial payment or installment plan or of assuming fixed obligations or issuing in connection therewith . . ." authorizing deposit of bonds of authorities created by the State or political sub-divisions as security for licensure.

He also, from the Committee on Judiciary General,, reported as committed, House Bill No. 1972, entitled:

An Act amending the act of September 26 1951 (P L 1505) entitled "An act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of non-payment" authorizing the giving of notice by certified mail return receipt requested.

BILLS INTRODUCED AND REFERRED

Mr. DONOLOW. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. DONOLOW, DENT, MAHANY and WATKINS read in place and presented to the Chair Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August, one thousand nine hundred fifty-five (Pamphlet Laws) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions; . . . "by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

Which was committed to the Committee on Law and Order.

Mr. DENT. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. DENT and MAHANY read in place and presented to the Chair Senate Bill No. 1063, entitled:

An Act amending the act of June 4, 1945 (P. L. 1388) entitled "Administrative Agency Law" changing provisions relating to regulation of administrative agencies of this Commonwealth.

Which was committed to the Committee on State Government.

Messrs. DENT, YOSKO and SCOTT read in place and presented to the Chair Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth; creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting, encouraging and financing research in the field of mental health; providing for the administration and operation of the Foundation.

Which was committed to the Committee on Public Health and Welfare.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, this resolution which I am about to introduce constitutes a new assignment to the Joint State Government Commission. It deals with the sales and the brands of liquors in our Pennsylvania Liquor Control Board monopoly.

SENATE CONCURRENT RESOLUTION

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO MAKE A THOROUGH AND COMPREHENSIVE SURVEY OF THE PURCHASING METHODS OF THE PENNSYLVANIA LIQUOR CONTROL BOARD

Mr. STIEFEL. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. IS there objection? The Chair hears none.

Mr. STIEFEL offered the following resolution which was twice read as follows:

In the Senate, April 3, 1956.

Whereas, The Pennsylvania Liquor Control Board, an independent administrative agency, regulates the sale, manufacture, possession, transportation, inportation, traffic in, and use of alcohol, and alcoholic and malt or brewed beverages; and

Whereas, It has the right to determine the nature, form, and capacity of all packages and original containers used for liquor, alcohol, and malt or brewed beverages; and

Whereas, Not only private citizens, but clubs, hotels, and restaurants with licenses to sell liquor by the drink are obliged to purchase their supplies at the State Stores; and

Whereas, The Board is said to be the largest buyer of liquor in the world, with total cash receipts for the biennium ended May 31, 1955 of $470,000,000—$424,000,000 of which was derived from the sale of liquor; and

Whereas, Modern and efficient purchasing methods are essential if the interests of clubs, hotels, restaurants, and the public at large be adequately served; therefore be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission be directed to make a thorough and comprehensive survey of the purchasing methods of the Pennsylvania Liquor Control Board and of similar boards in other states; and be it further

Resolved, That the Joint State Government Commission report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry the recommendations into effect.

RULE 39 SUSPENDED

Mr. STIEFEL. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, inasmuch as this resolution would authorize the Joint State Government Commission to make a study of the purchasing methods of the Liquor Control Board, and since I understand that if the bill of Senator Dent's and mine is enacted into law, all the Members of the Legislature will be Members of the Joint State Government Commission and also that the standing committees of the House and Senate will function in the interim, I believe this would be a job that could be very well done by one of these committees.

Therefore, Mr. President, I will not object to its immediate consideration.

SENATE CONCURRENT RESOLUTION, SERIAL No. 172, ADOPTED

Mr. STIEFEL. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. MAHANY. Mr. President, I second the motion for the adoption of this resolution, and I ask my colleagues to vote for it.

On the question,

Will the Senate agree to the resolution?

The resolution was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORT FROM COMMITTEE

Mr. STEVENSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. STEVENSON, from the Committee on Local Government, reported as committed, Senate Bill No. 1055, entitled:

An Act amending the act of June 7, 1901 (P. L. 491) entitled "An act authorizing municipalities to define and fix the terms for the use of public parks, or grounds of any kind, for railroad purposes," extending such authority.

PERMISSION TO ADDRESS SENATE

Mr. SEYLER asked and obtained unanimous consent to address the Senate.

Mr. SEYLER. Mr. President, recently we passed Senate Bill No. 215 which, in my opinion, was a very constructive piece of school legislation. As you know, in the provisions of this bill, it permits the State to participate in the financing of school buildings constructed by the method of using the sinking fund of a district, as well as by the use of an authority. There is, however, one defect in this bill, I believe, which needs remedy. Although the time is late in this Session, I think this is a bill which well deserves our attention.

Second class school districts in the Commonwealth, Mr. President, are not members of county boards. They have no representation on county boards and, therefore, have no share in drawing up county plans. According to the provisions of Senate Bill No. 215, which was passed, it is necessary for a second class school district, in order to avail itself of the assistance offered in this bill, to conform to county plans. That means they would have to conform to a plan in which they had no share in the making of it. Second class school districts are not represented on county boards.

The purpose of the bill that I am offering, Mr. President, is to correct that situation, to make the second class school districts conform in every detail to the same standards set up for any school district except that they would not need to have the approval of the county board of which they are not a part. I believe this is an important bill and I hope, in spite of the lateness of the Session, it will receive consideration from the committee.

BILL INTRODUCED AND REFERRED

Mr. SEYLER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. SEYLER read in his place and presented to the Chair Senate Bill No. 1065, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

Which was committed to the Committee on Education.

SECOND READING CALENDAR

BILL OVER IN ORDER TEMPORARILY

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 324, Printer's No. 546, on second reading, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 517, Printer's No. 634; and
Senate Bill No. 816, Printer's No. 369.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS POSTPONED

Mr. PECHAN. Mr. President, I move that House Bill No. 983, on second reading, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" including within the definition of "Commercial Motor Vehicles" and excluding from the definition of "Motor Omnibus" buses transporting pupils of private and parochial schools and Sunday school children and by regulating the use of commercial motor vehicles

be placed on the Second Reading Postponed Calendar.

Mr. WADE. Mr President, I second the motion.

The motion was agreed to.

Mr. PECHAN. Mr. President, I move that House Bill No. 984, on second reading, entitled:

An Act amending the act of May 28 1937 (P. L. 1053) entitled "Public Utility Law" excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicle

be placed on the Second Reading Postponed Calendar.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near the City of Chester Delaware County thence in a general northerly direction to connect with the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable and conferring powers and imposing duties on the Pennsylvania Turnpike Commission * * *

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1044, entitled

An Act amending the act of July 1, 1937 (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission * * *" further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 1021 CALLED UP

Mr. PECHAN. Mr. President, I call up from page 1 of today's Final Passage Calendar, Senate Bill No. 1021, Printer's No. 587, which went over in its order temporarily.

FINAL PASSAGE CALENDAR

BILL ON FINAL PASSAGE

Agreeably to order,

Tthe Senate resumed the consideration of Senate Bill No. 1021, as follows:

An Act authorizing the recovery of damages from parents of children destroying property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Commonwealth its political subdivisions and any person whose property is wilfully or maliciously destroyed by a child under the age of eighteen years may recover from his parents actual damages to the property in an amount not to exceed one hundred fifty dollars ($150) in an action in assumpsit if he is living with his parents at the time the property is destroyed

On the question,

Shall the bill pass finally?

Mr. SCHMIDT. Mr. President, I hope that the Senate will be patient with me. I had not thought that Senate Bill No. 1021 would come up today. Had I known it, probably I would not have spoken so long on the Allegheny County bill. However, as you gentlemen know, when Senate Bill No. 1021 was on the Calendar a couple of weeks ago, I stood in opposition to this bill.

Mr. President, we have in Pennsylvania a system of Juvenile Courts. We have set it up and we have given that system a method by which it should operate. Once you start to peck away at the right of the Juvenile Court and once you start to impose certain exceptions to the law and start to set up new remedies, then you begin to break down the system of the Juvenile Court. So that I may be perfectly understood, I am just as much interested in punishment of vandalism by juveniles as is the sponsor of this bill. I might also say that I feel that the sponsor of the bill is very sincere in his sponsorship of this type of legislation. I believe that he thinks that this is the answer to a problem. I, just as sincerely, feel that this is not the answer to the problem. I feel that we are interfering with the functioning of the Juvenile Court system.

This is a novel piece of legislation in so far as Pennsylvania jurisprudence is concerned. Up until this bill came on the Calendar, Pennsylvania, as a common law State, recognized that you cannot hold parents of minors to be responsible for the wrongs of those minors. In espousing this type of legislation, you are absolutely attempting to change a system that has long been a part of the jurisprudence of the Commonwealth of Pennsylvania. You are also changing it in another way. You are taking an action that is known as a tort, a wrongful doing in Pennsylvania, and you are making the method of recovery which is a method that is known as a method in contract, an action in assumpsit, based upon some sort of an oral or written agreement to do or pay something. You are saying to the parents of the youths in Pennsylvania that if their children, through their misbehavior,—and God, alone, knows that none of us can predict the behavior of not only juveniles, but of adults themselves—should commit a willful and a deliberate depredation upon property of the people of Pennsylvania, then you, the parents, will be liable in an action of assumpsit to the extent of $150.

First of all, you and I know that most of these depredations, which the good Senator is trying to stop, result in damage amounting to thousands of dollars. School houses, public buildings or anything that has to do with public property have been damaged by vandalism by adults as well as juveniles to the extent of thousands of dollars. By this legislation, you propose to stop it in the future by saying to the parents of the children of this Commonwealth that if you do not watch your child twenty-four hours a day, be with him in every place that he goes, be in his company wherever he goes, and if your child should go berserk and damage public property, then you, the parent, by reason of the fact that you brought into this world a child, will be responsible to the extent of $150. You may be sued in that squire's office in the neighborhood or you may be taken to some squire in some neighboring neighborhood, and he is to determine whether or not your child, who may be among several children who committed this depredation, was the one who did it; that he did it willfully and maliciously and yet you are responsible for the payment of those damages.

We, in Pittsburgh, pride ourselves on a Juvenile Court that we feel has answered a much needed purpose in our community. Our authorities in that Juvenile Court have been pretty well able to handle this juvenile problem. They not only have authority over the juvenile himself, but where they feel that the parent is responsible by reason of willful neglect, then that parent can be punished. Many of you do not realize that that parent can be punished to the extent of being sent to jail by that Juvenile Court.

That Juvenile Court, in its infinite wisdom, also has the right to say to a parent, "You are responsible for the behavior of this child and we expect you to pay the damages." It may amount to perhaps more than $150. If the parent does not pay it, the court can say, "We are going to take this child of yours away from you. You have not shown ability to control your child and you are going to share the responsibility of paying the

damage that that child committed." They can tell the parent, if he does not do it, that the court feels that the child should be committed to an institution where the State will supply a parent to direct the activities of that child.

By doing this, you are going to set up a system of Juvenile Courts in the offices of your justices of the peace in the Commonwealth of Pennsylvania. Before long, after you have done this, somebody else is going to get a brain child and some other piece of legislation that they think will be deterrent to juvenile delinquency will be presented. Maybe this Legislature will see fit to pass it and before long, you will have tied the hands of the authorities of the Juvenile Court.

So I say to you gentlemen of this Senate, think well before you vote on this bill. Think of the consequences that will happen to our system of juvenile jurisprudence as well as to our general system of jurisprudence dealing with the question of damages, of negligence, of torts and the fact that you are going to set up an action known as assumpsit, which is actually an action in trespass. I think, too, that the courts might have some say if this act passes, and is signed by the Governor, as to whether or not this type of legislation is constitutional.

As I said, I know that the sponsor is sincere in his thought that this may be a deterrent. I have been told that this legislation is also the brain child of a well known veterans organization, which organization I respect. However, I say rather than try to correct this by this type of legislation, we should increase the laws giving further authority to Juvenile Courts and let the Juvenile Courts handle this matter in line with the entire problem of juvenile delinquency. If you do that, you will be giving greater consideration to the interest of the children and the parents of this Commonwealth than if you pass this type of legislation.

Mr. PECHAN. Mr. President, I do not want to prolong this debate—my illustrious leader here says "don't"—but I am going to. Senator Dent says I am going to lose a vote. However, this is one time when a dentist is going to try and clear up some things for a lawyer about some legal language contained in Senate Bill No. 1021.

As I understand it, Mr. President, Senate Bill No. 1021 does not take away any of the rights which now exist under our common law. People can recover damages up to $1,000 under common law. We had the example of the killing of a very famous and very expensive steer, and under the common law that damage could be recovered.

The reason I introduced Senate Bill No. 1021 was because I was encouraged by reading and learning that in Michigan, where this law has been in effect for just two years, juvenile delinquency has been redeuced as much as fifty and sixty per cent. If this bill will do that, then I consider it a worth-while measure.

Mr. President, I do not care what Senator Schmidt says about Juvenile Courts. If this law can reduce juvenile delinquency in Michigan, it can do it in Pennsylvania.

I want to say, as I said the other day, Mr. President, that if people can recover damages done by animals, such as damages done by a cat or a dog in gardens, then I say people should be responsible for the damages that their children willfully make. I think the effect this will have on a child, when he realizes that the parent is responsible to the extent of $150 and the parent may take away the child's weekly allowance because of damage done to other people's property, is that it will make that child think twice before he gangs up with a group of other children and goes into school houses and upsets desks, tears books and maybe breaks windows or any of the damages that children are doing now. The children think that this destruction is only a prank because nobody is penalized. They get a little tongue lashing from some judge or some social worker and that is the end of it. Then they turn around the next week and do the same thing over again.

Incidentally, Mr. President, the bill as originally written provided for the recovery of damages to the extent of $300, but the committee saw fit to reduce this amount to $150 and I agreed to it.

That is about all I have to say regarding this bill. However, there is one more thing I want to say, Mr. President, and that is we have seen in the papers, and heard on the radio, that a lot of this juvenile delinquency is caused by the delinquency of the parents themselves.

Mr. SILVERT. Mr. President, Mr. Schmidt may have been right on his Allegheny legislation, but I do feel that he is wrong in his arguments against this bill.

I am not going to speak long, Mr. President, because we discussed this bill at length some two weeks ago. I do know, however, that vandalism and juvenile delinquency are serious problems in Philadelphia. I do know that our board of education and a great majority of the city of Philadelphia, feels that legislation of this type will help to reduce vandalism and juvenile delinquency.

Senator Schmidt said that this legislation will not cure juvenile delinquency. There is not one single piece of legislation which can be a cure-all. All we expect this legislation to do is to help the situation.

Therefore, Mr. President, I feel we ought to pass this legislation. It is good sound legislation and it will not interfere with the duties of our Juvenile Courts at all.

Mr. DENT. Mr. President and Members of the Senate, when this bill was up before, I made a short talk on its provisions and if you will recollect, I voted against it.

On Saturday morning of this past week, a respected citizen of my community, C. Ward Eicher, eighty years of age and First Assistant District Attorney of Westmoreland County for many years, who devoted the major part of a lifetime of public work to the question of juveniles and the problems of youth, called me and asked me to reconsider my vote on this legislation. He gave me some strong, logical arguments based upon years and years of experience. I promised him that before I voted, I would call him and let him know what my final decision was.

Within an hour after he talked to me, C. Ward Eicher, had a fatal heart attack and died. I feel, in a matter of conscience here today, that I am going to reverse my position on this legislation and out of the memory of his request, and the many years he devoted to the study of this problem, I intend to vote "aye."

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—38

Barr,	Haluska,	Peelor,	Van Sant,
Berger,	Hays,	Propert,	Wade,
Blass,	Harney,	Ruth,	Wagner,
Camiel,	Kessler,	Scott,	Watkins
Chapman,	Kopriver, Jr.,	Seyler,	Watson,
Dent,	Madigan,	Silvert,	Weiner,
Derk,	Mahany,	Stevenson,	Whalley,
DiSilvestro,	Mallery,	Stiefel,	Yosko,
Donolow,	McPherson, Jr.,	Taylor,	Fleming,
Flack,	Pechan,		Presiding Officer

NAYS—4

Diehm,	McCreesh,	McGinnis,	Schmidt,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE BILL No. 223 CALLED UP

Mr. PECHAN. Mr. President, I call up from page 2 of today's Third Reading Calendar, Senate Bill No. 223, Printer's No. 624, which went over in its order temporarily.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I now ask unanimous consent that Senate Bill No. 223, Printer's No. 624, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE BILL No. 324 CALLED UP

Mr. PECHAN. Mr. President, I call up from page 5 of today's Second Reading Calendar, Senate Bill No. 324, Printer's No. 546, which went over in its order temporarily.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I now ask unanimous consent that Senate Bill No. 324, Printer's No. 546, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

RECESS

Mr. PECHAN. Mr. President, I move that the Senate do now take a recess for fifteen minutes, for the purpose of holding a meeting of the Committee on Highways.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

BILLS INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanmous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. LANE read in place and presented to the Chair Senate Bill No. 1066, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of California State Teacher College, to acquire tracts of land for the use of California State Teachers College, and making an appropriation.

Which was committed to the Committee on State Government.

Mr. WAGNER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WAGNER read in place and presented to the Chair Senate Bill No. 1067, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" clarifying provisions relating to school directors, county superintendents, assistant county superintendents, supervisors of special education, district superintendents and payment of certain salaries.

Which was committed to the Committee on Education.

RULES COMMITTEE OF SENATE TO CONSIDER ALL BILLS, WITH THE EXCEPTION OF APPROPRIATION BILLS

Mr. DENT. Mr. President and Members, last week it was the thought of the leadership on both sides that a special committee ought to take charge of all the bills coming from the House and being introduced at this time, with the exception of appropriation bills, in order to expedite the adjournment sine die. However, after considerable discussion and reverting back to the historical procedure in this Senate, I would like to now make a motion which will supersede the motion made last week, to wit:

Mr. President, I now move that all bills introduced in the Senate and returned from the House for any action required by the Senate, with the exception of appropriation bills, be referred to the Committee on Rules in the Senate.

Mr. TAYLOR. Mr. President, I second the motion.

The PRESIDING OFFICER. It has been moved by Senator Dent, and second by Senator Taylor, that all bills introduced at this time or coming from the House, with the exception of appropriation bills, be referred to the Committee on Rules.

On the question,

Will the Senate agree to the motion?

The motion was agreed to

PERMISSION TO ADDRESS SENATE

Mr. Dent asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members, I am going to present a bill at this time, on which I would like to have immediate consideration. The bill was prepared at the direction of the Budget Secretary of the Commonwealth and authorizes the borrowing of $75,000,000, or any part thereof, from the Motor License Fund and the transfer of such money to the General Fund.

The borrowed money is to be used for the payment of ordinary and usual expenses of State government and is to be returned to the Motor License Fund in accordance with the provisions of Article IX, Section 18, of the Constitution. The bill would become effective the first day of June, 1956.

Mr. President, the borrowing of this money will enable the government to postpone as long as possible,

and if not avoid, the issuance of tax anticipation notes. As you all know, the rate of interest has increased rapidly on the tax anticipation notes. We have discovered that under Aritcle IX Section 18, of the Constitution, we can take unexpended funds from the Motor License Fund, but the constitutional amendment provides for the manner in which the money must be returned.

I am going to ask that this bill be given very serious and early consideration in order that we can forestall the issuance of tax anticipation notes, thereby costing the State government a great deal more money.

BILL INTRODUCED AND REFERRED

Mr. DENT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. DENT. read in his place and presented to the Chair Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

Which was committed to the Committee on Rules.

REPORT FROM COMMITTEE

Mr. WHALLEY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WHALLEY, from the Committee on Highways, reported as committed, House Bill No. 1010, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code," authorizing erection of warning or protective devices during work on highways.

He also, from the Committee on Highways, reported as committed, House Bill No. 1269, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code," authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof.

He also, from the Committee on Highways, reported as committed, House Bill No. 1735, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code," further regulating the speed of certain vehicles.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 736, entitled:

An Act amending the act of June 27 1923 (P. L. 858) entitled "State Employes' Retirement Law," extending the act to registers of wills to the extend they are compensated by the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1010, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code," authorizing erection of warning or protective devices during work on highways.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1017, entitled:

An Act amending the act of March 31 1949 (P. L. 372) entitled "The General State Authority Act of 1949" authorizing the issuance of bonds for refunding purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1048, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206), entitled "The First Class Township Code," requiring entrance of bond in appeals from board of adjustment, rulings affecting zoning regulations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1055, entitled:

An Act amending the act of June 7, 1901 (P. L. 491) entitled "An act authorizing municipalities to define and fix the terms for the use of public parks, or grounds of any kind, for railroad purposes," extending such authority.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929," providing for the establishment by the Department of Property and Supplies of standards for the design construction repair alteration equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein repealing inconsistent legislation directing the Department of Property and Supplies to make a report to the next General Assembly and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1116, entitled:

An Act enabling governing bodies of cities of the second class A to establish by ordinance the requirements of responsible bidders for city printing.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1150, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law," defining employes of the Pennsylvania Tunnel Commission as State employes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1269, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code," authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1604, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania for the payment of the cost of construction and equipment of the new girls' dormitory.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1735, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code," further regulating the speed of certain vehicles.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1781, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code," enabling county commissioners to establish by resolution the requirements of responsible bidders for county printing.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1845, entitled:

An Act amending the act of June 20, 1919 (P. L. 521) entitled as amended "Transfer Inheritance Tax Law," changing the tax rate on property transferred to lineal descendants of adopted children.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1890, enittled:

An Act reenacting and amending the act of September 26, 1951 (P. L. 1518) entitled "Trademarks Registration Act," extending the act to service-marks used to identify certain services and distinguish them from others.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1946, entitled:

An Act amending the act of May 5, 1921 P. L. 374) entitled "An act providing for the licensing and regulation of corporations copartnerships associations and individuals engaged in the business of receiving payments or contributions to be held or used in any plans of accumulation or investment or of issuing negotiating offering for sale or selling and certificates securities contracts or other choses in actions evidenced by writing on the partial payment or instalment plan or of assuming fixed obligations or issuing in connection therewith . . .," authorizing deposit of bonds of authorities created by the State or political sub-divisions as security for licensure.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1972, entitled:

An Act amending the act of September 26, 1951 (P. L. 1505) entitled "An act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment" authorizing the giving of notice by certified mail return receipt requested.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2021, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code," providing for the fixing of compensation for officers whose salaries are not prescribed by law.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2023, entitled:

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage and expenses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2024, entitled:

An Act making an appropriation to the Department of Forests and Waters for the development of Erie Harbor and Land adjacent thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2082, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled: "Second Class County Code," authorizing employes of the Commonwealth of Pennsylvania cities of the second and third class boroughs and townships upon application to become members of the county retirement system upon becoming county employes providing for payments by the employes and former employes into the county retirement fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADDITIONAL SPONSOR ADDED

The PRESIDING OFFICER. The Chair wishes to announce that the name of Senator Haluska has been added to Senate Bill No. 1059, with the permission of the other co-sponsors of the bill.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Wednesday, April 4, 1956, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. DIEHM. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:45 o'clock, p. m., Eastern Standard Time, until Wednesday, April 4, 1956, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, April 3, 1956

The House met at 10:00 a. m.

Mr. JOHNSON IN THE CHAIR

The SPEAKER pro tempore. The Speaker has requested the present occupant of the Chair to preside temporarily.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

O Christ, Thou Who art the King of the kingdom that hath no end, we invoke Thy blessing of strength and life and redeeming grace to rest upon these Representatives and all the employes of this free Assembly.

O Lord, Thou Who art life and immortality, we thank Thee for the shining fact of Thy resurrection, for the radiant reality of the assurance of a living Christ and that even as He rose from the dead, we also shall rise.

God grant that we may so live with that unconquerable spirit in our souls that we shall do that which is pleasing in Thy sight.

Praise be to Thee, our matchless King through all eternity. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. If there is no objection, the approval of the Journal for Monday, April 2, 1956 will be postponed until printed. The Chair hears none.

Mr. READINGER. Mr. Speaker, I rise for the purpose of requesting a recess in order to hold a Democratic Caucus immediately. I would suggest that the recess extend until 1:00 p. m.

I would request the Members to report to the Democratic Caucus Room immediately upon the calling of the recess.

Mr. CHARLES C. SMITH. Mr. Speaker, there will also be a Republican Caucus at the same time. May I ask the Majority Leader what time he said it will be?

Mr. READINGER. Mr. Speaker, I suggested we have the caucus immediately, but that we recess until 1:00 o'clock in order that the Members might be given sometime to eat before they return.

Mr. CHARLES C. SMITH. I would ask then, Mr. Speaker, that the minority Members immediately go to caucus.

I think it might be advisable too, in view of the fact that it is raining outside and the cafeteria will be rather jammed before 12:00 to suggest that around 1:00 o'clock would be a better time to go down to the cafeteria. If we caucus immediately, we can eat lunch immediately afterward.

RECESS

The SPEAKER pro tempore. If there is no objection, the Chair will declare a recess until 1:00 p. m. for the purpose of holding a Democratic and a Republican Caucus. The chair hears none and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

BILLS INTRODUCED AND REFERRED

By Mr. POLEN. HOUSE BILL No. 2102.

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-five.

Referred to the Committee on Appropriations.

Br. Messrs. A. PATRICK BRENNAN and THOMAS H. W. JONES HOUSE BILL No. 2103.

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers and employes' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or with-

out fiduciary powers, of private bankers and employes' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations, employes' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons, restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," limiting the establishment and maintenance of branch banks.

Referred to the Committee on Rules.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Johnson for Mr. LEISEY for the week because of illness.

Mr. Breisch for Mr. KEHLER for today's session because of illness.

Mr. Wilt for Mr. GIBB for today's session.

Mr. Lippincott for Mr. CONNELLY because of illness.

PERMISSION TO ADDRESS HOUSE

Mrs. VARALLO asked and obtained unanimous consent to extend her remarks in the record with reference to House Resolution No. 131 as follows:

I. ANALYSIS OF RELEVANT LEGAL ISSUES.

The basic procedure for state regulations, examination, qualification and licensing of physicians in Pennsylvania is set forth in the Medical Practice Act of 1911 which establishes a Board of Medical Education and Licensure within the Department of Public Instruction. The powers and duties of this administrative tribunal and the manner in which it is to exercise these delegated functions are contained within its several provisions; the Medical Practice Act establishes the size and composition of the Board, formulates working rules relating to quorums, and describes the various functions to be carried out by the members thereof. The Act provides that "the Department of Public Instruction shall have the power, and its duty shall be . . . to determine, value, standardize, and regulate the preliminary education, both secondary and collegiate, of those to be hereafter admitted to the practice of medicine, dentistry, and pharmacy in this Commonwealth." As one of fifteen administrative bodies with the Department of Public Instruction, the Board of Medical Education and Licensure is charged with the duty of determining the professional status of the various medical schools whose graduates seek licenses to engage in the practice of medicine within the Commonwealth.

"It shall be the duty of the Board (of Medical Education and Licensure) in its discretion, periodically to ascertain the character of the instruction and the facilities possessed by each of the various medical educational institutions and hospitals desiring interns, either chartered under the laws of this Commonwealth or operating therein, for the teaching of the various departments of medicine in accordance with the requirements of this act. It shall further be the duty of the board (of Medical Education and Licensure) by inspection and otherwsie, to ascertain the facilities and qualifications of medical institutions, colleges, or hospitals outside this Commonwealth, whose graduates or internes desire to obtain medical licensure in this state. (Italics supplied.) Purdon's Pennsylvania Statutes, Title 63, S. 402.

The Medical Practice Act of 1911 is not a sweeping delegation of power to an administrative tribunal nor are its mandates vague directives violative of constitutional requirements. The responsibilities of the Board and the manner in which they are to be discharged are clearly charted in unequivocal language. With respect to passing judgment upon the character and quality of foreign medical schools, the Board of Medical Education and Licensure is charged by law to utilize customary rational techniques of evaluation of which inspection is one.

It is submitted that the present Board has, for almost a decade, flagrantly violated the Medical Practice Act of 1911, and has carried out its rule-making function in an arbitrary discriminatory, and unauthorized manner.

Prior to 1941, in the normal exercise of its duties and powers, the Board of Medical Education and Licensure routinely approved as qualified candidates for examination graduates of Italian medical faculties. After the outbreak of World War II with the ensuing disruption of diplomatic relations between the United States and the Axis powers, these graduates matricuating after 1941 became ineligible for licensure. As part of the programme and orientation of a nation at war this action had coherence and meaning. The resumption of normal diplomatic and commercial relations with these nations did not, however, appear to the Board a pertinent change of circumstance requiring a re-evaluation of this position. As late as 1954, in reply to an inquiry to a Pennsylvania citizen who was a graduate of the medical school of the University of Rome concerning licensure, the Chairman of the Board of Medical Education and Licensure stated flatly:

". . . No graduates of the University of Rome Medical School who matriculated after 1941 have the right to be serving as internship in any Pennsylvania hospital. Such a graduate is not eligible for Pennsylvania examinations."

At no time since the cessation of hostilities between Italy and the United States has the Board of Medical Education and Licensure published an official opinion setting forth the grounds for its continuing prohibition against these schools. Nor has it discharged its statutory responsibility of ascertaining the character and quality of these schools. Other state boards of medical licensure, operating under statutes akin to the Act of 1911, have not displayed so cavalier a disdain. For example, in 1949, after a tour of direct inspection by the corresponding New York Board of Medical Licensure, graduates of Italian medical schools were admitted as candidates in good standing to examination in that state.

The adamance of the Board in its position upon this question is clearly illustrated by two of its recent decisions, each of which display an intense disregard of both the law and lawmaking bodies of the Commonwealth.

In 1952 a joint resolution of both chambers of the Assembly and bearing the imprimatur of the Governor authorized the Board to extend official recognition to Italian medical schools. This resolution was rejected in toto by the Board, as evidenced by the statements of its chairman to applying graduates of these schools. (Vide communication, Supra.) Furthermore in an unparalleleled exercise of administrative rule-making, the Board denies customary reciprocal recognition to these

graduates who are duly licensed in other jurisdictions. In no other instance of reciprocal recognition does the Board peer behind the determination of fitness made by the sister state. Thus, an American citizen and resident of this Commonwealth who has been admitted to medical practice in the neighboring states of New Jersey, or New York, for example, may not at any time in his life, practice his profession in this Commonwealth without incurring prosecution under the Medical Practice Act.

The continuing rejection by the Board of these graduates would appear to be directly violative of the provisions of the Medical Practice Act, and under general principles of the constitutionality of the acts of administrative agencies results in a serious deprivation of due process. The initial policy and all the techniques by which it has been perpetuated and implemented constitute illegal, arbitrary, and capricious acts exceeding the scope of express and implied power under the parent statute.

Furthermore, by denying reciprocal recognition to Pennsylvania citizens licensed in other jurisdictions but who are graduates of Italian medical schools, the Board does violence to the fundamental guarantees of due process and equal protection of the laws contained in both the Constitutions of the United States and the Commonwealth of Pennsylvania.

II. Relevant Consideration of Public Policy.

The enunciation by the Board of its unqualified rejection of these schools reveals not only a flouting of legal responsibility, but displays an appalling insensitivity on its part to recent regional, national, and international developments.

In the period 1950-1954 the number of foreign-trained physicians admitted to practice in the various states steadily increased; in this short span 2,784 joined the ranks of practising physicians. In view of the extreme shortage of trained personnel in hospitals nad clinics these physicians represented at least a partial solution to the crisis in national health services.

As early as February, 1950, in anticipation of this problem on a national scale, the Council on Medical Education and Hospitals of the American Medical Association and the Executive Council of the Association of American Medical Colleges published a list of foreign medical schools whose graduates were thereby recommended for consideration on the same basis as schools hitherto approved by this joint body. Accompanying the dissemination of this list was the following proviso:

". . . This is offered as an advisory list for the use of any agency or organization that finds it helpful . . . The position of the Council with respect to schools not named in this list is that they neither approved nor disapproved of them. The credentials of graduates of schools not listed must be evaluated by those other agencies, organizations or institutions to whom graduates of the institutions apply for recognition.

(Journal of the American Medical Association, v. 158, No. 4, May 28, 1955.)

Italy was not included in this list. However, 24 of the 36 states accepted by the American Association heeded the official admonition not to be bound by the list. In two-thirds of the states accepted, therefore, other counties, including Italy, have been added to the list. These states, representing the most influential and densely populated areas of the nation are: Alabama, California, Connecticut, Delaware, Florida, Illinois, Indiana, Kansas, Kentucky, Maine, Maryland, Massachusetts, Michigan, Missouri, New Hampshire, New Jersey, New York, North Dakota, Ohio, Rhode Island, South Dakota, Vermont, Virginia and West Virginia.

The Board's stand with respect to this list is shrouded in the same penumbra of confusion generally characterizing its pronuciamentos. While ostensibly following the list by rejecting Italian medical graduates the Board, at the same time, declared that all Chinese and Japanese medical schools were acceptable, despite the fact that the list omitted Japan entirely, and named only the graduates of the last class (1943) of the Peiping Union Medical College as the Chinese representatives.

In this era of international interdependence and cooperation to preserve the fruits of Western civilization, Italy, has emerged as a vital cultural force. Her artistic and scientific renaissance has been hailed as a striking indication of the vitality and genius of the European tradition. Through the devoted efforts of diplomats and official representatives in both nations the channels of intercourse and communication between Italy and the United States are widening. In the face of the present aura of mutual admiration and respect between the two nations, the degrading and unfounded concept adopted by the Commonwealth of Pennsylvania toward Italian medical schools creates tension and bitterness across the Atlantic. In retaliation against this stand, for example, the Italian government recently declared its intention not to issue further licenses to American-trained physicians. The diplomatic representative of the Republic of Italy to this Commonwealth has indicated on many occasions his profound concern for the impact of this situation upon Italo-American relationships generally.

Important community values are at stake if the Board is permitted to continue in its present illegal course; the preservation of an open society whose members are free to compete and to pursue careers under the full and equal protectection of the law; the alleviation of an acute crisis in the supply of medical personnell; the preservation of an international milieu of friendship and mutual respect; the strengthening of intercultural exchanges between free nations. It is ironic and tragic that the Board of Medical Education and Licensure regulating a profession whose entire dedication is to humanity engages in so irresponsible and unconscionable social behavior. But as a government of laws rather than men—even men in white—we can substitute order for confusion, justice for whimsy, reason for caprice.

FORMER MEMBER WELCOMED

The SPEAKER. We have present in the Hall of the House today a former Member, the gentleman from Bucks, Mr. Wilson L. Yeakel, who was a Member of this House from 1923 to 1953, the second in seniority.

RESOLUTION

RECALLING HOUSE BILL No. 1720 FROM GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, April 3, 1956.

Resolved (if the Senate concur), that House Bill No. 1720, Printer's No. 1146, entitled "An act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 842) entitled 'An act relating to the acquisition of rights to divert water from rivers streams natural lakes and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth defining various words and phrases vesting in the Water and Power Resources Board certain powers and authorities for the conservation control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth making available for public water supply purposes water rights heretofore or hereafter acquired but not used providing for hearings by the Water and Power Resources Board and for appeals from its decisions fixing fees granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters repealing all acts or parts of acts inconsistent herewith including Act No. 109 Pamphlet Laws 152 approved April 13, 1905 Act No. 307 Pamphlet Laws 455 approved June 7, 1907 Act No. 64 Pamphlet Laws 258 approved April 8, 1937' by further regulating the period within which water rights must be acquired," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 583, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) by providing for the payment of the minimum salaries and increments of County and District Superintendents and other officers and employes.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. McCANN. Mr. Speaker, I move that this bill be recommitted to the Committee on Education.

The motion was agreed to.

BILL PASSED OVER

There being no objection

Senate Bill No. 246, Printer's No. 171

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 970, entitled:

An Act amending the act of May 6, 1929 (P. L. 1551) entitled "An act authorizing cities of the first class to adopt and enforce zoning ordinances regulating and restricting the height location size bulk and use of buildings and/or land the areas to be occupied by buildings in proportion to the size of the lots upon which they stand the size of courts yards and other open spaces appurtenant thereto and the density of population and for these purposes to establish districts and boundaries to designate and regulate residental commercial and industrial or other uses within such districts and boundaries and providing for the appointment of a zoning commission and a board of adjustment the creation of a bureau of zoning and setting forth the duties and functions of said commission board and bureau providing for the administration and enforcement of rules and ordinances authorized by this act and penalties for violations thereof" further regulating the duties and functions of the board of adjustment in cities of the first class.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities—Counties First Class for the purpose of further study.

The motion was agreed to.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 620, as follows:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 102 act of May 1, 1929 (P. L. 905) known as "The Vehicle Code" amended May 18, 1949 (P. L. 1412) is amended by adding at the end thereof new definitions to read

Section 102 Definitions The following words and phrases when used in this act shall for the purpose of this act have the meanings respectively ascribed to them in this section except in those instances where the context clearly indicates a different meaning

* * *

"Controlled Access Highway" Every highway street or roadway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at points only and in the manner as may be determined by the public authority having jurisdiction over the highway street or roadway

"Divided Highway" A highway with separate roadways for traffic in opposite directions

"Roadway" That portion of a highway improved designed or ordinarily used for vehicular travel exclusive of the berm or shoulder In the event a highway includes two or more separate roadways the term "roadway" as used herein shall refer to the roadway separately and not to all roadways collectively

Section 2 Clause 4 subsection (b) Section 1002 of the

act amended une 27 1939 (P. L. 1135) is amended to read

Section 1002 Restrictions as to Speed

* * *

(b) Subject to the provisions of subsection (a) of this section speeds in excess of the maximum limits hereinafter provided shall be unlawful

* * *

4 Twenty-five (25) or thirty-five (35) or forty (40) miles an hour speed limit All vehicles except those restricted by this act to lower maximum speeds within business or residence districts or public park areas where official signs erected by the proper authorities on the right-hand side of the highway facing the traffic to be controlled or on the left-hand side of one-way streets are displayed This limit shall be observed for a distance beyond said sign for not more than one-eighth (1/8) of a mile An additional sign shall be placed at intervals not greater than one-eighth (1/8) of a mile and any extension of such limited zone shall be marked by additional signs in like manner At the end of such limited zone there shall be an official sign similarly placed as to traffic indicating the end of the limited zone

* * *

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten ($10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 Subsection (d) section 1002 of the act amended June 27, 1939 (P. L. 1135) is amended to read

Section 1002 Restrictions as to Speed

* * *

(d) (1) When the rate of speed of any vehicle is timed on any highway within a business or residence district where official speed limit signs are erected as provided in this section for the purpose of ascertaining whether or not the operator of such vehicle is violating a speed provision of this act such time [shall] may be taken by not less than two (2) peace officers one of whom shall have been stationed at each end of a measured stretch and no conviction shall be had upon the unsupported evidence of one (1) peace officer except as hereinafter provided and no such measured stretch shall be less than one eighth (1/8) of a mile in length [under all other] or under any conditions the rate of speed [shall] may be timed for a distance of not less than one quarter (¼) mile by a peace officer using a motor vehicle equipped with a speedometer tested for accuracy within a period of thirty (30) days prior to the alleged violation An official certificate from an official speedometer testing station showing such test was made that the speedometer was adjusted for accuracy if necessary the date thereof and the degree of accuracy of such speedometer [after adjustment] shall be competent and prima facie evidence of the fact that such certificate was issued by an official speedometer testing station appointed by the secretary and of the accuracy of the speedometer in every proceeding where an information is brought charging a violation of this section

(2) The secretary shall have the authority to appoint official stations for testing speedometers and may prescribe regulations as to the manner in which such tests shall be made and shall issue to such stations official inspection certificate forms

* * *

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten ($10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 4 Section 1201 of the act amended August 24, 1951 (P. L. 1368) subsection (a) amended August 19, 1953 (P. L. 1084) is amended to read

Section 1201 Limitations of Actions

(a) Information charging violations of any of the summary provisions of this act shall be brought before the nearest available magistrate within the city borough incorporated town or township in the county where the alleged violation occurred except informations charging any such violations upon any turnpike or highway under the supervision of the Pennsylvania Turnpike Commission which shall be brought before the available magistrate within the county where the alleged violation occurred who is nearest to the first exit from that part of the turnpike or highway where the alleged violation occurred where there is no substantial difference between the respective distances from the place where the alleged violation occurred or the exit from a turnpike to the offices of more than one magistrate any such prosecution may be brought before any one of such magistrates or if there is no person holding the office of magistrate in such city borough incorporated town or township then such information shall be brought before such nearest available magistrate in any adjoining city borough incorporated town or township in the county within fifteen (15) days after the commission of the alleged offense and not thereafter except that where an information is filed against a person prima facia guilty of a summary offense and it subsequently appears that a person other than the person named in the information was the offender an information may be filed against such other person within fifteen (15) days after his or her identity shall have been discovered and excepting further that information charging violations of the provisions of sections 205 207 210 212 213 406.1 506 (a) 511 610.1 620 (b) (c) (j) 813 823.1 and 1025 (d) of this act may be brought within fifteen (15) days after it is discovered that a violation of any of these sections has been committed

(b) Where the offense committed is designated a felony or misdemeanor information may be filed as now provided by law

Any salaried police officer excluding any person compensated solely or in part by fees who shall be a member of a police department organized and operating under the authority of cities of the first second and third class boroughs incorporated town or township of the first class when in uniform and exhibiting his badge or other sign of authority whenever a summary offense as described in this act is committed in his presence shall be vested with the authority to stop and present to the alleged offender a printed notice to appear before the nearest available magistrate The notice shall have the full force and effect of a summons issued in the name of the Commonwealth The notice to appear shall bear the name and address of the alleged offender the license number and type of vehicle or other means of identification if a pedestrian the nature of the offense charged the location date and time when and where the alleged offense took place and shall be signed by the police officer issuing the notice and shall bear his number and date and time for the appearance of the offender before the nearest available magistrate having jurisdiction over summary offenses as defined by this act The date and time for appearance shall be not less than five (5) days nor more than fifteen (15) days of the date of the alleged offense Within twenty-four hours after presenting to the alleged offender the printed notice as provided herein the police officer shall file a sworn information charging the violation of the specific summary provisions of this act with the court having jurisdiction under this act

(d) Any person who receives from a police officer a notice to appear as provided in subsection (c) of this section has the privilege of paying the prescribed fine to such magistrate before or within the time specified in the notice to appear by entering a plea of guilty and waiving appearance in court The payment of a fine shall be deemed an acknowledgment of conviction of the alleged offense and the court upon accepting the fine shall issue a receipt to the violator acknowledging payment thereof and shall immediately record the payment upon the docket No evidence of the conviction of any person for any violation of this act shall be admissible in any court in any civil action

(e) A failure to respond to the notice to appear provided in subsection (c) of this section shall have the same effect

as a failure to appear in cases wherein the proceedings are commenced by the filing of information under this act

Section 5 Subsection (a) section 1202 of the act amended June 29 1937 (P L 2329) is amended to read

Section 1202 Proceedings by Information and Warrant

(a) Summary proceedings under this act may be commenced as provided in section 1201 (c) or by the filing of information which information must be filed in the name of the Commonwealth and within the period of seven (7) days after information has been lodged the magistrate shall send by registered mail to the person charged at the address shown by the reocrds of the department a notice in writing of the filing of the information together with a copy thereof and a notice to appear within ten (10) days of the date of the written notice

1 If the person named in the information or in the notice provided for in section 1201 (c) shall not voluntarily appear within ten (10) days of the date of the written notice or at the date and time stated in the notice provided for in subsection (c) of section twelve hundred one of this act a warrant shall then issue and may be served by a peace officer having authority to serve warrants in the county in which the alleged violation has been committed

If the person charged cannot be served within such county then the magistrates shall deputize a peace officer having authority to serve warrants in the county wherein the person charged resides or may be found to serve such warrant

2 The peace officer serving such warrant shall take the defendant before a magistrate within the city borough incorporated town or township in which the defendant is found or if there is no person holding the office of magistrate in such city borough incorporated town or township then the defendant shall be taken before a magistrate in any adjoining city borough incorporated town or township who shall take bail either for the defendant's appearance before the magistrate who issued the warrant or for his appearance for trial in the proper court if a summary hearing is waived

Section 6 Subsection (a) of section 1206 of the act amended June 29, 1937 (P. L. 2329) is amended to read

Section 1206 Report of Conviction

(a) Every magistrate in this Commonwealth shall keep for a period of at least two (2) years a full report of every case in which a person is charged with a violation of any provision of this act and such records shall be open for inspection by any peace office or department employe every magistrate shall make a monthly report to the department not later than the tenth day of the following month of the disposition of every case where an information has been filed charging a violation of any provision of this act a notice charging a violation of the provisions of this act has been sent to a person or where such person has been arrested on view or with a warrant charging a violation of any of the provisions of this act [but this requirement] these requirements shall not be deemed to make such court a court of record abstracts and reports required by this section shall be made upon forms prepared by the department and shall include all necessary information as to the parties to the case the nature of the offense the date of hearing the plea the judgment the amount of the fine or forfeiture and other information deemed necessary by the department and every such abstract or report shall be certified by the magistrate as a true abstract or report of the record of the court

Section 7 Subsection (a) and the penalty clause of section 1218 of the act the penalty clause amended August 24 1951 (P L 1368) are amended to read

Section 1218 Signals and Investigations by Officers

(a) The operator of any vehicle or except in any city of the first class any pedestrian charged with a violation of any summary provision of this act shall stop upon request or signal of any peace officer who shall be in uniform and shall exhibit his badge or other sign of authority and shall upon request exhibit his registration card or operator's license card or learner's permit or other means of identification if a pedestrian and shall write his name in the presence of such peace officer if so required for the purpose of establishing his identity

* * *

Penalty Any person failing to comply with the signals or requests of peace officers or department employes as provided in this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten ($10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—166

Adam,	Frost,	Lovett,	Rigby,
Agnew,	Gaffney,	Lutty,	Rovansek,
Amarando,	Garlock,	Magee,	Royer,
Anderson, M. S.,	Gelfand,	Mahan,	Rudisill,
Anderson, S. A.,	George,	Markley,	Sarraf,
Ashton,	Gibson,	Maxwell,	Sherman,
Auker,	Goldstein,	McCann,	Smith, C. C.,
Banker,	Gramlich,	McGee,	Smith, Wm. B.,
Barnatovich,	Guss,	McKeever,	Snider,
Bazin,	Guthrie,	McLaughlin,	Stank,
Bell,	Hamilton, R. K.,	McWherter,	Stebbins,
Boies,	Hass,	Meholchick,	Steckel,
Bonner,	Haudenshield,	Metz,	Stephens,
Boory,	Heavey,	Mihm,	Stevenson,
Bower,	Helm,	Miller,	Stone,
Branca,	Henzel,	Mills,	Stoner,
Breisch,	Hewitt,	Moscrip,	Strausser,
Brennan, A. P.,	Hocker,	Moran,	Stroup,
Brennan, J. J.,	Holt,	Muldowney,	Swartz,
Brenninger,	Horst,	Mullen,	Taylor,
Breth,	Houk,	Munley,	Thomas,
Brown,	Isaacs,	Murphy,	Toll,
Bucchin,	Johnson,	Murray, H. P.,	Toomey,
Capano,	Jones, G. E.,	Murray, J. J.,	Varallo,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Varner,
Cioffi,	Jump,	Musto,	Wall,
Cochran,	Kamyk,	Naugle,	Wallace,
Cooper,	Keller,	Needham,	Walsh,
Comer,	Kent,	Ogilvie,	Wargo,
Curwood,	Kline,	O'Neil,	Weidner,
Davis,	Knecht,	Pacchioli,	Welsh,
Donahue,	Kolankiewicz,	Parry,	Wheeler,
Donaldson,	Kooker,	Pashley,	Whitenight,
Dougherty,	Kornick,	Paulhamus,	Willaredt,
Erb,	Kratz,	Polaski,	Williams,
Eshleman,	Lafore,	Pomeroy,	Wilt,
Ewing,	Leiby,	Price,	Wood,
Fineman,	Leonard,	Pursley,	Yetzer,
Flint,	Leven,	Readinger,	Ziegler,
Flynn,	Light,	Reibman,	Andrews,
Foster,	Limper,	Reidenbach,	Speaker
Frank,	Lippincott,	Renwick,	

NAYS—2

Mikula,	Worley,

NOT VOTING—39

Blair,	Gibb,	Monroe,	Sigman,
Bullen,	Greenwood,	Moody,	Thompson,
Connelly,	Jenkins,	Olsen,	Tompkins,
Down,	Kehler,	Petrosky,	Vaughan,
Ehrgood,	Kromer,	Pettigrew,	Verona,
Eilberg,	Lawyer,	Polen,	Waterhouse,
Farabaugh,	Leisey,	Rosen,	Wescott,
Filo,	Lopresti,	Rubin,	Yetter,
Floyd,	McCormack,	Scarcelli,	Young,
Frascella,	McInroy,	Schuster,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair notes the presence in the

Hall of the House of a former member, the gentleman from Allegheny, Mr. Thomas J. Heatherington.

RECONSIDERATION OF VOTE ON HOUSE BILL No. 1387

Mr. TOLL. Mr. Speaker, I move that the vote by which House Bill No. 1387, Printer's No. 1547, entitled:

"An Act amending the 'Child Labor Law' * * *' regulating the employment of minors on farms."

was defeated on final passage, Wednesday, March 21, 1956 be reconsidered.

Mr. WELSH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia Mr. Toll vote on the final passage of this bill?

Mr. TOLL. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Philadelphia Mr. Welsh vote on the final passage of this bill?

Mr. WELSH. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. TOLL. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

RECONSIDERATION OF VOTE ON HOUSE BILL No. 297

Mr. TOLL. Mr. Speaker, I move that the vote by which House Bill No. 297, Printer's No. 1467, entitled:

"An Act increasing the number of courts of common pleas in the County of Philadelphia establishing therein a distinct and separate court of common pleas designated court of common pleas number eight and providing for the appointment and election of judges for the court."

was defeated on final passage, Wednesday, March 21, 1956. be reconsidered.

Mr. KOLANKIEWICZ. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia Mr. Toll vote on the final passage of this bill?

Mr. TOLL. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Philadelphia Mr. Kolankiewicz vote on the final passage of this bill?

Mr. KOLANKIEWICZ. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to

BILL POSTPONED

Mr. TOLL. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

APPROPRIATION BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1675 as follows:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as "The General Appropriation Act" of one thousand nine hundred fifty-five

Section 2 The following sums or as much thereof as may be necessary are hereby specifically appropriated from the General Fund to the several hereinafter named agencies of the Executive Legislative and Judicial Departments of the Commonwealth for the purpose hereinafter set forth for the two years beginning June first one thousand nine hundred fifty-five and for the payment of the bills incurred by said agencies and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

I Executive Department

To the Governor

For the payment of the salary of the Governor and the salaries wages or other compensation of the Secretary to the Governor the Secretary of Administration the Budget Secretary and other employes for the payment of general expenses supplies printing and equipment and any other expenses whatsoever necessary for the proper conduct of the work of the Governor his Secretary the Secretary of Administration the Budget Secretary and the Executive Board for the payment of the costs of auditing the Department of the Auditor General as provided by law for the payment of traveling expenses of persons other than employes of the Commonwealth appointed by the Governor to represent the Commonwealth in any capacity for the expenses incurred in the conduct of the official home of the Governor including the maintenance of employes assigned thereto for the expenses of entertainment of official guests and for the expenses incident to the participation of the Governor in the Governor's Conference the sum of one million eighty thousand dollars ($1,080,000)

For the payment of the costs and general expenses involving installation of sytems of accounting reporting filing and administration the reorganization transfer and consolidation of agencies and functions the sum of five hundred seventy thousand dollars ($570,000)

For the cost of painting a portrait of ex-Governor John S Fine to be placed in the Office of the Governor the sum of seven hundred fifty dollars ($750)

For the payment of salaries wages or other compensation of a secretary and employes for the payment of traveling expenses of members for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Planning Board the sum of two hundred thousand dollars ($200,000)

To the Lieutenant Governor

For the payment of the salary of the Lieutenant Governor and any other expenses whatsoever necessary for the proper conduct of the work of the lieutenant governor including postage telegrams telephone toll charges and traveling clerical stenographic and discretionary expenses and for the care and maintenance of an automobile and mileage charges for the Department of Property and Supplies for the use of automobiles for the Lieutenant Governor the sum of forty-five thousand five hundred dollars ($45,500)

For the cost of painting a portrait of ex-Lieutenant Governor Lloyd H Wood to be placed in the Office of the Lieutenant Governor the sum of seven hundred fifty dollars ($750)

To the Department of the Auditor General

For the payment of the salary of the Auditor General and the salaries wages and other compensation of a deputy Auditor General and other employes for the payment of general expenses for the payment of rentals of patented leased office devices for the purchase of automobiles furniture furnishings and equipment and for the purchase of supplies printing binding patient indices records law books and other books necessary for the proper conduct of the work of the department the sum of two million five hundred fourteen thousand dollars ($2,514,000)

For the payment to the State's Fiscal Agent for the custody and safe-keeping of the books and records pertaining to loans of the Commonwealth as provided by law the sum of one thousand dollars ($1,000)

For the payment of fees to county officers for furnishing information to the officers of the Commonwealth as provided by law the sum of one thousand dollars ($1,000)

For the payment of salaries and expenses of the Board of Arbitration of Claims the sum of fifteen thousand three hundred dollars ($15,300)

To the Treasury Department

For the payment of the salary of the State Treasurer and the payment of salaries wages or other compensation of a deputy State Treasurer and other employes for the payment of general expenses for the purchase through the Department of Property and Supplies as agent of insurance covering the loss of any or all cash and securities of which the Treasury Department or State Treasurer is custodian and covering forgeries of all kinds on checks drafts warrants and requisitions for the payment of rentals of patented leased office devices and for the purchase of automobiles furniture furnishings and equipment for the purchase of supplies printing binding patent indices records law books and other books necessary for the proper conduct of the work of the department the sum of one million five hundred twenty thousand dollars ($1,520,000)

For the payment of salaries or other compensation of a secretary and other employes and for the payment of general expenses necessary for the proper conduct of the work of the Board of Finance and Revenue the sum of one hundred forty-five thousand dollars ($145,000)

For the payment of the difference between the interest earned by the moneys in the Agricultural College Land Scrip Fund and in the State College Experimental Farm Fund and the interest guaranteed by the Commonwealth of Pennsylvania to Pennsylvania State University the sum of fifty-two thousand forty dollars ($52,040)

For the payment of the expenses of publishing statements of the General Fund and other funds of the Commonwealth the sum of twenty thousand dollars ($20,000)

For the payment of the compensation of the Commonwealth's Loan and Transfer Agent for service rendered in connection with the registration transfer and payment of interest on World War I Veterans' Compensation Bonds Public Building Construction Bonds and for World War II Veterans' Compensation Bonds and for the services required to be performed by the said Loan and Transfer Agent the sum of seventy-six thousand four hundred fourteen dollars ($76,414)

For the payment of the cost of printing or engraving of bonds required by the Loan and Transfer Agent in making exchanges as requested by bondholders the sum of five hundred dollars ($500)

For the payment of legal fees publication of advertisements costs of engraving and any other expenses incurred in the issuing of tax anticipation notes the sum of seventy-five thousand dollars ($75,000)

For refunding the balances due or to become due retired county officers on account of overpayment of any taxes licenses fees or other moneys collected for and paid to the Commonwealth the sum of one thousand dollars ($1,000)

For refunding to purchasers of stock transfer tax stamps any sums that may be due them upon the surrender and return of such stamps as may be spoiled cancelled mutilated or defaced unintentionally by accident or error the sum of one thousand five hundred dollars ($1,500)

For refunding transfer inheritance taxes on estates of resident decedents paid in error or overpaid the sum of five hundred thousand dollars ($500,000)

For refunding transfer inheritance taxes on estates of none-resident decedents paid in error or overpaid the sum of ten thousand dollars ($10,000)

For refunding moneys paid by any person to any professional examining board or advisory committee or to the Department of Public Instruction on behalf of any such board or advisory committee the sum of four thousand dollars ($4,000)

For refunding fees paid for notary public commissions when such commissions have not been issued or if issued have not been received and have been cancelled the sum of two thousand five hundred dollars ($2,500)

For refunding moneys which were paid into the State Treasury through escheat proceedings or without escheat either voluntary or by order of court to any persons making proof of their ownership or right of possession thereto in the manner provided by law the sum of four hundred thousand dollars ($400,000)

For the purpose of refunding moneys other than taxes paid into the State Treasury to the credit of the General Fund which refunds are not specifically authorized by any other appropriation the sum of fifteen thousand dollars ($15,000)

For the payment of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue for the maintenance support care treatment housing fees or other fees or costs of any inmate pupil patient or student in any State-owned institution and for the payment of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue to reimburse the Commonwealth for the share which it was supposed to have paid towards the support care and treatment of any pupil or patient in any mental hospital institution for the feeble-minded in part supported by the Commonwealth the sum of forty-thousand dollars ($40,000)

For the purpose of refunding fees paid in connection with renewal applications for registration under The Securities Act which have been cancelled before January first of the year for which the fees were paid the sum of five hundred dollars ($500)

For the payment of approved claims for refund of cigarette tax permit fees and cigarette tax stamps the sum of two hundred fifty dollars ($250)

For the payment of approved claims for refunds of fines collected under the provisions of the Motor Vehicle Code the sum of one thousand five hundred dollars ($1,500)

For the purpose of refunding collection by the Department of Public Assistance the sum of twenty-five thousand dollars ($25,000)

For the refund of moneys collected under the provisions of the "State Personal Property Tax Act" the sum of two hundred fifty dollars ($250)

For the refund of moneys collected under the provisions of "The Realty Tax Act" approved the 27th day of December 1951 (P. L. 1742) the sum of one hundred thousand dollars ($100,000)

For the refund of moneys collected under the provisions of the "Consumers Sales Tax Act" and the "Use and Storage Tax Act" approved the thirteenth day of July 1953 the sum of seventy-five thousand dollars ($75,000)

To the Department of Agriculture

For the payment of the salary of the Secretary of Agriculture and the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the purchase of insecticides fungicides and other materials for control and eradication of plant pests and diseases for payment of necessary expenses including vaccination of animals and

for work of testing of animals to prevent spreading of dangerous contagious and infectious diseases and the purchase of necessary supplies for conducting such work for the payment of any loss or damage by dogs to livestock domestic game birds and poultry as provided by law for the payment of expenses of the State Farm Show Commission and the Pennsylvania Official Egg Laying Contest the State Soil Conservation Commission in carrying out the provisions of the Soil Conservation Districts Law for the payment of the expenses of the department in the operation of diagnostic laboratories for the control and eradication of livestock and poultry diseases and for the payment of expenses in connection with milk sanitation the sum of five million one hundred ninety-two thousand dollars ($5,192,000)

For the purpose of reimbursing incorporated agricultural associations for premiums paid for exhibits of livestock livestock products horticultural products handiwork cereals bees and bee products as provided by law Provided That such associations file such reports as may be required by the Secretary of Agriculture the sum of one hundred thousand dollars ($100,000)

For the payment of indemnities for animals appraised and destroyed to prevent the spread of dangerous contagious and infectious diseases as provided by law for the purchase of materials and for the payment of salaries wages and the necessary expenses including vaccination of animals for control of dangerous contagious and infectious diseases the sum of one million nine hundred eighteen thousand dollars ($1,918,000)

For the payment of the expenses of the department in conducting research and diagnostic work to find measures for control prevention and curing of diseases of livestock and poultry and the operation of diagnostic laboratories the sum of one hundred eighty-four thousand six hundred dollars ($184,500)

For the payment of the expenses of the department in making a survey and research study of the extent of infection of the woodlands of Pennsylvania by the oak wilt disease and the determination of measures for control and eradication of the disease and the destruction of plant life in the infected areas the sum of one hundred twenty-two thousand eight hundred dollars ($122,800)

For the development and operation of an open livestock show including cattle swine sheep and horses the sum of fifty thousand dollars ($50,000)

For the repairs alterations improvements and necessary expenses in order to properly maintain the plant at the Summerdale Laboratory the sum of nineteen thousand one hundred twenty dollars ($19,120)

For new research work and necessary expenses in connection with food distribution markets and market facilities the sum of ten thousand dollars ($10,000) providing federal matching funds are available

For the payment of necessary expenses incurred in making a geological survey in conjunction with the federal government in order to collect data regarding runoff and suspended sediment movement of certain streams in Pennsylvania to determine what effect conservation practices within the watershed have on the flood flows and suspended sediment load passing from the watershed the sum of nineteen thousand dollars ($19,000) providing federal matching funds are available

For the payment of necessary expenses incurred in making a complete soil survey of the Commonwealth of Pennsylvania the sum of seventy-five thousand dollars ($75,000) providing federal matching funds are available

For the purchase of materials and for the labor and other necessary expenses incurred in spraying areas infested by gypsy moth the sum of thirty thousand dollars ($30,000) providing federal matching funds are available

For the payment of all necessary expenses in connection with an outbreak of foot and mouth disease gypsy moth or rabies the sum of one hundred thousand dollars ($100,000) providing federal matching funds are available

To the Department of Banking

For the payment of salaries wages or other compensation of the members of the Securities Commission and employes and for the payment of general expenses supplies printing and equipment necessary for the administration and enforcement of the Securities Act the sum of two hundred two thousand seven hundred dollars ($202,700)

To the Department of Commerce

For the payment of the salary of the Secretary of Commerce and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses advertising supplies printing and equipment necessary for the proper conduct of the work of the department including the work of the department with respect to the function assigned to it under Reorganization Plan No 1 the sum of one million ninety-six thousand dollars ($1,096,000)

For the payment of salaries wages general expenses maintenance or other compensation necessary for tourist advertising the sum of one hundred thousand dollars ($100,000)

For the payment of salaries wages general expenses maintenance or other compensation necessary for the purpose of promoting industrial development through advertising the sum of two hundred thousand dollars ($200,000)

To the Department of Forests and Waters

For the payment of the salary of the Secretary of Forests and Waters and for the payment of the salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department with respect to forests parks and waters and the Pymatuning Dam the Water and Power Resources Board the Geographic Board the State Forest Commission the Fort Washington Park State Parks Commission and Regional State Park Boards for emergency control and extinction of forest fires for maintenance of the State-Federal Food Warning System for the purchase of telephone equipment and the cost of telephone rentals at towers park and forest field offices ranger stations and other necessary locations for the erection and repairs of buildings for the development of natural resources on lands owned by the department for the payment of royalties on gas oil or other minerals the sum of six million nine hundred forty-nine thousand nine hundred dollars ($6,949,900)

For the payment of expenses incurred for the extinction and control of forest fires the sum of two hundred fifty thousand dollars ($250,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Washington Crossing Park Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of two hundred nine thousand dollars ($209,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the Valley Forge Park Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing and photographing distributing or otherwise making available maps documents records historical in formation and reports issued by or in possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of two hundred sixty-three thousand dollars ($263,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania State Park and

Harbor Commission of Erie for the repair and construction of roads dams parking spaces camp sites and buildings for the repair and construction of jetties and other necessary work to protect Presque Isle Peninsula from erosion for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of two hundred fifty-five thousand dollars ($255,000)

For the payment of the salaries or other compensation of a secretary and such other employes including among others captains pilots engineers harbor masters firemen deckhands watchmen laborers and cooks as may be necessary for the proper conduct of the work of the Navigation Commission for the Delaware River and its navigable tributaries for the payment of the costs of repairs maintenance supplies fuel insurance oil and equipment of patrol boats and for the payment of the rent and care of the offices stationery telephone services books charts and general expenses of the commission the sum of one hundred thirty-five thousand dollars ($135,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the Bushy Run Battlefield Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials photography distributing or otherwise making available maps documents records historical information and reports issued by or in possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of thirty-four thousand two hundred dollars ($34,200)

For the payment of annual fixed charges as provided by law for county school township and road purposes on lands owned or classified by either the Commonwealth of Pennsylvania or the Federal Government and held or administered as forest reserves auxiliery forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks the sum of three hundred fifty thousand dollars ($350,000)

For the payment of annual fixed charges on lands acquired for the purpose of conservation of water or the prevention of flood conditions as provided by law the sum of sixteen thousand dollars ($16,000)

For the payment of necessary expenses incurred for the maintenance of the Schuylkill River desilting project and preventing future silting of the Schuylkill River the sum of six hundred thousand dollars ($600,000)

For stream clearance and conservation and flood control including stream channel improvement construction of dams and protective works for flood control purposes improvement and development of State Parks rehabilitation and maintenance of the Delaware Division of the Pennsylvania Canal study of water resources the sum of one million one hundred thousand dollars ($1,100,000)

To the Insurance Department

For the payment of the salary of the Insurance Commissioner and for the payment of salaries wages or other compensatoin of a deputy commissioner and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and for the payment of costs in court proceedings to forfeit charters of extinct companies and for the payment of the liquidation and dissolution expenses of companies taken in charge by the Insurance Commissioner when the cash assets are insufficient to pay such expenses the sum of two million one hundred thousand dollars ($2,100,000)

And in addition all sums received from the assets of companies in liquidation by way of reimbursements for expenditures previously made from this appropriation shall be paid into the General Fund and credited to the appropriation made by this paragraph

To the Department of Internal Affairs

For the payment of the salary of the Secretary of Internal Affairs and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printnig and equipment necessary for the proper conduct of the work of the department and the Board of Property and the Topographic and Geologic Survey and for the payment of fees to the county commissioners of the several counties of the Commonwealth for data and statistics furnished relative to local taxes the sum of one million eight hundred ninety-five thousand seventy-four dollars ($1,895,074)

For the cost of painting a portrait of ex-Secretary of Internal Affairs William S. Livengood Jr. the sum of one thousand dollars ($1,000)

To the Department of Justice

For the payment of the salary of the Attorney General and for the payment of salaries fees wages or other compensation of deputy attorneys general special deputy attorneys general assistanst deputy attorneys general special attorneys law clerks and other employes for the payment of compensation of attorneys employed by the several departments boards and commissions with the approval of the Attorney General for handling litigation or making collections or appointed to represent the Commonwealth or any department board or commission thereof in special work or in particular cases for the apyment of costs and witness fees for the purchase of law books reports periodicals and other reading materials for the law library of the department and for payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Board of Pardons and the Board of Commissioners on Uniform State Laws for the audit and investigation of claims for reimbursements of personal property of State employes destroyed or lost in the course of employment without negligence on the part of the employes not to exceed three hundred dollars ($300) and for the prosecution and defense of litigation to which the Commonwealth is a party or in which the Commonwealth is interested the sum of one million four hundred forty thousand dollars ($1,440,000)

For the payment of the salaries wages postage printing and other necessary and general expenses for the administration of the institutions within the Bureau of Correction the sum of two hundred seventy-eight thousand dollars ($278,000)

For the payment of salaries wages or other compensation of the superintendents or wardens and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and livestock for expenses of boards of trustees and incidental expenses for the payment of gratuities clothing parole expenses for the payment to fire companies of costs of fighting fires upon approval of the institution and the department and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the State Penitentiary at Huntingdon the State Industrial Home for Women at Muncy the Pennsylvania Industrial School at Camp Hill the Eastern State Penitentiary the State Penitentiary at Graterford the Western State Penitentiary at Pittsburgh the State Penitentiary at Rockview and any other institution hereafter established for the custody of prisoners as may be authorized and approved by the Attorney General the sum of twenty million seven hundred seventy-eight thousand six hundred dollars ($20,778,600)

For the payment of salaries wages or other conmpensation of employes for the payment of general expenses supplies and printing and for all other expenses of maintenance and operation necessary for the proper conduct of the work of inspecting advising and supervising the operation of county city borough and township penal and correctional institutions as may be authorized and approved by the attorney general the sum of one hundred thousand dollars ($100,000)

To the Department of Labor and Industry

For the payment of the salary of the Secretary of Labor and Industry and for the payment of salaries wages or other compensation of the members of the Workmen's Compensation Board Workmen's Compensation Referees Pennsylvania Labor Relations Board the members of the Industrial Board deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Workmen's Compensation Board the Workmen's Compensation Referees Pennsylvania Labor Relations Board and the Industrial Board and for compensation and expenses of wage boards the sum of five mililon four hundred thousand dollars ($5,400,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary to administer the "Pennsylvania Fair Employment Practcie Act" the sum of two hundred seventy-three thousand dollars ($273,000)

For the payment of additional workmen's compensation payable by the Commonwealth in cases of second injuries under the provisions of section three hundred six point one of the Workmen's Compensation Law as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1186) the sum of ten thousand dollars ($10,000)

For the use by the State Board of Vocational Rehabilitation in purchasing artificial appliances for and payment of the maintenance cost of physically handicapped persons in training including the deaf and hard of hearing and in paying all other expenses necessary in carrying out the provisions of the Rehabilitation Act the sum of three million one hundred thirty-one thousand two hundred dollars ($3,131,200)

For the payment of salaries wages general expenses supplies printing and equipment necessary to administer the "Social Security Contribution Fund" the sum of two hundred fifty-five thousand dollars ($255,000)

For the payment by the Commonwealth of its share of the compensation payable to claimants for certain occupational diseases the sum of seven million dollars ($7,000,000)

To the Department of Military Affairs

For the payment of the salary of the Adjutant General and for the payment of salaries wages or other compensation of the deputies adjutant general the Division Commander and other employes for the payment of general expenses supplies printing and equipment necessary for the Proper conduct of the work of the department including Division Headquarters the United States Property and Disbursing Office State Arsenal State Military Reservation and advisory commissions connected with the department for the making of improvements additions or repairs to existing buildings roads and utilities on the State Military Reservation and State Arsenal for the payment of expenses incurred in maintaining and repairing monuments and memorial bridges in Europe erected at the expense of the Commonwealth and for the acquisition by purchase or condemnation of additional lands to be used for or in connection with the Military Reservation at Indiantown Gap for the purpose of placing at the disposal of the Governor and making the same available for replacement or repairs of such military stores and supplies issued to the Commonwealth of Pennsylvania by the Federal Government as may be destroyed or damaged in whole or in part by fire flood storm or any other unavoidable cause for the payment of transportation pay of officers and enlisted men horse hire subsistence quartermaster stores and other proper and necessary expenses incident to field service rendered by the Pennsylvania National Guard under orders of the Governor in repelling invasion subduing insurrection riot tumult or disorder or the prevention of the same and when such Pennsylvania National Guard may be placed on duty under orders of the Governor under extraordinary circumstances for the protection of property or human life and in the event of all or any portion of said Pennsylvania National Guard being called into active service of the United States by the President of the United States or in furnishing the quota of volunteers from the Commonwealth of Pennsylvania under a call made by the President of the United States and for the equipment and maintenance of the Pennsylvania Guard in the event of the Pennsylvania National Guard being called into active service of the United States for the payment of claims against the Commonwealth of Pennsylvania for damages incurred by the operation or training of the Pennsylvania National Guard or the Pennsylvania Guard as provided by law for the payment of all necessary expenses supplies printing and equipment including annual allowances for maintenance and armory rent individual pay officers' annual allowances passenger and freight transportation telegrams telephone toll charges subscription to The Pennsylvania National Guardsman for distribution to officers and men of the Pennsylvania National Guard in either State or Federal service and the Pennsylvania Guard the expenses of operating and maintaining automobiles and other motor equipment the payment of mileage charges to the Department of Property and Supplies for the use of automobiles and other expenses necessary for the maintenance training government discipline and equipment of the Pennsylvania National Guard or the Pennsylvania Guard for the payment of claims made by the War Department based upon approved reports of survey covering loss damage or destruction of Federal property for the payment of salaries of members and inspectors of the Armory Board of the State of Pennsylvania for the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Armory Board of the State of Pennsylvania for the maintenance and repair of armories and for the expenses of inspection of armories the sum of three million five hundred eighty thousand dollars ($3,580,000)

Provided however That there is hereby appropriated for the same purposes the full amount of all rentals and all other moneys paid into the State Treasury in connection therewith of armories and receipts from public or private sources in payment of costs and material expenses by the Pennsylvania National Guard and the Pennsylvania Guard in furnishing relief from disaster and all receipts from the Federal Government or other public or private sources for or in connection with services performed by employes of the Department of Military Affairs or for or in connection with the use of property under the control of said department which shall be collected as heretofore and paid into the General Fund and credited to the appropriation made by this paragraph The expenditure of such rentals of armories and other moneys received in connection therewith is hereby authorized for the purchase of furniture furnishings and recreational equipment which may at the discretion of the Armory Board of the State of Pennsylvania be considered essential for the benefit betterment and welfare of the Pennsylvania National Guard or the Pennsylvania Guard

For the payment of any and all expenses incident to furnishing men material supplies and equipment when a disaster occurs the sum of five hundred thousand dollars ($500,000)

For the payment of salaries wages or other compensation of the superintendent and other employes for the payment of general expenses supplies printing and equipment for improvements to land for repairs alterations and improvements to plant and equipment for the purchase of equipment furniture furnishings and livestock for expenses of the Board of Trustees and incidental expenses for burial expenses and all other expenses of maintenance and operation necessary for the proper conduct of the work of the Soldier's and Sailors' Home as may be authorized and approved by the Adjutant General the sum of four hundred eighty thousand dollars ($480,000) and in addition to said amount all moneys collected by the institution or by the Commonwealth from the Federal Government in payment of support or training of members of Federal military establishments at the institution shall be paid into the General Fund and shall be credited to the appropriation made by this paragraph

For the payment of traveling expenses and other authorized disbursements of the State Veterans' Commission salaries wages and expenses of its employes for furnishing funds to provide the necessities of life for and to assist otherwise such Pennsylvania veterans of any war or armed conflict or the widows and infant children or dependents of such veterans as are sick disabled or indigent and who are without means for planning and providing for the rehabilitation and care of veterans and for the acquisition of land by purchase condemnation or gift and the construction of buildings with the approval of the Governor as may be deemed necessary for the rehabilitation and care of veterans the sum of one million three hundred ten thousand dollars ($1,300,000)

For the payment of gratuities for the children between the ages of sixteen and twenty-one years of totally disabled veterans and of soldiers marines female clerks yeomen (female) or members of the enlisted nurse corps of the United States who die or have died of Spanish-American War or World War service connected disabilities and of totally disabled veterans and of members of the armed forces of the United States and of women's organizations officially connected therewith who die or have died of World War II or the armed conflict in Korea service connected disabilities as certified from veterans administration records the sum of forty thousand dollars ($40,000) Such children must have lived in the Commonwealth of Pennsylvania for five years immediately preceding the date upon which the application is filed

Gratuities shall be paid out of the appropriation for the account of such children as shall be certified by the State Veterans' Commission (1) as coming within the class described above and (2) as attending any State or State-aided educational or training institution of a secondary or college grade or other institution of higher education business school trade school hospital providing training for nurse school or institution providing courses in beauty culture art radio or undertaking or embalming or such other educational training within this Commonwealth as approved by the State Veterans' Commission and (3) as being unable without such gratuity to pursue his or her education or training Payments not to exceed the sum of two hundred dollars ($200) per semester per child shall be made to such institution upon the submission by them of proof that bills have been incurred or contracted for matriculation fees and other necessary fees tuition board room rent books and supplies for such children in a definite amount for the school year Such proof shall be submitted to the State Veterans' Commissions which shall attach the same to the requisitions prepared for payments out of the appropriations made by this act

Where a child within the class described is completing an educational or training course and arrives at the age of twenty-one years before completing the course the gratuity may be paid until the course is completed Provided however That gratuities may not be paid for any child for a longer period than four scholastic years

To the Department of Mines

For the payment of the salary of the Secretary of Mines and for the payment of salaries wages or other compensation of a deputy secretary the mine inspectors and other employes and for the payment of general expenses including examination costs supplies printing and equipment necessary for the proper conduct of the work of the department and the mine inspectors the sum of one million three hundred thousand dollars ($1,300,000)

For the payment of all expenses of the department in administering and enforcing the "Bituminous Coal Open Pit Mining Conservation Act" of the 1945 Session of the General Assembly the sum of one hundred five thousand dollars ($105,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the administration of the act of May 29 1945 (P. L. 1132) relating to the health and safety of miners the sum of one hundred one thousand dollars ($101,000)

To the Department of Property and Supplies

For the payment of the salary of the Secretary of Property and Supplies and for the payment of salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and Capitol Police the Board of Commissioners of Public Grounds and Buildings and other boards attached to the department for the care maintenance and preservation of public grounds and buildings including the official home of the Governor for the payment of the advertising schedules of supplies the sale of unserviceable property proposals for executing the State printing and binding proposals for any contract work readvertising any schedule or proposal when necessary and all other advertising necessary for the proper conduct of the work of the department the sum of six million five hundred eighty-three thousand dollars ($6,583,000) Provided however That the department shall not use any part of this appropriation for the payment of the salaries wages or other compensation of employes necessary for the cleaning and care of offices or other quarters either in the Capitol Building or elsewhere used by the Department of Banking the Department of Highways and any other agency to the extent to which appropriations for this purpose shall have been made to them from Special Funds or offices or other quarters used by the General Assembly the Judicial Department the Department of the Auditor General the Treasury Department the Pennsylvania Game Commission the Pennsylvania Fish Commission the Pennsylvania Liquor Control Board the Milk Control Commission or the State Workmen's Insurance Board

For the purchase of fuel water gas steam and electric current and necessary devices for its reception and use for alterations materials supplies repairs equipment renovations and improvements to for or on the State Capitol buildings the public grounds and buildings connected with the State Capitol the Publications Building the official home of the Governor the State Arsenal the Cameron Street Office Building the State Warehouse and any buildings lands or structures within the City of Harrisburg donated or devised to the Commonwealth but not including the Liquor Control Board Office Building in Harrisburg for the salaries of employes and other expenses of maintaining the Cameron Street Office Building State Warehouse the Brookwood Terminal Building and for the payment or rents fuel water gas steam electric current and any necessary alterations for any buildings offices or storage space in the City of Harrisburg required for the accommodation of departments supported from the General Fund the sum of two million six hundred sixteen thousand dollars ($2,616,000) Provided That occupany of the Cameron Street Office Building or the State Warehouse by agencies or functions of government supported by other than appropriations from the General Fund shall be charged for at rates approved by the Executive Board And that space in the State Warehouse not in use by the Commonwealth may be rented to the public at such rates as the Department of Property and Supplies may determine All funds collected by the Department under this proviso shall be paid into the State Treasury and credited to the appropriation made by this paragraph and shall be appropriated for the same purposes

For the purchase of automotive equipment aeroplanes and accessories thereto as may be required for use by the several administrative departments boards commissions and officers of the State government except those required for permanent use by the Department of Banking the Department of Highways and the Department of Revenue and any other agency to the extent to which appropriations for this purpose shall have been made to them from special funds the Department of the Auditor General the Treasury Department the Pennsylvania State Police the Pennsylvania Fish Commission the Pennsylvania Game Commission the State Farm Products Show Commission the Pennsylvania Liquor Control Board the Milk Control Commission and the State Workmen's Insurance Board for the payment of the cost of minor repairs to automotive equipment permanently assigned to department boards and commissions except the Department of Highways and

stored at the garage maintained by the Department of Property and Supplies in the City of Harrisburg and for the payment of the cost of oil gasoline tires repair parts for and repairs to automotive equipment which is not permanently assigned to any department board commission or other officer of the State Government the sum of one million two hundred eighty-five thousand four hundred fifty dollars ($1,285,450) and in addition the proceeds of the sales of automobiles shall be paid into the State Treasury and shall be credited to the appropriation of the department for the purchase of automobiles or credited to that department or State agency having authority to purchase automobiles with money appropriated to it

For the cost of printing and distributing records of the proceedings of the conventions of the Department of Pennsylvania of the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion the Disabled American Veterans of the World War American Veterans of the World War II (AMVETS) Military Order of the Purple Heart Jewish War Veterans Catholic War Veterans Incorporated and the Marine Corps League as provided by law the sum of forty-seven thousand four hundred dollars ($47,400)

For the cost of printing and distributing the Capitol News clip sheet and the Pennsylvania State Manual the sum of one hundred three thousand dollars ($103,000)

For the payment of salaries wages printing supplies and other general expenses necessary for the State-wide distribution of United States Department of Agriculture surplus foods and commodities the sum of two hundred seventy-three thousand dollars ($273,000)

For the purchase of office supplies and equipment stationery printing printing supplies and printing processes for the purchase of legal books periodicals maps pamphlets for the purchase of all other materials supplies and equipment for the cost of repairing office equipment for the payment of rental charges of telephone and other leased devices for the payment of telephone toll charges and telegrams required by the General Assembly and the Judicial Department for the payment of costs including delivery expenses of documents and publications furnished to members and officers of the General Assembly for the payment of the costs of all printing incident to the sessions of the General Assembly including the printing of the Pamphlet Laws and for the payment of the cost of postage freight express paper and printing of departmental documents distributed to members of the General Assembly in accordance with law the sum of one million two hundred thousand dollars $1,200,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the Department in the inspection of construction projects of the General State Authority the sum of three hundred forty thousand dollars ($340,000)

To the Pennsylvania Public Utility Commission

For the payment of the salary of the chairman and members of the commission and for the payment of salaries wages or other compensation of a secretary and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the commission the sum of three million seven hundred twenty thousand dollars ($3,720,000)

For the payment of such proportion of the cost of installing warning signals for the protection of the public where tracks of railroad corporations or street railways corporations cross public highways other than those State highways designed as primary routes as shall be determined by the commission to be paid by the Commonwealth the sum of thirty-five thousand dollars ($35,000)

To the Department of Revenue

For the payment of the salary of the Secretary of Revenue and for the payment of salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses rentals equipment and other expenses incidental to the collection of inheritance and estate taxes and mercantile license taxes and other taxes supplies printing and equipment necessary for the proper conduct of the work of the department for the payment of the compensation of informants in escheats and the fees and expenses of escheators for the payment of costs in suits for the payment of costs of filing liens for the purchase of tax stamps and for the payment of costs of advertising required by any act of Assembly in connection with the escheat of moneys and property to the Commonwealth or in connection with the payment of unclaimed moneys into the State Treasury without escheat the sum of nine million five hundred forty thousand dollars ($9,540,000) Provided however That to the extent to which appropriations have been made to the department out of special funds for any of the foregoing purposes this appropriation shall not be used for such purposes

For the payment of salaries wages or other compensation of the director and other employes of the bureau of sales and use tax for the payment of general expenses rentals equipment and other expenses incidental to the collection of the selective sales and use tax and hotel occupancy tax supplies printing and equipment necessary for the proper conduct of the work of the bureau for the payment of costs in suits for the payment of costs of filing liens for the purchase and distribution of prepaid tax receipts the sum of seven million five hundred thousand dollars ($7,500,000)

For the payment of the redemption of the consumer's or purchaser's portion of prepaid tax receipts the sum of four million dollars ($4,000,000)

For the payment of salaries of the members of the State Athletic Commission for the payment of salaries wages or other compensation of a secretary and deputies and other employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Athletic Commission as approved by the Secretary of Revenue the sum of one hundred fifty-seven thousand three hundred fifty dollar ($157,350)

For the payment of the compensation of informants in escheats and the fees and expenses of escheators the sum of two hundred fifty thousand dollars ($250,000) and in addition to the proceeds recovered either through escheat proceedings or through proceedings for payment into the State Treasury without escheat shall be paid to the Commonwealth and to the extent necessary shall be credited to the appropriation of the department for the payment of compensation to informers escheators and others and for the payment of fees and expenses not to exceed twenty-five per cent (25%) involved in such proceedings

To the Department of State

For the payment of the salary of the Secretary of the Commonwealth and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the sum of six hundred ten thousand dollars ($610,000)

For the payment of the cost of publishing in various newspapers throughout the State the several proposed amendments to the Constitution of the Commonwealth of Pennsylvania the sum of thirty-five thousand dollars ($35,000)

For the payment of salaries wages or other compensation of a secretary and other employes and for the payment of general expenses necessary for the proper conduct of the work of the State Employes' Retirement Board the sum of three hundred eighty-five thousand dollars ($385,000) and in addition to the said amount any moneys collected from a public corporation or similar agency in payment of the proportionate share of administering the State Employes' Retirement Fund on behalf of the employes of such public corporation or similar agency whose employes are entitled by law to be members of the State Employes' Retirement System shall be paid into the General Fund and credited to this appropriation

For the payment of salaries wages and compensation of

employes for the payment of general expenses supplies printing equipment and other expenses for the proper conduct of the work of the department necessary for and incidental to taking the vote of qualified electors of the Commonwealth who are entitled to vote by "Official Military Ballot" and for reimbursement by the Commonwealth of cities of the first class and counties for expenses incurred by cities of the first class and counties in connection therewith the sum of thirty thousand dollars ($30,000)

For the payment into the State Employes' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of three million nine hundred sixty-nine thousand one hundred twenty-two dollars ($3,969,122)

For the payment into the State Employes' Retirement Fund to the credit of the Contingent Reserve Account the sum of eight million sixty-three thousand three hundred seventy-four dollars ($8,063,374)

For the payment into the State Employes' Retirement Fund to cover the additional liability for reserve required by reason of the creation of the Pennsylvania State Police Retirement System the sum of fifty thousand dollars ($50,000)

To the Pennsylvania State Police

For the payment of the salaries wages or other compensation and necessary traveling expenses of the Commissioner and deputy commission of the Pennsylvania State Police the members of the State Police force and other employes of the Pennsylvania State Police for the purchase of motor equipment for the payment of general expenses necessary for the proper conduct of the work of the Pennsylvania State Police for the payment of the board lodging subsistence allowances uniforms arms and equipment of the Pennsylvania State Police force and for the payment of the proper medical surgical and hospital expenses incurred as a direct result of illness contracted or injuries received by members of the Pennsylvania State Police in the course of employment and not covered by insurance for the payment of premiums on policies insuring the Commonwealth against Workmen's compensation liability to all employes or dependents of employes of the Pennsylvania State Police for the payment of premiums on policies of insurance covering motor vehicles operated by the Pennsylvania State Police and surety bonds for employes of the Pennsylvania State Police required to furnish such bonds for the payment with the Attorney General's approval of damages sustained by persons whose property has been damaged or destroyed by members of the Pennsylvania State Police in the discharge of their duties for the operation and maintenance of the Pennsylvania State Police Training School including any branches thereof for the maintenance and repair of barracks owned by the Pennsylvania State Police and equipment therein for the payment of traveling expenses and witness fees in the amount of three dollars ($3) per capita per diem to witness testifying for the Commonwealth at hearings in connection with the work of the Pennsylvania State Police and for the payment of fees charged by physicians for examining persons suspected of operating motor vehicles while intoxicated whenever such persons are found as a result of such examination not to be intoxicated except that no sum in excess of five dollars ($5) shall be paid to any physician for any such examination for the maintenance and operating of a radio broadcasting station or stations and for the purpose of installing operating and maintaining a teletype or other inter-communication system linking the central office of the Pennsylvania State Police and the offices of the various organized police forces of the political subdivisions of the Commonwealth maintaining night offices and linking such central office with other states using similar systems which cooperate with Pennsylvania in broadcasting police information the sum of six million five hundred fifteen thousand eight hundred sixty dollars ($6,511,860) and any additional sums from time to time transferred from the Motor License Fund and credited to this appropriation in the manner provided by law

To the State Civil Service Commission

For the payment of salaries wages or other compensation of the commissioners a personal director and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Commission the sum of one hundred thousand dollars ($100,000) and in addition any money collected by the Commission by way of reimbursement under the provisions of the Civil Service Act shall be paid into the General Fund through the Department of Revenue and shall be credited to this appropriation Provided That the specific appropriation of one hundred thousand dollars ($100,000) made by this paragraph shall be used by the Commission as working capital only and shall lapse at the end of the biennium in the full amount

To the Interstate Oil Compact Commission

For the support of the Interstate Oil Compact Commission created by the act of July 23, 1941 (Pamphlet Laws 435) and for the payment of expenses of the Governor or his delegate in representing Pennsylvania the sum of five thousand dollars ($5,000) Requisitions shall be signed by the Governor

To the Ohio River Valley Water Sanitation Commission

For the support of the Ohio River Valley Water Sanitation Commission created by the act of April 2, 1945 (Pamphlet Laws 103) the sum of forty thousand four hundred thirty dollars ($40,430) Requisitions shall be prepared and signed by the Secretary of Health

To the Interstate Commission on the Potomac River Basin

For the support of the Interstate Commission on the Potomac River Basin created by the act of May 29, 1945 (Pamphlet Laws 1134) the sum of six thousand dollars ($6,000) Requisitions shall be prepared and signed by the Secretary of Health

To the Commission on Interstate Cooperation

For the payment of wages and other compensation of employes for the payment of expenses of members in attending conferences when designated by the Governor the chairman of the commission the President pro tempore of the Senate or the Speaker of the House of Representatives and for the payment of the general expenses necessary for the proper conduct of the work of the Commission on Interstate Cooperation the sum of thirty-five thousand dollars ($35,000) to be paid on warrants of the Auditor General in favor of either the chairman or the treasurer of said commission on the presentation of his requisition for the same Either the chairman or the treasurer shall file an accounting of said expenses with the Auditor General

To the Interstate Commission on the Delaware River Basin

For the payment of wages and other compensation of employes for the payment of general expenses necessary for the proper conduct of the work of the Interstate Commission on the Delaware River Basin created by the Commission on Interstate Cooperation the sum of sixty thousand dollars ($60,000) to be paid on warrants of the Auditor General in favor of the Chairman of said commission on the presentation of his requisition for the same The chairman shall file an accounting of said expenses with the Auditor General

To the Council of State Governments

For the support of the Council of State Governments and the Interstate Legislation Reference Bureau established by it to coordinate the work of the various State Legislative Reference Bureaus and other official agencies dealing with legislative matters the sum of seventy-five thousand dollars ($75,000) One-half of said appropriation shall be paid during each fiscal year of the biennium in equal quarterly installments on requisition drawn by the Auditor General Warrants for such payments shall be drawn to the order of the Executive Director of the Council of State Governments who shall file an accounting of said expenses with the Auditor General

To the Atlantic States Marine Fisheries Commission

For the support of the Atlantic States Marine Fisheries

Commission created by the act of June 1, 1943 (Pamphlet Laws 798) the sum of one thousand four hundred dollars ($1,400) requisition shall be prepared and signed by the Commission of Fisheries

To the Brandywine Battlefield Park Commission

For the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Brandywine Battlefield Park Commission and to maintain the lands or structures acquired under the provisions of the act approved the fifth day of July one thousand nine hundred forty-seven (Pamphlet Laws 1293) the sum of thirty two thousand dollars ($32,000)

To the State Tax Equilization Board

For the payment of salaries of members of the board and salaries wages or other compensation of employes for payments to county commissioners under the provisions of section nine of act 447 approved June 27, 1947 (Pamphlet Laws 1046) and for the payment of the costs of supplies equipment and all other expenses necessary for the proper conduct of the work of the board the sum of six hundred fifty thousand dollars ($650,000)

To the Pennsylvania Board of Parole

For the payment of salaries of members of the board and salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the board the sum of one million nine hundred twenty thousand dollars ($1,920,000)

To the State Council of Civil Defense

For the payment of salaries wages postage printing and other expenses necessary for the proper conduct of the work of the State Council of Civil Defense including payments for accidental injury as authorized by law the sum of nine hundred eighty-five thousand dollars ($985,000)

To the Milk Control Commission

For the payment into the Milk Control Fund in the State Treasury for the purposes for which such fund is appropriated by law the sum of three hundred thousand dollars ($300,000)

To the Pennsylvania Historical and Museum Commission

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the Pennsylvania Historical and Museum Commission including historical research preparation erection and maintenance and development of historical markers maintenance and development of historical monuments and sites the sum of seven hundred seventy-four thousand dollars ($774,000)

II Legislative Department

For the payment of the expenses of the Legislative Department for two years beginning June first one thousand nine hundred fifty-five and also for the expenses of the Session and recess of one thousand nine hundred fifty-five not previously provided for the following sums or as much thereof as may be necessary to be paid in the manner prescribed by law Provided That the salaries stationery and mileage of the Members of the Senate and House of Representatives of the Legislative Session of one thousand nine hundred fifty-seven shall be paid by requisition of the Chief Clerk of the Senate or the Chief Clerk of the House of Representatives upon the Auditor General only after statement of the amounts due the several Senators and Members shall have been certified to the respective Chief Clerks by the President pro tempore of the Senate or Speaker of the House of Representatives and that the Senators and Members receiving fixed salaries for said Session shall be paid one-fifth of his total salary each month for the first four months of the Session if the Legislature shall be in session that long and the balance on the day fixed for the final adjournment of the Legislature or during the two days previous thereto

All compensation payable to officers and employes under the provisions of this act shall be payable semi-monthly on the fifteenth day and the last day of each month on requisition of the Chief Clerk of the Senate or of the House of Representatives as the case may be pursuant to certification of the officer under whose direction and control the officer or employe shall be

To the Senate

For the payment of the salaries of fifty Senators and extra compensation allowed by law to the President pro tempore of the Senate Session of one thousand nine hundred fifty-seven the sum of one hundred fifty-one thousand dollars ($151,000)

For the payment of the salaries of the officers and employes of the Senate Session of one thousand nine hundred fifty-seven also for the payment of the Session and recess salaries of all officers and employes whose positions are now or many hereafter be created and for the payment of which provision is not otherwise made also for the payment of any increase which may now or hereafter be authorized in the recess and Session salaries of the officers and employes of the Senate whose present salaries are provided for in this section the sum of one hundred ninety-five thousand dollars ($195,000)

For the payment of the salaries of the returning officers of the Senate at the beginning of the Session of one thousand nine hundred fifty-seven the sum of eight thousand dollars ($8,000)

For the payment of the salary of the two Clerks to the President of the Senate for two years beginning June first one thousand nine hundred fifty-five the sum of thirteen thousand fifty dollars ($13,050)

For the payment of the salary of the Secretary to the President of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of eight thousand seventy-five dollars ($8,075)

For the payment of the salary of the Secretary of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of nineteen thousand five hundred seventy-five dollars ($19,575)

For the payment of the salary of the Chief Clerk of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of sixteen thousand three hundred twelve dollars and fifty cents ($16,312.50)

For the payment of the salary of the Library Clerk of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of seven thousand eight hundred thirty dollars ($7,830)

For the payment of the salary of the Secretary to the Senate Librarian for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of six thousand four hundred seventy-five dollars ($6,475)

For the payment of the salary of the Librarian of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of fourteen thousand one hundred thirty-seven dollars fifty cents ($14,-137.50)

For the payment of the salary of one Clerk to the President pro tempore for the two years beginning June first one thousand nine hundred fifty-five the sum of six thousand five hundred twenty-five dollars ($6,525)

For the payment of the salary of the Secretary to the President pro tempore of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of eight thousand seventy-five dollars ($8,075)

For the payment of the salary of a Janitor for the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of four thousand three hundred ten dollars ($4,310)

For the payment of the salaries of two Watchmen of the Senate for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of ten thousand four hundred seventy-five dollars ($10,-475)

For the payment of the salary of the Superintendent of the Storeroom of the Senate for two years beginning June first one thousand nine hundred fifty-five as pro-

vided by law the sum of seven thousand eight hundred thirty dollars ($7,830)

For the payment of the salary of the Custodian of the Basement of the Senate for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of four thousand five hundred sixty-seven dollars fifty cents ($4,567.50)

For the payment of the salaries of Custodians of the Senate Chamber for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of fifteen thousand forty-two dollars fifty cents ($15,042.50)

For the payment of the salary of the Messenger in the Senate Library for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of four thousand five hundred sixty-seven dollars fifty cents ($4,567.50)

For the payment of the salary of the Chief Custodian of the Senate for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of eight thousand seventy-five dollars ($8,075)

For the payment of the salary of the Secretary to the Majority Floor Leader of the Senate for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of eight thousand seventy-five dollars ($8,075)

For the payment of the salary of the Secretary to the Minority Floor Leader of the Senate for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of eight thousand seventy-five dollars ($8,075)

For the payment of the salary of one Senate Indexing Clerk for the two years beginning June first one thousand nine hundred fifty-five the sum of six thousand ninety dollars ($6,090)

For the payment of the salary of one Chief Compiling Clerk for the two years beginning June first one thousand nine hundred fifty-five the sum of nine thousand eight hundred dollars ($9,800)

For the payment of the salary of one Messenger to the Secretary of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of four thousand five hundred sixty-seven dollars fifty cents ($4,567.50)

For the payment of the salary of one Stenographer to the Chief Clerk of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of six thousand ninety dollars ($6,090)

For the payment of the salary of one Chief Sergeant at Arms for the two years beginning June first one thousand nine hundred fifty-five the sum of eight thousand two hundred fifty dollars ($8,250)

For the payment of the salary of one Chief Mailing Clerk for the two years beginning June first one thousand nine hundred fifty-five the sum of seven thousand eight hundred thirty dollars ($7,830)

For the payment of the salary of the Assistant to the Secretary of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of seven thousand one hundred seventy-five dollars ($7,175)

For the payment of the salary of the Assistant Chief Clerk of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of nine thousand six hundred twenty-five dollars ($9,625)

For the payment of the mileage of fifty Senators Session of one thousand nine hundred fifty-seven the sum of eighteen thousand dollars ($18,000)

For the payment of the mileage of the officers and employes of the Senate Session of one thousand nine hundred fifty-seven the sum of two thousand seven hundred dollars ($2,700)

For the payment of the mileage of the returning officers of the Senate at the beginning of the Session of one thousand nine hundred fifty-seven the sum of two thousand dollars ($2,000)

For the payment of postage Session of one thousand nine hundred fifty-seven for the Chief Clerk and assistants the sum of one hundred fifty dollars ($150)

For the payment of postage Session of one thousand nine hundred fifty-seven for the Lieutenant Governor the sum of one hundred fifty dollars ($150)

To the Chief Clerk of the Senate for the payment of the postage on the Legislative Journal bills and calendars Session of one thousand nine hundred fifty-seven the sum of four thousand five hundred dollars ($4,500)

For the payment of the postage labor and incidental expenses in the office of the Secretary of the Senate for the year beginning June first one thousand nine hundred fifty-five the sum of five thousand dollars ($5,000) and for the year beginning June first one thousand nine hundred fifty-six the sum of five thousand dollars ($5,000)

For the payment of postage labor express charges and all other expenses in the office of the Librarian of the Senate for the year beginning June first one thousand nine hundred fifty-five the sum of two thousand eight hundred dollars ($2,800) and for the year beginning June first one thousand nine hundred fifty-six the sum of two thousand eight hundred dollars ($2,800)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the President of the Senate during the recess ending the first Tuesday of January one thousand nine hundred fifty-seven the sum of five thousand dollars ($5,000) or as much thereof as may be necessary and for like expenses for the session of one thousand nine hundred fifty-seven the sum of five thousand dollars ($5,000)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the President pro tempore of the Senate during the recess ending the first Tuesday of January one thousand nine hundred fifty-seven the sum of five thousand dollars ($5,000) or as much thereof as may be necessary and for like expenses for the Session of one thousand nine hundred fifty-seven the sum of five thousand dollars ($5,000)

For the payment of the necessary expenses including extra labor in the office of the Chief Clerk for the year ending May thirty-first one thousand nine hundred fifty-six the sum of seven thousand dollars ($7,000) and for six months ending November thirtieth one thousand nine hundred fifty-six the sum of four thousand dollars ($4,000)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Majority Floor Leader of the Senate during the recess ending December first one thousand nine hundred fifty-six the sum of five thousand dollars ($5,000) and for like expenses for the Session of one thousand nine hundred fifty-seven the sum of four thousand dollars ($4,000)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Minority Floor Leader of the Senate during the recess ending December first one thousand nine hundred fifty-six the sum of four thousand dollars ($4,000) and for like expenses for the Session of one thousand nine hundred fifty-seven the sum of four thousand dollars ($4,000)

For the payment of contingent expenses including extra services of employes of the Senate and clerical stenographic traveling and discretionary charges of the Majority Whip during the recess ending December first one thousand nine hundred fifty-six the sum of five hundred dollars ($500) and for like expenses for the Legislative Session of one thousand nine hundred fifty-seven the sum of five hundred dollars ($500)

For the payment of contingent expenses including extra services of employes of the Senate and clerical stenographic traveling and discretionary charges of the Minority Whip during the recess ending December first one thousand nine hundred fifty-six the sum of seven hundred fifty dollars ($750) and for like expenses for the Legislative Session of one thousand nine hundred fifty-seven the sum of one thousand dollars ($1,000)

For the payment of contingent expenses including extra services of employes of the Senate and clerical stenographic traveling and discretionary charges of the chair-

man of the majority caucus during the recess ending December first one thousand nine hundred fifty-six the sum of five hundred dollars ($500) and for like expenses for the Legislative Session of one thousand nine hundred fifty-seven the sum of five hundred dollars ($500)

For the payment of the incidental expenses of the Senate for six months commencing December first one thousand nine hundred fifty-six and the entire period of the Session of one thousand nine hundred fifty-seven should the same extend beyond May thirty-first such sum as may be necessary to be expended by the Chief Clerk of the Senate who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts but said Chief Clerk shall at no time have in his hands more than four thousand dollars ($4,000) for which accounts have not been rendered and settled and the whole amount expended by said Chief Clerk shall not exceed the sum of thirteen thousand dollars ($13,000) out of which amount such necessary extra labor in the Senate shall be paid as shall be certified by the President pro tempore and Chief Clerk

To the Secretary of the Senate for the payment of extra services in connection with the compilation of the history of legislation in the Senate Session of one thousand nine hundred fifty-five the sum of two thousand five hundred dollars ($2,500)

For the payment of the expenses of the Committee on Appropriations of the Senate during the biennium June first one thousand nine hundred fifty-five and ending May thirty-first one thousand nine hundred fifty-seven in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals homes and other institutions and agencies supported in whole or in part by appropriations from the State Treasury in analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriations and for the necessary clerical assistance and other necessary expenses in connection with the work of said committee in compiling data and information for the use of said committee and the Senate during Legislative Sessions and during the interim between Legislative Sessions the sum of thirty-five thousand dollars ($35,000) to be paid on warrant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same Of the sum herein appropriated not more than twenty-five thousand dollars ($25,000) shall be expended prior to the beginning of the regular session of the General Assembly of one thousand nine hundred fifty-seven If the term of office of the Chairman of the Committee on Appropriations shall terminate prior to the regular session of 1957 he shall not later than thirty days after such termination and also within thirty days after the adjournment of any regular or special session file an account with the Auditor General of the committee expenses since the filing of the prior account

For the payment of expenses incident to issuing certificate of election of Senators for the Session of one thousand nine hundred fifty-seven the sum of seventy-five dollars ($75) (act of June fourteenth one thousand nine hundred eleven (P. L. 926)

To the Secretary of the Senate for the payment of the expenses of the Senate or committees of the Senate in attending funerals or expenses incident thereto of senators officers of the Senate or State officials during the two years beginning June first one thousand nine hundred fifty-five the sum of one thousand dollars ($1,000)

For the payment of the expenses of Senators and extra compensation and expenses of chairman of committees as provided by law the sum of one hundred eighty thousand dollars ($180,000)

To the House of Representatives

For the payment of the salaries of two hundred and ten Members of the House of Representatives and extra compensation allowed by law to the Speaker of the House of Representatives Session one thousand nine hundred fifty-seven the sum of six hundred thirty-one thousand dollars ($631,000)

For the payment of salaries of the officers and employes of the House of Representatives Session of one thousand nine hundred fifty-seven also for the payment of the Session and recess salaries of all officers and employes whose positions are now or may be hereafter created and for the payment of which provision is not otherwise made also for the payment of any increase which may now or hereafter be authorized in the recess and Session salaries of all the officers and employes of the House of Representatives whose present salaries are provided for in this section the sum of four hundred forty-five thousand four hundred dollars ($445,400)

For the payment of the salaries of the returning officers of the House of Representatives at the beginning of the Session of one thousand nine hundred fifty-seven the sum of thirteen thousand dollars ($13,000)

For the payment of the salary of the Chief Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of nineteen thousand eight hundred dollars ($19,800)

For the payment of the salary of the Assistant to the Chief Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of eleven thousand dollars ($11,000)

For the payment of the salary of the Stenographer to the Chief Clerk for the two years beginning June first one thousand nine hundred fifty-five the sum of seven thousand dollars ($7,000)

For the payment of the salary of the Administrative Assistant to the Speaker for the two years beginning June first one thousand nine hundred fifty-five the sum of ten thousand dollars ($10,000)

For the payment of the salary of the Secretary to the Chief Clerk for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of eight thousand two hundred dollars ($8,200)

For the payment of the salary of the Clerk to the Speaker for the two years beginning June first one thousand nine hundred fifty-five the sum of six thousand six hundred dollars ($6,600)

For the payment of the salary of the Secretary to the Speaker of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of eight thousand two hundred dollars ($8,200)

For the payment of the salary of the Superintendent of Storerooms of the House of Representatives for the time employed during the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of eight thousand two hundred dollars ($8,200)

For the payment of salaries of one day watchman and one night watchman of the House of Representatives for the time employed during the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of ten thousand six hundred dollars ($10,600)

For the payment of the salary of the Chief Custodian of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of five thousand three hundred dollars ($5,300)

For the payment of the salary of the Amendment Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of eight thousand two hundred dollars ($8,200)

For the payment of the salaries of the four Custodians of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of nineteen thousand three hundred sixty dollars ($19,360)

For the payment of the salary of the Clerk to the Secretary for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of six thousand six hundred dollars ($6,600)

For the payment of the salary of the Parliamentarian of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of fourteen thousand dollars ($14,000)

For the payment of the salary of the Secretary of the House of Representatives for the two years beginning

June first one thousand nine hundred fifty-five the sum of sixteen thousand five hundred dollars ($16,500)

For the payment of the salary of the Secretary to the Majority Floor Leader of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of eight thousand two hundred dollars ($8,200)

For the payment of the salary of the Secretary to the Minority Floor Leader of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of eight thousand two hundred dollars ($8,200)

For the payment of the salary of the Messenger to the Chief Clerk for the two years beginning June first one thousand nine hundred fifty-five the sum of four thousand six hundred twenty dollars ($4,620)

For the payment of the salary of the Secretary to the Secretary of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of eight thousand two hundred dollars ($8,200)

For the payment of the salary of the Supply Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of four thousand six hundred twenty dollars ($4,620)

For the payment of the salary of the Compiling Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of nine thousand five hundred dollars ($9,500)

For the payment of the salary of the Finance Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of nine thousand dollars ($9,000)

For the payment of the salary of the Library Clerk of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five the sum of seven thousand forty dollars ($7,040)

For the payment of the salary of the administrative assistant to the majority floor leader of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of ten thousand dollars ($10,000)

For the payment of the salary of the administrative asisstant to the minority floor leader of the House of Representatives for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of ten thousand dollars ($10,000)

For the payment of the mileage of two hundred and ten Members of the House of Representatives Session of one thousand nine hundred fifty-seven the sum of one hundred ninety-one thousand six hundred dollars ($191,600)

For the payment of the mileage of the officers and employes of the House of Representatives Session of one thousand nine hundred fifty-seven the sum of four thousand dollars ($4,000)

For the payment of the mileage of the returning officers of the House of Representatives at the beginning of the Session of one thousand nine hundred fifty-seven the sum of three thousand dollars ($3,000)

For the payment of postage Session of one thousand nine hundred fifty-seven to the Chief Clerk and assistants the sum of one hundred fifty dollars ($150)

To the Chief Clerk of the House of Representatives for the payment of postage on the Legislative Journal bills and calendars Session of one thousand nine hundred fifty-seven the sum of fifteen thousand dollars ($15,000)

For the payment of contingent expenses including clerical stenographic traveling and discretionary charges of the Speaker of the House of Representatives during the recess ending December first one thousand nine hundred fifty-six the sum of five thousand dollars ($5,000) or as much thereof as may be necessary and for like expenses for the Session of one thousand nine hundred fifty-seven the sum of seven thousand five hundred dollars ($7,500)

For the payment of necessary expenses including extra labor in the office of the Chief Clerk and Library for the year beginning June first one thousand nine hundred fifty-five the sum of nineteen thousand dollars ($19,000) and for the six months beginning June first one thousand nine hundred fifty-six the sum of nine thousand one hundred dollars ($9,100)

For the payment of the postage clerical stnegraphic and express charges and all other expenses in the office of the Secretary of the House of Representatives for the year beginning June first one thousand nine hundred fifty-five the sum of five thousand five hundred dollars ($5,500) and for the year beginning June first one thousand nine hundred fifty-six the sum of five thousand five hundred dollars ($5,500)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Majority Floor Leader of the House of Representatives during the recess ending December first one thousand nine hundred fifty-six the sum of four thousand dollars ($4,000) and for like expenses for the Session of one thousand nine hundred fifty-seven the sum of six thousand five hundred ($6,500)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Minority Floor Leader of the House of Representatives during the recss ending December first one thousand nine hundred fifty-six the sum of four thousand dollars ($4,000) and for like expenses for the Session of one thousand nine hundred fifty-seven the sum of six thousand five hundred dollars ($6,500)

For the payment of contingent expenses including extra services of employes of the House of Representatives and clerical stenographic traveling and discretionary charges of the Majority Whip during the recess ending December first one thousand nine hundred fifty-six the sum of one thousand dollars ($1,000) and for like expenses for the Legislative Session of one thousand nine hundred fifty-seven the sum of one thousand five hundred dollars ($1,500)

For the payment of contingent expenses including extra services of employes of the House of Representatives and clerical stenographic traveling and discretionary charges of the Minority Whip during the recess ending December first one thousand nine hundred fifty-six the sum of seven hundred fifty dollars ($750) and for like expenses for the Legislative Session of one thousand nine hundred fifty-seven the sum of one thousand five hundred dollars ($1,500)

For the payment of contingent expenses including extra services of employes of the House of Representatives and clerical stenographic traveling and discretionary charges of the chairman of the majority caucus for the session of 1957 the sum of one thousand dollars ($1000)

For the payment of contingent expenses including extra services of employes of the House of Representatives and clerical stenographic traveling and discretionary charges of the chairman of the minority caucus for the session of 1957 the sum of one thousand dollars ($1000)

For the payment of the incidental expenses of the House of Representatives for the six month commencing December first one thousand nine hundred fifty-six and for the entire period of the Sesion of one thousand nine hundred fifty-seven should the same extend beyond May thirty-first to be expended by the the Chief Clerk who shall render to the Auditor General acounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts The whole amount thus expended by the Chief Clerk shall not exceed the sum of fifty-six thousand dollars ($56,000)

For the payment of the expenses of the Committee on Appropriations of the House of Representatives during the biennium beginning June first one thousand nine hundred fifty-five in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals homes and other institutions and agencies supported in whole or in part by appropriations from the the State Treasury in analyzing reports expenditures and the general operation and administration of said institutions and agencies in examining and analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriations and for the necesary clerical assistance and other necessary expenses in connection with the work

of said committee in compiling comparative cost and other fiscal data and information for the use of said committee and the House of Representatives during Legislative Sessions and during the interim between Legislative Sessions the sum of sixty thousand dollars ($60,000) to be paid on warant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same of the sum herein appropriated not more than forty-five thousand dollars ($45,000) shall be expended prior to the beginning of the regular Session of the Genral Assembly of one thousand nine hundred fifty-seven The chairman of the Committee on Appropriations shall not later than thirty days after the termination of his term of office or until his successor is elected and also within thirty days after the adjournment of any regular or special session file an account with the Auditor General of the Committee's expenses since the filing of the prior account

For the payment of the expenses incident to issuing certificates of election to Members of the House of Representatives for the Session of one thousand nine hundred fifty-seven (act of June fourteenth one thousand nine hundred eleven (Pamphlet Laws 926) the sum of seven hundred fifty dollars ($750) to be paid by the State Treasurer on warrants of the Auditor General upon presentation of vouchers approved by the Speaker of the House of Representatives

To the Chief Clerk of the House of Representatives for the payment of the expenses of the House of Representatives or committee of the House of Representatives in attending funerals or expenses incident thereto of Members of the House of Representatives officers of the House of Representatives or State officials during the two years beginning June first one thousand nine hundred fifty-five the sum of three thousand dollars ($3,000)

To the Chief Clerk of the House of Representatives for the payment of extra services in connection with the compilation of the history of legislation in the House of Representatives Session of one thousand nine hundred fifty-five the sum of two thousand five hundred dollars ($2,500)

For the payment of expenses of Members of the House of Representatives as provided by law the sum of one million two hundred sixty thousand dollars ($1,260,000)

Legislative Journals

The expenses for paper and printing of the Legislative Journals shall be paid out of the appropriation for paper and printing made to the Department of Property and Supplies contained in this act

For the work of the Legislative Journal officials after the close of the Session of one thousand nine hundred fifty-five on the Legislative Journal also the proofreading of the appendix and index thereto as provided by law the sum of four thousand five hundred dollars ($4,500)

To the Legislative Reference Bureau

For the payment of the salaries and other compensation of the director assistant director librarian attorney-at-law clerks secretaries stenographers typists messengers and other employes permanently employed for the two fiscal years beginning June first one thousand nine hundred fifty-five and for those temporarily employed until the end of the Session of the General Assembly of one thousand nine hundred fifty-seven and for maintenance law books reference material incidental equipment and supplies traveling expenses and incidental expenses the sum of two hundred fifteen thousand dollars ($215,000)

To the Local Government Commission

For the payment of the expenses of the members of said Commission for the payment of the compensation and expenses of the secretary counsel and other appointees of the Commission for printing postage supplies telephone telegraph and miscellaneous expenses for the two fiscal years beginning June first one thousand nine hundred fifty-five for the preparation of a general municipal code for supplying information regarding local government in this Commonwealth and generally for the purpose of carrying into effect the provisions of the act approved the twenty-ninth day of May one thousand nine hundred thirty-five (Pamphlet Laws 244) entitled "An act creating a Local Government Commission to study and report on functions of local government their allocation and elimination the cost of local government and means of reducing it and the consolidation of local government and making an appropriation" the sum of thirty thousand dollars ($30,000)

To the Joint State Government Commission

For the payment of wages and other compensation of employes and for the payment of general expenses necessary for the proper conduct of the work of the Joint State Government Commission for the two fiscal years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred by said Commission and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five the sum of four hundred twenty-five thousand dollars ($425,000) to be paid on warrants of the Auditor General in favor of the chairman of said Commission on the presentation of his requisition for the same The Chairman shall file an accounting of said expenses with the Auditor General

Legislative Miscellaneous

For the payment of premiums on surety bonds for chairman and officers of the Senate and House of Representatives to be paid by Chief Clerks of each House for the two years beginning June first one thousand nine hundred fifty-five the sum of eight hundred dollars ($800)

For the payment of traveling and other expenses of the members officers and employes of the General Assembly appointed by the president pro tempore of the Senate or the Speaker of the House of Representatives in attending the meetings of the council of state governments and agencies sponsored by it the sum of five thousand dollars ($5,000) to be paid on warrants of the auditor general in favor of the president pro tempore of the Senate or the Speaker of the House of Representatives on presentation of his requisition for the same neither the president pro tempore of the Senate nor the Speaker of the House of Representatives shall expend more than two thousand five hundred dollars ($2,500) the president pro tempore and the Speaker shall each file an accounting with the auditor general of the expenses authorized by him

The Electoral College

For the payment of the expense of the Electoral College of one thousand nine hundred fifty-six the sum of one thousand dollars ($1,000) to be paid on requisition of the Auditor General

III Judicial Department

For the payment of the salaries of the Judges of the Supreme Court and Superior Court the salaries and mileage of the president and other law Judges of the several courts of Common Pleas in the Commonwealth and the Judges of the several Orphans' Courts and for the compensation of Common Pleas Judges holding court in other districts and for the payment of salaries and mileage of Associate Judges the following sums or as much thereof as may be necessary for the two fiscal years beginning June first one thousand nine hundred fifty-five payments to be made monthly by warrant drawn by the Auditor General on the State Treasury

Supreme Court

For payment of the salaries of the Supreme Court Judges the sum of three hundred fifty-one thousand dollars ($351,000)

For the payment of the salaries or compensation of the briefers investigators stenographers typists and clerks and to reimburse the Judges of said court for expenses incurred in the discharge of their duties or attendatt upon execution of the duties of the office the sum of fifty-six thousand dollars ($56,000)

For the payment of salaries wages and other compensation of a Deputy Prothonotary and other employes in

the office of the Prothonotary of the Supreme court for the Eastern district and employes in the library of the Supreme Court at Philadelphia for the purchase of stationery supplies and the payment of the necessary expenses of the Supreme Court for the Eastern district thereof for the purchase of books and necessary expenses of the library of the Supreme Court at Philadelphia the sum of seventy-nine thousand three hundred dollars ($79,300)

For the payment of salaries wages or other compensation of the Prothonotary and other employes in the office of the Prothonotary of the Supreme Court for the Middle district and for the payment of expenses for the Supreme Court in the Middle district and the Superior Court at Harrisburg the sum of fourteen thousand dollars ($14,000)

For the payment of salaries wages and other compensation of a Deputy Prothonotary and other employes in the office of the Prothonotary of the Supreme Court for the Western district thereof for the purchase of stationery supplies books for the library and other necessary expenses of the Supreme Court Western district the sum of forty-nine thousand four hundred dollars ($49,400)

For the payment of the fees of the Prothonotaries of the Supreme Court of the Eastern Middle and Western districts on assignment of Judges to counties other than their own under an order of the Supreme Court dated February nineteen one thousand nine hundred nineteen the sum of six thousand six hundred dollars ($6,600) payments to be made monthly by the State Treasurer on warrants drawn by the Auditor General

For the payment of the salary and expenses of the criers tipstaves official stenographers court officers and law secretary of the Chief Justice of the Eastern Middle and Western districts and for premiums for workmen's compensation insurance covering all employes of the Supreme Court the sum of one hundred fifty-four thousand two hundred sixty-two dollars ($154,262) Provided That the crier for the Middle district shall receive no other compensation from the State

For the payment of expenses of Board of Governance of the Pennsylvania Bar the sum of ten thousand dollars ($10,000)

For the payment of the expenses of the Procedural Rules Committee appointed by the Supreme Court to assist it in the preparation revision promulgation publication and administration of general rules of practice for the courts of this Commonwealth the sum of twenty-five thousand dollars ($25000)

For the payment of the salaries and expenses of the State Board of Law Examiners the sum of sixty thousand dollars ($60,000)

For the payment of the salaries and expenses of the office of the State Reporter the sum of fifty-seven thousand six hundred dollars ($57,600)

In the case of necessary expenses stationery supplies and books for the Eastern Western and Middle districts herein provided for the same shall be paid on warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the Prothonotary of the said Supreme Court for the particular district thereof

Superior Court

For the payment of the salaries of the Judges of the Superior Court the sum of three hundred twenty-three thousand dollars ($323,000)

For the payment of the salaries or compensation of the clerks briefers investigators stenographers and typists of the Superior Court and to reimburse the Judges of the said court for expenses incurred in the dascharge of their duties the sum of forty-nine thousand dollars ($49,000)

For the payment of the salaries and expenses of the criers tipstaves official stenographers court officers and law secretary of the president judge of the Superior Court and for premiums for workmen's compensation insurance covering all employes of the Superior Court the sum of one hundred eighty-five thousand dollars ($185,000)

For the purchase of dockets sationery supplies books for the library and other necessary expenses of the said Superior Court or its officers the sum of seventeen thousand dollars ($17,000) to be paid on the warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the Prothonotary of the said Superior Court Philadelphia Harrisburg and Pittsburgh

Common Pleas Court

For the payment of the salaries of the Judges of the Courts of Common Pleas learned in the law in the several Judicial districts of the Commonwealth the sum of four mililon five hundred fifty-three thousand dollars ($4,553,000)

For the payment of the compensation carfare and expenses of Judges for holding court outside of their own Judicial districts in accordance with law the sum of the one hundred thirty thousand dollars ($130,000)

For the payment of mileage allowed Common Pleas Judges in Judicial districts containing more than one county as provided by law the sum of five thousand dollars ($5,000)

For the payment of Judges of the Court of Common Pleas and Orphans' Court of Dauphin County for clerk hire in accordance with the law and for premiums for workmen's compensation insurance covering such clerks the sum of fifty-six thousand dollars ($56,000)

Orphans' Court

For the payment of the salaries of the Orphans' Court Judges in the several Judicial districts in which separate Orphans' Courts have been established by law the sum of eight hundred eighty-five thousand dollars ($885,000)

Municipal Court of Philadelphia

For the payment of the salaries of the Judges of the Municipal Court of Philadelphia in accordance with law the sum of three hundred ninety-three thousand dollars ($393,000)

County Court of Allegheny County

For the payment of the salaries of the Judges of the County Court for county of Allegheny the sum of one hundred sixty-nine thousand dollars ($169,000)

Juvenile Court of Allegheny County

For the payment of the salary of the Judges of the Juvenile Court of the County of Allegheny the sum of twenty-eight thousand dollars ($28,000)

Retired Judges

For the payment of the salaries of the Judges of the Supreme Superior Common Pleas and Orphans' Courts who may resign or retire in accordance with the provisions of the act of Assembly approved June twelfth Anno Domini one thousand nine hundred nineteen (P. L. 461) the sum of seventy thousand dollars ($70,000)

Associate Judges

For the payment of the salaries of the Associate Judges the sum of ninety thousand dollars ($90,000)

For the payment to Associate Judges of mileage for the two fiscal years beginning June first one thousand nine hundred fifty-five the sum of seven thousand dollars ($7,000)

Section 3 This act is not intended to be inconsistent with or to repeal any provision of any act enacted at this or any prior Session of the General Assembly regulating the purchase of supplies the ordering of printing and binding the purchase maintenance and use of automobiles the method of making payments from the State Treasury for any purpose or the functioning of any administrative department board or commission

Section 4 No appropriation made by this act to any department board commission or agency of the Executive Department shall be available unless and until such department board commission or agency shall have complied with sections 604 605 and 606 of The Administrative Code

Section 5 The term "employes" as used in this act shall include all directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineer supervisors draftsmen accountants secretaries auditors inspectors examiners statis-

ticians marshals clerks stenographers bookkeepers messengers and other assistants in any department board or commission

Section 6 The term "general expenses" and "maintenance" shall include all printing binding and stationery food and forage materials and supplies traveling expenses motor vehicle supplies and repairs freight express and cartage postage telephone and telegraph rentals and toll charges newspaper advertising and notices fuel light heat power and water repairs or reconstruction of equipment buildings and facilities rent of real estate and equipment premiums or workmen's compensation insurance premium on policies of liability insurance covering the operation of permanently assigned automobiles premiums on surety bonds the purchase of replacement or additional equipment and machinery other than passenger motor vehicles and all other incidental costs and expenses including payment to the Department of Property and Supplies of mileage charges for the use of automobiles and of expenses or costs of services incurred through the Purchasing Fund

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—186

Adam,	Frank,	Lovett,	Rovansek,
Agnew,	Frascella,	Lutty,	Royer,
Amarando,	Frost,	Magee,	Rudisill,
Anderson, M. S.,	Gaffney,	Mahan,	Sarraf,
Anderson, S. A.,	Garlock,	Markley,	Scarcelli,
Ashton,	Gelfand,	Maxwell,	Sherman,
Auker,	George,	McCann,	Smith, C. C.,
Banker,	Gibson,	McCormack,	Smith, Wm. B.,
Barnatovich,	Goldstein,	McGee,	Snider,
Bazin,	Gramlich,	McKeever,	Stank,
Bell,	Greenwood,	McLaughlin,	Stebbins,
Blair,	Guss,	McWherter,	Steckel,
Boies,	Guthrie,	Meholchick,	Stephens,
Bonner,	Hamilton, R. K.,	Metz,	Stevenson,
Boory,	Hass,	Mihm,	Stone,
Bower,	Haudenshield,	Mikula,	Stoner,
Branca,	Heavey,	Miller,	Strausser,
Breisch,	Helm,	Mills,	Stroup,
Brennan, A. P.,	Henzel,	Moscrip,	Swartz,
Brennan, J. J.,	Hewitt,	Moran,	Taylor,
Brenninger,	Hocker,	Muldowney,	Thomas,
Breth,	Holt,	Mullen,	Toll,
Brown,	Horst,	Munley,	Tompkins,
Bucchin,	Houk,	Murphy,	Toomey,
Capano,	Isaacs,	Murray, H. P.,	Varallo,
Cianfrani,	Johnson,	Murray, J. J.,	Varner,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Wall,
Cochran,	Jones, T. H. W.,	Musto,	Wallace,
Cooper,	Jump,	Naugle,	Walsh,
Comer,	Kamyk,	Needham,	Wargo,
Curwood,	Keller,	Ogilvie,	Weidner,
Davis,	Kent,	O'Neil,	Welsh,
Donahue,	Kline,	Pacchioli,	Wescott,
Donaldson,	Knecht,	Parry,	Wheeler,
Dougherty,	Kolankiewicz,	Pashley,	Whitenight,
Ehrgood,	Kooker,	Paulhamus,	Willaredt,
Eilberg,	Kornick,	Petrosky,	Williams,
Erb,	Kratz,	Polaski,	Wilt,
Eshleman,	Kromer,	Polen,	Wood,
Ewing,	Lafore,	Pomeroy,	Worley,
Farabaugh,	Leiby,	Price,	Yetter,
Filo,	Leonard,	Pursley,	Yetzer,
Fineman,	Leven,	Readinger,	Young,
Flint,	Limper,	Reibman,	Ziegler,
Floyd,	Light,	Reidenbach,	Andrews,
Flynn,	Lippincott,	Renwick,	Speaker
Foster,	Lopresti,	Rigby,	

NAYS—0

NOT VOTING—21

Bullen,	Kehler,	Moody,	Schuster,
Connelly,	Lawyer,	Olsen,	Sigman,
Down,	Leisey,	Pettigrew,	Thompson,
Gibb,	McInroy,	Rosen,	Vaughan,
Jenkins,	Monroe,	Rubin,	Verona,
			Waterhouse,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1904 as follows:

An Act amending the act of September 26, 1951 (P. L. 1536) entitled "An act providing for the licensure and regulation of commercial boarding homes for the aged conferring certain powers and duties upon the Department of Welfare imposing license fees and providing penalties" further providing for refusal to grant refusal to renew and revocation of licenses changing license fees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 4 7 and 8 act of September 26 1951 (P. L. 1536) entitled "An act providing for the licensure and regulation of commercial boarding homes for the aged conferring certain powers and duties upon the Department of Welfare imposing license fees and providing penalties" are amended to read

Section 4 Any person or any or all officers or partners of any partnership association or corporation maintaining or operating for profit within this Commonwealth a commercial boarding home for the aged without a license required by this act shall [be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars ($1000) or to undergo imprisonment not exceeding one year or both] upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than twenty-five dollars ($25) nor more than three hundred dollars ($300) and costs of prosecution and in default of the payment thereof to undergo imprisonment for not less than ten days nor more than thirty days

No person who because of inability to satisfy the character requirements deemed necessary by the department has been refused a license shall thereafter be in any way connected with any commercial boarding home for the aged licensed pursuant to the provisions of this act

Section 7 Whenever the Department of Welfare shall upon inspection investigation or sworn complaint learn of any violation of rules or regulations adopted by the department or any failure to establish provide or maintain standards and facilities required by the department it shall give written notice thereof to the offending licensee The department may revoke the license of said licensee if such violations do not cease or such standards and facilities are not established or brought in conformity with those prescribed by the department [two months] one month after such written notice The department shall refuse to grant refuse to renew or revoke a license of any applicant or licensee whether originally granted under this act or any other act for the following reasons

1 Violation of or non-compliance with the provisions of this act or the rules and regulations pursuant thereto

2 The practice of any fraud or deceit in obtaining or attempting to obtain a license

3 Gross incompetency negligence or misconduct in the carrying on of the business

4 Loaning borrowing or using a license of another or knowingly aiding or abetting in any way by granting of improper license

5 The use of misleading advertising

6 Unsatisfactory replies from references

7 Soliciting patronage other than by legitimate advertising

Section 8 The Department of Welfare shall when satisfied that the applicant or applicants for such license are proper and responsible persons that the place sought to

be used as a commercial boarding home for the aged is a suitable place for such purpose and is properly equipped therefor and when all the requirements of this act and the rules and regulations of the department have been complied with issue a license to the applicant upon the payment of a license fee [of ten dollars ($10.00) which shall be paid] as follows Under twenty-five (25) beds ten dollars ($10) twenty-five (25) beds or over twenty-five dollars ($25) into the State Treasulry through the Department of Revenue

All licenses issued by the department under this act shall expire one year next following the day on which issued shall be on a form prescribed by the department shall not be transferrable shall be issued only for the premises named in the application shall be posted in a conspicuous place on the applicant's premises and may be renewed from year to year upon application investigation and payment of license fee as in the procurement of an original license

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—109

Adam,	Flint,	McCann,	Renwick,
Amarando,	Floyd,	McCormack,	Rovansek,
Anderson, M. S.,	Flynn,	McGee,	Rudisill,
Anderson, S. A.,	Frank,	McKeever,	Sarraf,
Barnatovich,	Frascella,	McLaughlin,	Scarcelli,
Bazin,	Gaffney,	McWherter,	Sherman,
Boles,	Gelfand,	Meholchick,	Smith, Wm. B.,
Bonner,	Guss,	Metz,	Snider,
Boory,	Hamilton, R. K.,	Mills,	Stank,
Bower,	Hass,	Monroe,	Stebbins,
Branca,	Heavey,	Moran,	Stephens,
Brennan, A. P.,	Henzel,	Muldowney,	Swartz,
Brennan, J. J.,	Holt,	Mullen,	Taylor,
Brenninger,	Jenkins,	Munley,	Thomas,
Breth,	Jones, G. E.,	Murphy,	Toll,
Bucchin,	Jones, T. H. W.,	Murray, J. J.,	Varallo,
Capano,	Kamyk,	Musto,	Wallace,
Cianfrani,	Kolankiewicz,	Needham,	Walsh,
Cioffi,	Kornick,	Pacchioli,	Wargo,
Cochran,	Leiby,	Pashley,	Welsh,
Comer,	Leonard,	Paulhamus,	Wheeler,
Curwood,	Leven,	Petrosky,	Whitenight,
Donahue,	Limper,	Pettigrew,	Williams,
Dougherty,	Lopresti,	Polaski,	Yetzer,
Eilberg,	Lovett,	Readinger,	Yetter,
Farabaugh,	Luttv.	Reibman,	Andrews,
Filo,	Markley,	Reidenbach,	Speaker
Fineman,	Maxwell,		

NAYS—72

Agnew,	Goldstein,	Lafore,	Royer,
Ashton,	Gramlich,	Light,	Smith, C. C.,
Auker,	Greenwood,	Lippincott,	Steckel,
Banker,	Guthrie,	Magee,	Stevenson,
Bell,	Haudenshield,	Mahan,	Stoner,
Breisch,	Helm,	Mikula,	Strausser,
Brown,	Hocker,	Miller,	Stroup,
Cooper,	Horst,	Moscrip,	Thompson,
Davis,	Houk,	Murray, H. P.,	Tompkins,
Donaldson,	Isaacs,	Murray, P. G.,	Toomey,
Erb,	Johnson,	Naugle,	Varner,
Eshleman,	Jump,	Ogilvie,	Wall,
Ewing,	Keller,	O'Neil,	Weidner,
Foster,	Kent,	Parry,	Willaredt,
Frost,	Kline,	Pomeroy,	Wilt,
Garlock,	Kooker,	Price,	Worley,
George,	Kratz,	Pursley,	Young,
Gibson,	Kromer,	Rigby,	Ziegler,

NOT VOTING—26

Blair,	Kehler,	Olsen,	Stone,
Bullen,	Knecht,	Polen,	Vaughan,
Connelly,	Lawyer,	Rosen,	Verona,
Down,	Leisey,	Rubin,	Waterhouse,
Ehrgood,	McInroy,	Schuster,	Wescott,
Gibb,	Mihm,	Sigman,	Wood,
Hewitt,	Moody,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1984 as follows:

An Act requiring bonds issued by Authorities to be offered for sale at open and competitive bidding and specifying the procedure therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any housing authority municipality authority parking authority public auditorium authority or any other authority desires to borrow money and issue bonds therefor it shall sell such bonds to the highest responsible bidder or bidders In the case of authorities which are not State-wide the sale shall take place after public notice by advertisement in at least one and not more than two newspapers of general circulation in the municipality in which the Authority has its principal office and in the legal journal if any designated by the rules of court for the publication of legal notices and advertisements When the notice is inserted in a daily newspaper it shall be inserted three times at intervals of not less than three days and when inserted in weekly newspapers and legal journals it shall be inserted only twice once a week for two successive weeks The first advertisement shall be inserted not less than fifteen days before the day fixed for the opening of bids

In the case of State-wide authorities the sale shall take place after public notice by advertisement once a week for three weeks in not less than six or more than twelve newspapers of large general circulation in different parts of the Commonwealth the first advertisement to be inserted not less than fifteen days before the day fixed for the opening of bids Bonds of State-wide authorities may be sold to the State Employes' Retirement Board School Employes' Retirement Board or to any other custodial board or fund or to the State Employes' Retirement Fund without advertisement or competitive bidding

The bonds may be advertised for sale in accordance with this section and may be conditionally sold before or after the resolution authorizing the issue of the bonds has been adopted but if advertised for sale prior to the adoption of the resolution the advertisement shall first be authorized by a proper resolution of the Authority as the case may be

Section 2 The notice shall contain (1) a general description of the bonds to be sold (2) the manner place and time of the sale or the time limit for the receipt of proposals (3) the name of the officer to whom bids or proposals shall be delivered and (4) a statement that bidders must accompany their bids or proposals with a certified check cashier's check or treasurer's check drawn to the order of the Authority or its treasurer or a sum of money equal to not less than two percent of the face amount of the bonds offered for sale to secure the Authority against any loss resulting from the failure of the bidder to comply with the terms of his bid or proposal

Section 3 Every bid or proposal shall be in writing and shall be placed in a sealed envelope sufficiently labeled to indicate that it is a bid or proposal for bonds by the bidder before being delivered to the officer designated to receive it

Section 4 At the time and place fixed in the notice the bids or proposals shall be publicly opened by an officer or agent of the authority

Section 5 The highest responsible bidder shall be the one who having complied with the conditions of sale offers to take the whole amount of bonds offered for sale at the lowest net interest cost to the Authority which shall be determined by ascertaining the total amount of

interest computed from the date of the bonds to the maturities thereof at the rates named in the proposal plus the amount of any discount from the principal amount of the bonds or less the amount of any premium in excess of the principal amount of the bonds named in the proposal

The Authority shall have the right to repect all bids or proposals and advertise the sale anew by the publication of a notice in manner and form as provided in this section

Section 6 The deposit required of each bidder shall be returned to each unsuccessful bidder immediately upon the award of the bonds or the rejection of all bids In the case of the successful bidder the deposit shall be held by the treasurer and be applied on the purchase price when the bonds are actually delivered and paid for

Section 7 Where bonds are advertised for sale and no legal bid is received it shall be lawful for the Authority to sell them at private sale at any time within six months from the date of sale in accordance with the terms originally advertised and at a rate of interest not exceeding the maximum rate originally advertised

Section 8 The following acts are repealed in so far as they provide for the private sale of bonds

(1) The act of May 28, 1937 .(P. L. 955) known as the "Housing Authorities Law"

(2) The act of May 2, 1945 (P. L. 382) known as the "Municipality Authorities Act of 1945"

(3) The act of June 5, 1947 (P. L. 458) known as the "Parking Authority Law"

(4) The act of July 29, 1953 (P. L. 1034) known as the "Public Auditorium Authorities Law"

Section 9 All other acts and parts of acts general local and special are repealed in so far as they are inconsistent herewith

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—122

Adam,	Floyd,	Maxwell,	Rovansek,
Agnew,	Foster,	McCann,	Royer,
Anderson, M. S.,	Frank,	McGee,	Sarraf,
Anderson, S. A.,	Frascella,	McKeever,	Scarcelli,
Barnatovich,	Frost,	McLaughlin,	Sherman,
Bazin,	Gaffney,	McWherter,	Smith, Wm. B.,
Bell,	Garlock,	Meholchick,	Snider,
Boles,	Gelfand,	Mikula,	Stank,
Bonner,	Gibson	Mills,	Stephens,
Boory,	Goldstein,	Monroe,	Stone,
Bower,	Guss,	Moran,	Strausser,
Branca,	Hamilton, R. K.,	Muldowney,	Swartz,
Brennan, A. P.,	Hass,	Mullen,	Taylor,
Brennan, J. J.,	Heavey,	Munley,	Thomas,
Brenninger,	Holt,	Murray, J. J.,	Toll,
Breth,	Isaacs,	Murray, P. G.,	Varallo,
Bucchin,	Johnson,	Musto,	Wall,
Capano,	Jones, G. E.,	Needham,	Walsh,
Cianfrani,	Jump,	Ogilvie,	Wargo,
Cioffi,	Kamyk,	O'Neil,	Weidner,
Cochran,	Kolankiewicz,	Pacchioli,	Welsh,
Comer,	Kornick,	Pashley,	Wheeler,
Curwood,	Lafore,	Paulhamus,	Whitenight,
Donaldson,	Leiby,	Petrosky,	Willaredt,
Dougherty,	Leonard,	Polaski,	Williams,
Eilberg,	Leven,	Pomeroy,	Wood,
Eshleman,	Limper,	Readinger,	Worley,
Farabaugh,	Lippincott,	Reibman,	Yetzer,
Filo,	Lopresti,	Reidenbach,	Young,
Fineman,	Lovett,	Renwick,	Ziegler,
Flint,	Lutty,	Rigby,	Andrews, Speaker

NAYS—51

Ashton,	Helm,	Mahan,	Smith, C. C.,
Auker,	Henzel,	Markley,	Stebbins,
Banker,	Hocker,	McInroy,	Steckel,
Breisch,	Horst,	Miller,	Stevenson,
Brown,	Houk,	Moscrip,	Stoner,
Cooper,	Jones, T. H. W.,	Murphy,	Stroup,
Davis,	Kent,	Murray, H. P.,	Thompson,
Donahue,	Kline,	Naugle,	Tompkins,
Erb,	Kooker,	Parry,	Toomey,
George,	Kratz,	Price,	Varner,
Gramlich,	Kromer,	Pursley,	Wescott,
Greenwood,	Light,	Rudisill,	Wilt,
Guthrie,	Magee,		

NOT VOTING—34

Amarando,	Gibb,	Leisey,	Rosen,
Blair,	Haudenshield,	McCormack,	Rubin,
Bullen,	Hewitt,	Metz,	Schuster,
Connelly,	Jenkins,	Mihm,	Sigman,
Down,	Kehler,	Moody,	Vaughan,
Ehrgood,	Keller,	Olsen,	Verona,
Ewing,	Knecht,	Pettigrew,	Wallace,
Flynn,	Lawyer,	Polen,	Waterhouse,
			Yetter,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILL

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1379, Printer's No. 1196, on page 3 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1430, as follows:

An Act amending the act of April 21, 1915 (P. L. 159) entitled "An act relating to the competency of witnesses and to the rules of evidence in proceedings arising from the exercise of the right of eminent domain" providing for the admission of certain evidence and the effect thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act of April 21, 1915 (P. L. 159) entitled "An act realting to the competency of witnesses and to the rules of evidence in proceedings arising from the exercise of the right of eminent domain" is amended by adding after section 2 a new section to read

Section 3 In all proceedings arising from exercise of the right of eminent domain evidence shall be admissible bearing upon the unsanitary unsafe or sub-standard condition of the premises or the illegal use thereof or the enhancement of income from such illegal use and such evidence may be considered in fixing the compensation to be paid notwithstanding that no steps to remedy or abate such conditions have been taken by the department or officers having jurisdiction If a violation order is on file against the premises in any such department it shall constitute prima facie evidence of the existence of the condition specified therein

Section 2 This act shall take effect immediately

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

A verification of the roll was requested by Messrs. GOLDSTEIN, AGNEW and WILT.

The roll was verified and was as follows:

YEAS—106

Adam,	Flynn,	McKeever,	Sarraf,
Amarando,	Frank,	McLaughlin,	Scarcelli,
Anderson, M. S.,	Frascella,	McWherter,	Sherman,
Anderson, S. A.,	Gaffney,	Meholchick,	Smith, Wm. B.,
Barnatovich,	Gelfand,	Mills,	Snider,
Bazin,	Guss,	Monroe,	Stank,
Boles,	Hamilton, R. K.,	Moran,	Stebbins,
Bonner,	Hass,	Muldowney,	Stephens,
Boory,	Heavey,	Mullen,	Stone,
Branca,	Holt,	Munley,	Stroup,
Brennan, A. P.,	Jenkins,	Murray, J. J.,	Swartz,
Brennan, J. J.,	Jones, G. E.,	Musto,	Taylor,
Breth,	Jones, T. H. W.,	Needham,	Thomas,
Bucchin,	Kamyk,	O'Neil,	Toll,
Capano,	Kolankiewicz,	Pacchioli,	Varallo,
Cianfrani,	Kornick,	Pashley,	Wallace,
Cioffi,	Leiby,	Paulhamus,	Walsh,
Cochran,	Leonard,	Petrosky,	Wargo,
Comer,	Leven,	Pettigrew,	Welsh,
Curwood,	Limper,	Polaski,	Wheeler,
Dougherty,	Lopresti,	Polen,	Whitenight,
Eilberg,	Lovett,	Readinger,	Williams,
Farabaugh,	Lutty,	Reibman,	Yetter,
Filo,	Maxwell,	Reidenbach,	Yetzer,
Fineman,	McCann,	Renwick,	Andrews,
Flint,	McCormack,	Rovansek,	Speaker
Floyd,	McGee,	Rudisill,	

NAYS—77

Agnew,	Garlock,	Kratz,	Price,
Ashton,	George,	Kromer,	Pursley,
Auker,	Gibson,	Lafore,	Rigby,
Banker,	Goldstein,	Light,	Royer,
Bell,	Gramlich,	Lippincott,	Smith, C. O.,
Bower,	Greenwood,	Magee,	Steckel,
Brenninger,	Guthrie,	Mahan,	Stevenson,
Brown,	Haudenshield,	Markley,	Stoner,
Cooper,	Helm,	McInroy,	Strausser,
Davis,	Henzel,	Metz,	Thompson,
Donahue,	Hocker,	Mikula,	Tompkins,
Donaldson,	Horst,	Moscrip,	Toomey,
Down,	Houk,	Murphy,	Varner,
Ehrgood,	Isaacs,	Murray H. P.,	Wall,
Erb,	Johnson,	Murray, P. G.,	Weidner,
Eshleman,	Jump,	Naugle,	Willaredt,
Ewing,	Kline,	Ogilvie,	Wilt,
Foster,	Knecht,	Parry,	Wood,
Frost,	Kooker,	Pomeroy,	Worley,
			Young,

NOT VOTING—24

Blair,	Kehler,	Miller,	Sigman,
Breisch,	Keller,	Moody,	Vaughan,
Bullen,	Kent,	Olsen,	Verona,
Connelly,	Lawyer,	Rosen,	Waterhouse,
Gibb,	Leisey,	Rubin,	Wescott,
Hewitt,	Mihm,	Schuster,	Ziegler,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 1544, Printer's No. 1533

was passed over at the request of the SPEAKER.

The SPEAKER. The Chair requests the gentleman from McKean, Mr. Johnson to preside temporarily.

Mr. JOHNSON IN THE CHAIR

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1774, entitled:

An Act amending the act of May 20, 1915 (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," extending the time for claiming credit for service with a school district of the first class.

On the question,

Will the House agree to the bill on third reading?

Mr. TOLL. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, last line of title, by inserting after "class" and increasing the time of service which may be claimed.

Amend Sec. 1, (Sec. 11), page 2, line 20, by inserting a bracket before "twenty" and after "of" where it appears the second time.

Amend Sec. 1, (Sec. 11), page 3, line 3, by striking out "six months" and inserting in lieu "one year."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question?

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1855 as follows:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred fifty-one (P. L. 533) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" by changing existing law for the commitment of persons who become insame after the death penalty is fixed or death sentence imposed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (a) of section three hundred forty-four of the act approved the twelfth day of June one thousand nine hundred fifty-one (P. L. 533) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" as amended by the act approved the fourteenth day of January one thousand nine hundred fifty-two (P. L. 2053) is hereby further amended to read as follows

Section 344 Petition for Commitment of Prisoner or Person Released on Bail

(a) Petition for the commitment of

(1) Any person detained in any penal or correctional institution who is thought to be mentally ill or in such condition that he requires care in a mental hospital or who is thought to be a mental defective except as provided in clause (3) hereof

(2) Any person charged with a crime and released on bail pending trial who is thought to be mentally ill or a mental defective may be made to the court under the order of which such person is detained or which has jurisdiction of the charge

(3) Any person whose penalty for crime has been fixed at death by a court or jury or who has been sentenced to death and it shall appear that such person is insane and such insanity shall have occurred since the penalty was fixed or sentence imposed The term "insanity" as

used in this clause shall mean that such person does not have capacity to understand the nature and object of the proceedings against him to comprehend his own condition in reference to such proceedings to understand the nature of the punishment to be inflicted upon him and to confer with his counsel with reference thereto

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Adam,	Foster,	Lovett,	Rigby,
Agnew,	Frank,	Lutty,	Rosen,
Amarando,	Frascella,	Magee,	Rovansek,
Anderson, S. A.,	Frost,	Mahan,	Royer,
Anderson, M. S.,	Gaffney,	Markley,	Rubin,
Ashton,	Garlock,	Maxwell,	Rudisill,
Auker,	Gelfand,	McCann,	Sarraf,
Banker,	George,	McCormack,	Scarcelli,
Barnatovich,	Gibson,	McGee,	Sherman,
Bazin,	Gramlich,	McInroy,	Sigman,
Bell,	Guss,	McKeever,	Smith, C. C.,
Blair,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Boies,	Hamilton, R. K.,	McWherter,	Snider,
Bonner,	Hass,	Meholchick,	Stank,
Boory,	Haudenshield,	Metz,	Stebbins,
Bower,	Heavey,	Mihm,	Steckel,
Branca,	Helm,	Mikula,	Stephens,
Breisch,	Henzel,	Miller,	Stevenson,
Brennan, A. P.,	Hewitt,	Mills,	Stone,
Brennan, J. J.,	Hocker,	Monroe,	Stoner,
Brenninger,	Holt,	Moran,	Strausser,
Breth,	Horst,	Moscrip,	Stroup,
Brown,	Houk,	Muldowney,	Swartz,
Bucchin,	Isaacs,	Mullen,	Taylor,
Bullen,	Jenkins,	Munley,	Thomas,
Capano,	Johnson,	Murphy,	Toll,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Tompkins,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toomey,
Cochran,	Jump,	Murray, P. G.,	Varallo,
Comer,	Kamyk,	Musto,	Varner,
Cooper,	Keller,	Naugle,	Wall,
Curwood,	Kent,	Needham,	Wallace,
Davis,	Kline,	Ogilvie,	Walsh,
Donahue,	Knecht,	O'Neil,	Wargo,
Donaldson,	Kolankiewicz,	Pacchioli,	Weidner,
Dougherty,	Kooker,	Parry,	Welsh,
Down,	Kornick,	Pashley,	Wescott,
Ehrgood,	Kratz,	Paulhamus,	Wheeler,
Eilberg,	Kromer,	Petrosky,	Whitenight,
Erb,	Lafore,	Polaski,	Willaredt,
Eshleman,	Leiby,	Polen,	Williams,
Ewing,	Leonard,	Pomeroy,	Wilt,
Farabaugh,	Leven,	Price,	Wood,
Filo,	Light,	Pursley,	Yetter,
Fineman,	Limper,	Readinger,	Yetzer,
Flint,	Lippincott,	Reibman,	Young,
Floyd,	Lopresti,	Reidenbach,	Ziegler,
Flynn,		Renwick,	Andrews, Speaker

NAYS—3

Goldstein,	Greenwood,	Worley,

NOT VOTING—13

Connelly,	Lawyer,	Olsen,	Thompson,
Gibb,	Leisey,	Pettigrew,	Vaughan,
Kehler,	Moody,	Schuster,	Verona,
			Waterhouse,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

THE SPEAKER (Hiram G. Andrews) IN THE CHAIR

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1872 as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by authorizing the Governor to appoint and fix the compensation of comptrollers and other related employes in The General State Authority the State Public School Building Authority and the State Highway and Bridge Authority

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred fourteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-first day of August one thousand nine hundred fifty-three (P. L. 1329) is hereby further amended to read as follows

Section 214 Employment and Compensation of Directors Bureau Chiefs and Other Employes Except as otherwise provided in this section and in the Civil Service Act the heads of the several administrative departments except the Auditor General State Treasurer and the Secretary of the Department of Internal Affairs and the independent administrative boards and commissions shall appoint and fix the compensation of such directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of their respective departments boards or commissions Except as otherwise provided in this act the heads of the respective administrative departments shall appoint and fix the compensation of such clerks stenographers and other assistants as may be required for the proper conduct of the work of any departmental administrative bodies boards commissions or officers and of any

advisory boards or commissions established in their respective departments

The Governor shall have the power and authority to appoint and fix the compensation of a comptroller in each administrative department except the Department of the Audior Genral Treasury Department and the Department of Internal Affairs [and] in each independent administrative board and commission and in The General State Authority the State Public School Building Authority and the State Highway and Bridge Authority together with all accountants auditors clerks senographers bookkeepers and other assistants and employes as may be required for the proper conduct of the work of the comptroller in such department board [or] commission or authority All comptrollers and other related employes so appointed shall succeed to the functions and duties of the respective comptrollers and related employes theretofore appointed by the heads of such departments boards [and] commissions and authorities and shall be under and subject to the direct regulation supervision and control of the Governor or such employe in his office as he may designate for that purpose The compensation of all comptrollers and other related employes shall be paid out of appropriations made to the respective departments boards [or] commissions or authorities in which they exercise their functions and duties

Except as otherwise provided in this section and in the Civil Service Act the number and compensation of all employes appointed under this section shall be subject to the approval by the Governor and after the Executive Board shall have fixed the standard compensation for any kind grade or class of service or employment the compensation of all persons in that kind grade or class appointed hereunder shall be fixed in accordance with such standard

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. AUKER. Mr. Speaker, I ask for a slow roll call and that only those be recorded who are in the House. There may be a verification of the roll requested.

Mr. READINGER. I desire to interrogate the gentleman from Blair, Mr. Speaker.

The SPEAKER pro tempore. Will the gentleman from Blair, Mr. Auker, permit himself to be interrogated?

Mr. AUKER. I shall, Mr. Speaker.

Mr. READINGER. Mr. Speaker, may I ask the gentleman whether he has any objections to the amendments proposed in this bill, and, if so, what they are?

Mr. AUKER. I object to the bill, Mr. Speaker. I am voting "no" on the bill. I just want to be sure we get a correct vote on the bill. I did not know there were any amendments offered to it.

Mr. READINGER. For the information of the gentleman, may I state that the bill itself amends the law. I am wondering what his objections are to the admendments that are in the bill, Mr. Speaker?

Mr. AUKER. Mr. Speaker, if I understand it, then the gentleman is asking me what my objections are to the bill?

Mr. READINGER. That is right, Mr. Speaker. The bill itself amend the law.

Mr. AUKER. I could stand here all day. I think it is a ripper bill and gives too much authority to the Governor, Mr. Speaker. I think we are getting along all right under the present law. I have not heard of any trouble about it and I do not know why it should be changed.

Mr. READINGER. May I ask the gentleman who now appoints the comptrollers, Mr. Speaker, on the General State Authority, the State Public School Building and the State Highway and Bridge Authority?

Mr. AUKER. I do not know, Mr. Speaker. I will be frank enough to say from the information we received on it in caucus the bill is a bad bill and, therefore, we are against it.

If the Majority Leader wants any further information as to why Members on this side of the House are going to vote against the bill, I yield to my Floor Leader. Maybe he can explain the reason against the bill better than I can.

Mr. READINGER. Mr. Speaker, I will be happy to accept the substitution.

May I interrogate the Minority Floor Leader?

The SPEAKER pro tempore. Will the Minority Floor Leader permit himself to be interrogated?

Mr. CHARLES C. SMITH. I shall, Mr. Speaker.

Mr. READINGER. I desire to ask the gentleman what objection he or his party Members might have to the Governor of the Commonwealth appointing comptrollers to the General State Authority, the State Public School Building Authority and the State Highway and Bridge Authority, because under the present law he appoints the comptrollers for every department of the state, boards, commissions, and so forth. Since these Authorities are arms of the state, or corporations set up to perfrom some of the state's functions, I am wondering what the objection would be to having the Governor appoint comptrollers?

Mr. CHARLES C. SMITH. I think, Mr. Speaker, there is not any actual objection on that point, but I do not believe it is quite necessary to have the Governor go so far as to appoint each stenographer. I think that is what this bill does.

I think in the past, if I am correct, the board itself, the General State Authority, the Highway and Bridge Authority and the Public School Building Authority, have theoretically appointed their own comptrollers. I am quite sure of the fact that we do appoint our own auditors, as we did this morning in the Highway and Bridge Authority.

I think we then elect in the Authority the personnel Committee, which has been a bipartisan committee and which in the past has either approved or disapproved any appointments of stenographers, and so on down the line.

I think that should be within the power of these authorities, and I do not believe it should be put in the Governor's hands. They are working completely different from government. The Governor himself serves as the Chairman of all these authorities and certainly has the right to say in a meeting whether he disapproves or approves the appointment of an auditor, for example. He also listens to reports of the Personnel committee and would have the right to either approve or disapprove. I just do not believe that should be taken away from the authorities.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—101

Adam,	Flint,	McCann,	Rosen,
Amarando,	Floyd,	McGee,	Rigby,
Anderson, M. S.	Flynn,	McKeever,	Rovansek,
Anderson, S. A.,	Frank,	McLaughlin,	Rudisill,
Barnatovich,	Frascella,	McWherter,	Sarraf,
Bazin,	Gaffney,	Meholchick,	Scarcelli,
Boles,	Gelfand,	Mihm,	Sherman,
Bonner,	Guss,	Mills,	Sigman,
Boory,	Hamilton, R. K.,	Monroe,	Smith, Wm. B.,
Branca,	Hass,	Moran,	Snider,
Brennan, A. P.,	Heavey,	Muldowney,	Stank,
Brennan, J. J.,	Holt,	Mullen,	Stebbins,
Breth,	Jenkins,	Munley,	Stone,
Bucchin,	Jones, G. E.,	Musto,	Swartz,
Capano,	Kamyk,	Needham,	Taylor,
Cianfrani,	Kolankiewicz,	Pacchioli,	Thomas,
Cioffi,	Kornick,	Pashley,	Toll,
Cochran,	Leiby,	Paulhamus,	Varallo,
Comer,	Leonard,	Petrosky,	Wallace,
Curwood,	Leven,	Pettigrew,	Wargo,
Dougherty,	Limper,	Polaski,	Welsh,
Eilberg,	Lopresti,	Polen,	Wheeler,
Farabaugh,	Lovett,	Readinger,	Whitenight,
Filo,	Lutty,	Reibman,	Williams,
Fineman,	Maxwell,	Reidenbach,	Yetter,
		Renwick,	Yetzer,

NAYS—91

Agnew,	Garlock,	Kratz,	Royer,
Ashton,	George,	Kromer,	Smith, C. C.,
Auker,	Gibson,	Lafore,	Steckel,
Banker,	Goldstein,	Light,	Stevenson,
Bell,	Gramlich,	Lippincott,	Stoner,
Blair,	Greenwood,	Magee,	Strausser,
Bower,	Guthrie,	Mahan,	Stroup,
Breisch,	Haudenshield,	Markley,	Thompson,
Brenninger,	Helm,	McCormack,	Tompkins,
Brown,	Henzel,	McInroy,	Toomey,
Bullen,	Hewitt,	Metz,	Varner,
Cooper,	Hocker,	Mikula,	Vaughan,
Davis,	Horst,	Moscrip,	Wall,
Donahue,	Houk,	Murphy,	Weidner,
Donaldson,	Isaacs,	Murray, H. P.,	Wescott,
Down,	Johnson,	Murray, P. G.,	Willaredt,
Ehrgood,	Jones, T. H. W.,	Naugle,	Wilt,
Erb,	Jump,	Ogilvie,	Wood,
Eshleman,	Keller,	O'Neil,	Worley,
Ewing,	Kent,	Parry,	Young,
Foster,	Kline,	Pomeroy,	Ziegler,
Frost,	Knecht,	Price,	Andrews,
	Kooker,	Pursley,	Speaker

NOT VOTING—17

Connelly,	Leisey,	Olsen,	Verona,
Gibb,	Miller,	Rubin,	Walsh,
Kehler,	Moody,	Schuster,	Waterhouse,
Lawyer,	Murray, J. J.,	Stephens,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Mr. JOHNSON IN THE CHAIR

BILLS PASSED OVER

There being no objection

House Bill No. 1948, Printer's No. 1608,

House Bill No. 2015, Printer's No. 1609,

House Bill No. 2043, Printer's No. 1450 and

House Bill No. 2070, Printer's No. 1611

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2074, as follows:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" further regulating the payment of salaries in certain counties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections 1605 1606 and 1608 act of August 9, 1955 (P. L. 323) known as "The County Code" are amended to read

Section 1605 Officers Subject to This Subdivision to be Paid Salaries All county officers to which this subdivision applies whether elected by the people or appointed according to law and their several deputies and clerks shall be paid for their services by fixed and specific salaries which shall be a charge upon the treasury of the county to which each shall respectively belong to the extent except as [hereinafter] provided in section 1608 of the fees collected and paid in by each officer respectively or earned where fees are chargeable upon the county treasury and said salaries shall be paid semi-monthly or bi-weekly during the month in which the services were rendered at the discretion of the county commissioners of the county No voucher check shall be drawn for the payment of any said officer his deputies or clerks who shall not have filed the receipt and transcript for that month provided for in this subdivision

Section 1606 Salaries Payable from Fees All salaries fixed by law except as [may be otherwise provided for herein] provided in section 1608 shall be paid from the amounts paid into the county treasury from the respective offices after ascertaining and deducting the amount due the deputies and clerks in each office If there has not been a sum sufficient from fees received and paid in or earned and due by the county for services rendered to pay the full amount of the salary of any officer holding any of said offices after deducting the amount due the deputies and clerks such officer shall receive only such proportion of his salary as shall be equal to the aggregate of the net fees received and earned by him as aforesaid during his term of office during such month If the fees in any subsequent month or months shall exceed the amount of the expense and salary aforesaid for such month or deficit of such salary for such preceding month shall be made up from such excess

Section 1608 Payment of Certain Officers [The] In counties of the third fourth and fifth classes county solicitor county jailer county commissioners county controller county surveyor or engineer county detectives county treasurer interpreter of courts district attorney and his assistants and in counties of the sixt seventh and eighth classes all county officers for whom a salary is fixed by law and the deputies clerks and employes of their respective offices shall severally be paid bi-weekly semimonthly or monthly at the discretion of the county commisisoners of the county They shall be paid the full amount allowed them by law but all fees and emoluments whatsoever that may accrue to any of them by virtue of his office shall be paid by him to the county treasurer as directed by law and all other officers shall be paid the amounts assigned them by law in accordance with the provisions of this subdivision

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Adam,	Frank,	Lutty,	Rovansek,
Agnew,	Frascella,	Magee,	Royer,
Amarando,	Frost,	Mahan,	Rubin,
Anderson, S. A.,	Gaffney,	Markley,	Rudisill,
Anderson, M. S.,	Garlock,	Maxwell,	Sarraf,
Ashton,	Gelfand,	McCann,	Scarcelli,
Auker,	George,	McCormack,	Sherman,
Banker,	Gibson,	McGee,	Sigman,
Barnatovich,	Goldstein,	McInroy,	Smith, C. C.,

Bazin,	Gramlich,	McKeever,	Smith, Wm. B.,
Bell,	Greenwood,	McLaughlin,	Snider,
Blair,	Guss,	McWherter,	Stank,
Boles,	Guthrie,	Meholchick,	Stebbins,
Bonner,	Hamilton, R. K.,	Metz,	Steckel,
Boory,	Hass,	Mihm,	Stephens,
Bower,	Haudenshield,	Mikula,	Stevenson,
Branca,	Heavey,	Miller,	Stone,
Breisch,	Helm,	Mills,	Stoner,
Brennan, A. P.,	Henzel,	Monroe,	Strausser,
Brennan, J. J.,	Hewitt,	Moran,	Stroup,
Brenninger,	Hocker,	Moscrip,	Swartz,
Breth,	Holt,	Muldowney,	Taylor,
Brown,	Horst,	Mullen,	Thomas,
Bucchin,	Houk,	Munley,	Thompson,
Bullen,	Isaacs,	Murphy,	Toll,
Capano,	Jenkins,	Murray, H. P.,	Tompkins,
Cianfrani,	Johnson,	Murray, J. J.,	Toomey,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varallo,
Cochran,	Jones, T. H. W.,	Musto,	Varner,
Comer,	Jump,	Naugle,	Vaughan,
Cooper,	Kamyk,	Needham,	Wall,
Curwood,	Keller,	Ogilvie,	Wallace,
Davis,	Kent,	O'Neil,	Walsh,
Donahue,	Kline,	Pacchioli,	Wargo,
Donaldson,	Knecht,	Parry,	Weidner,
Dougherty,	Kolankiewicz,	Pashley,	Welsh,
Down,	Kooker,	Paulhamus,	Wescott,
Ehrgood,	Kornick,	Petrosky,	Wheeler,
Eilberg,	Kratz,	Pettigrew,	Whitenight,
Erb,	Kromer,	Polaski,	Willaredt,
Eshleman,	Lafore,	Polen,	Williams,
Ewing,	Leiby,	Pomeroy,	Wilt,
Farabaugh,	Leonard,	Price,	Wood,
Filo,	Leven,	Pursley,	Worley,
Fineman,	Light,	Readinger,	Yetter,
Flint,	Limper,	Reibman,	Yetzer,
Floyd,	Lippincott,	Reidenbach,	Young,
Flynn,	Lopresti,	Renwick,	Ziegler,
Foster,	Lovett,	Rigby,	Andrews,
		Rosen,	Speaker

NAYS—0

NOT VOTING—10

Connelly,	Kehler,	Leisey,	Schuster,
Gibb,	Lawyer,	Moody,	Verona,
		Olsen,	Waterhouse,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2077, as follows:

An Act amending to act of March 31, 1949 (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" authorizing the issuance of bonds for refunding purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (i) of section 4 act of March 31, 1949 (P. L. 372) known as "The General State Authority Act of one thousand nine hundred forty-nine" amended July 27, 1953 (P. L. 596) is amended to read

Section 4 Purposes and Powers General The Authority is created for the purpose of constructing improving equipping furnishing maintaining acquiring and operating sewers sewer systems and sewage treatment works for State institutions of every kind and character (heretofore or hereafter constructed) public buildings for the use of the Commonwealth an official residence in the City of Harrisburg which shall thereafter be used as the official residence of the Governor of the Commonwealth State arsenals armories and military reserves State airports and landing fields State institutions of every kind and character (heretofore or hereafter costructed) additions and improvements to land grant colleges school buildings and the furnishings and equipment thereof for for the use of the public schools State highways and bridges toll birdges tunnels and traffic circles on State highways swimming pools and lakes on State land low head dams improvements to river embankments desilting dams impounding basins flood control projects and the purchase of lands for rehabilitation purposes in connection with State institutions (any and all the foregoing being herein called "projects") Provided however That the purpose and intent of this act being to benefit the people of the Commonwealth by among other things increasing their commerce and prosperity and not to unnecessarily burden or interfere with existing business by the establishment of competitive enterprises none of the powers granted hereby (other than for the construction improvement and maintenance of bridges) shall be exercised in the construction improvement maintenance extension or operation of any project or projects which in whole or in part shall duplicate or compete with existing enterprises serving substantially the same purposes and the Authority is hereby granted and shall have and may exercise all powers necessary or convenient for the carrying out of the aforesaid purposes including but without limiting the generality of the foregoing the following rights and powers

* * *

(i) To borrow money make and issue negotiable notes bonds and other evidences of indebtedness or obligations (herein called "bonds") of the Authority not exceeding three hundred thirty million dollars ($330,000,000) in the aggregate and in addition thereto such bonds the Authority may from time to time determine to issue for the purpose of refunding bonds previously issued by the Authority and to secure the payment of [such] all bonds or any part thereof by pledge or deed of trust of all or any of its revenues rentals and receipts and to make such agreements with the purchasers or holders of such bonds or with others in connection with any such bonds whether issued or to be issued as the Authority shall deem advisable and in general to provide for the security for said bonds and the rights of the holders thereof

The Authority shall on or before the first day of March in each odd numbered year submit to the General Assembly its construction report and estimate of cost thereof for the coming biennium

* * *

Section 2 This act shall take effect immediately

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Adam,	Frank,	Lutty,	Rovansek,
Agnew,	Frascella,	Magee,	Royer,
Amarando,	Frost,	Mahan,	Rubin,
Anderson, M. S.,	Gaffney,	Markley,	Rudisill,
Anderson, S. A.,	Garlock,	Maxwell,	Sarraf,
Ashton,	Gelfand,	McCann,	Scarcelli,
Auker,	George,	McCormack,	Sherman,

Banker,	Goldstein,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bazin,	Greenwood,	McLaughlin,	Smith, Wm. B.,
Bell,	Guss,	McWherter,	Snider,
Blair,	Guthrie,	Meholchick,	Stank,
Boies,	Hamilton, R. K.,	Metz,	Stebbins,
Bonner,	Hass,	Mihm,	Steckel,
Boory,	Haudenshield,	Mikula,	Stephens,
Bower,	Heavey,	Miller,	Stevenson,
Branca,	Helm,	Mills,	Stone,
Breisch,	Henzel,	Monroe,	Stoner,
Brennan, A. P.,	Hewitt,	Moran,	Strausser,
Brennan, J. J.,	Hocker,	Moscrip	Stroup,
Brenninger,	Holt,	Muldowney,	Swartz,
Breth,	Horst,	Mullen,	Taylor,
Brown,	Houk,	Munley,	Thomas,
Bucchin,	Isaacs,	Murphy,	Thompson,
Bullen,	Jenkins,	Murray, H. P.,	Toll,
Capano,	Johnson,	Murray, J. J.,	Tompkins,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Toomey,
Cioffi,	Jones, T. H. W.,	Musto,	Varallo,
Cochran,	Jump,	Naugle,	Varner,
Comer,	Kamyk,	Needham,	Vaughan,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	O'Neil,	Walsh,
Davis,	Kline,	Pacchioli,	Wallace,
Donahue,	Knecht,	Parry,	Wargo,
Donaldson,	Kolankiewicz,	Pashley	Weidner,
Dougherty,	Kooker,	Paulhamus,	Welsh,
Down,	Kornick,	Petrosky,	Wescott,
Ehrgood,	Kratz,	Pettigrew,	Whitenight,
Eilberg,	Kromer,	Polaski,	Wheeler,
Erb,	Lafore,	Polen,	Willaredt,
Eshleman,	Leiby,	Pomeroy,	Williams,
Ewing,	Leonard,	Price,	Wilt,
Farabaugh,	Leven,	Pursley,	Wood,
Filo,	Light,	Readinger,	Worley,
Fineman,	Limper,	Reibman,	Yetter,
Flint,	Lippincott,	Reidenbach,	Yetzer,
Floyd,	Lopresti,	Renwick,	Young,
Flynn,	Lovett,	Rigby,	Ziegler,
Foster,	McGee,	Rosen,	Andrews,
Gibson,			Speaker

NAYS—0

NOT VOTING—10

Connelly,	Kehler,	Leisey,	Schuster,
Gibb,	Lawyer,	Moody,	Verona,
		Olsen,	Waterhouse.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2083, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commisisons and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" providing for the appointment of deputy commissioners of the Pennsylvania State Police and the fixing of their salaries

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GOLDSTEIN. Mr. Speaker, will the gentleman from Fayette, Mr. Kornick, consent to be interrogated?

The SPEAKER pro tempore. Will the gentleman from Fayette, Mr. Kornick, consent to be interrogated?

Mr. KORNICK. I shall, Mr. Speaker.

Mr. GOLDSTEIN. Mr. Speaker, is it not true that under the provisions of this bill the State Commissioner of Police can appoint an unlimited number of deputy commissioners?

Mr. KORNICK. Yes, Mr. Speaker.

Mr. GOLDSTEIN. Is it not true under this bill, Mr. Speaker, that the Commissioner could appoint as high as 100 deputies, if he so desired?

Mr. KORNICK. If the necessity arises, he can.

Mr. GOLDSTEIN. Is it not true under the provisions of this bill that the salary provisions are unlimited as long as they are fixed by the Commissioner of the State Police?

Mr. KORNICK. No sir, Mr. Speaker, they must be approved by the Governor.

Mr. GOLDSTEIN. Is is not true, Mr. Speaker, that if they are approved by the Governor the salary provisions can be whatever the Governor and the State Commissioner desire?

Mr. KORNICK. Yes, Mr. Speaker.

Mr. GOLDSTEIN. As Mr. Kornick has so clearly stated, this bill provides for the Governor, together with the head of the State Police, to name any number of deputy commissioners with no limitation on salary. I believe this is giving too much power to any appointed official in the state of Pennsylvania. There certainly should be some limitation. Under this bill the deputy commissioner could get $20,000 and the Commissioner himself $15,000.

If the limitation is desirable for the Commissioner, why should there not be a limitation for the deputies?

We feel this is unsound legislation.

Mr. LOPRESTI. Mr. Speaker, I too want to oppose this particular bill. However, I want to point out that the number of appointments as well as the salary, in my opinion, would require the approval of the Governor.

Aside from that, I believe the present law provides for the appointment of one deputy commissioner. If it is found desirable by this Legislature to have more than one deputy commissioner, I believe the law, the Administrative Code, should be amended to provide for a definite number of deputy commissioners. If we feel three are advisable, we should state the figure three; if we figure five, we should state five.

So far as the salary part of it is concerned, I am not too much alarmed about that because I am quite certain if the Commissioner himself is getting only $15,000 neither he nor the Governor would approve anything more than $15,000 for his deputy. So I think that would be at least a partial ceiling.

It is my opinion that both the number of deputy commissioners as well as the salary should be fixed definitely by law and this bill should not be passed.

Mr. McCORMACK. May I interrogate the sponsor of the bill, Mr. Speaker.

The SPEAKER pro tempore. Will the gentleman from Fayette, Mr. Kornick, permit himself to be interrogated?

Mr. KORNICK. I shall, Mr. Speaker.

Mr. McCORMACK. I was wondering whether the sponsor of this bill, Mr. Speaker, would agree to an amendment which would possibly limit the number, or the salary, or both, rather than have the bill defeated?

Mr. KORNICK. Mr. Speaker, I would gladly accept that offer.

The SPEAKER pro tempore. Will the gentleman yield to the Majority Leader, Mr. Readinger?

Mr. KORNICK. Yes, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. READINGER. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

House Bill No. 2097, Printer's No. 1619,

House Bill No. 2098, Printer's No. 1620 and

House Bill No. 2101, Printer's No. 1658

were passed over at the request of the SPEAKER pro tempore.

BILL ON SECOND READING

Mr. READINGER. Mr. Speaker, I request the Chair to return to page 1 of today's calendar, bills on second reading, Senate Bill No. 246.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 246, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans

The first section was read.

Mr. READINGER. Mr. Speaker, last week I announced I would offer amendments to Senate Bill 246, which seeks to authorize a constitutional amendment vote by the people on a bond issue of $150 million for the payment of a bonus to Korean War Veterans. These amendments which I hold in my hand, would tie in, at the same time a vote on the matter of using a graduated income tax, now forbidden by our Constitution, to pay this bonus and to raise revenue for general purposes.

The administration desired these amendments inserted in the bill for three obvious and good reasons:

First, because the Democratic Party has for years advocated taxation based on the principle of ability to pay, which can be accomplished by a reasonable income tax with proper exemptions;

Second, because the state Senate has pickled in committee since September 27 of last year the House-passed resolution to allow a vote on removing the uniformity clause of the Constitution and thus allow the citizens of Pennsylvania an opportunity to vote on the question;

Third, because this administration has been critical, and rightly so, of the political weakness of the Duff administration in allowing the passage of such a resolution for the borrowing of $450 million to pay the World War II bonus, without in any way providing for the payment of the bonds issued except to leave the matter generally in the lap of future legislatures.

If ex-Governor Duff had not been suffering from a third degree burn of United States "Senate-itis" at the time, he might have had the political fortitude to insist, as this administration is trying to do, that the people of Pennsylvania in voting on the bonus also direct the Legislature to impose taxes adequate to pay back the money borrowed for the purpose before the bonds were issued.

Since last week I have thought long and hard concerning these amendments and whether they are fair to the veterans who might some day get this bonus. Being an ardent advocate of a graduted income tax to finance the Commonwealth, instead of a sales tax or some other form of broad base tax, my first impression was that the amendments were desirable and right. On quiet reflection and searching analysis, I have changed my mind, not as the result of any pressure from the veterans involved or interested, for, in truth, I received very few letters and telegrams from them concerning the matter.

The suggested amendments are herewith discarded, and the new plan embodied in the amendments I am about to offer will cause the voters who might vote in favor of the bonus to direct the Legislature to enact some tax or tax measures sufficient to pay it at the same time the payment is authorized by legislation. Obviously some people will want to vote for the bonus, but against the use of a graduated income tax. They should have a right to do so, and these amendments will make it possible. But, by the same token, those who vote for the bonus should also recognize the fact that only through taxation can this money be raised and paid. There is no fourth dimension, or nebulous storage of wealth and money, from which it can be paid, except taxation. What we give, we must collect. Always and forever—there is no other way.

Today I am asking the support of every Member of these amendments. Only in this way can we face up to our responsibilities and have the citizens of Pennsylvania do likewise.

Mr. Speaker, I offer the following amendments:

On the question,

Will the House agree to the section?

Mr. READINGER offered the following amendment:

Amend Sec. 1 (Sec. 23), page 2, line 17, by inserting after "parents" The law authorizing the creation of the debt and the issuance of the bonds shall not take effect until revenue-raising measures are enacted which the Senate and House of Representatives by concurrent resolution decleare and deem sufficient to amortize the amount to be borrowed and paid.

On the question,

Will the House agree to the amendment?

Mr. CHARLES C. SMITH. Mr. Speaker, I was a little surprised to hear the Majority Leader talk as he did. I know he did not write the speech because he does a much better job than that believe me.

I would also like to remimd him and most of the members who are now on the majority side that they thought at the time Governor Duff was doing a pretty nice thing when he put the bonus through because I do not remember many negative votes on that side.

If any of the Members are here in the Hall of the House at this time and who voted "no" and I am wrong, I

would like them to stand up so we can count them. Just let's see how many gentlemen on the other side voted "no." It is amazing, Mr. Speaker, how a few years makes a little difference.

The SPEAKER pro tempore. Will the gentleman from Philadelphia yield to the gentleman from Allegheny?

Mr. CHARLES C. SMITH. I will be glad to yield to the gentleman.

Mr. MORAN. Mr. Speaker, the gentleman should tell the Members of this House—some of them were here back in 1949—when Mr. Duff was asked, "How are you going to pay the bill," he said, "Don't worry about it. We have all kinds of money here. The taxes that are on the books at the present time will take care of it. It is unnecessary."

On the strength of that statement a lot of the Members went along and voted for the bill, including me.

Mr. CHARLES C. SMITH. I think, Mr. Speaker, if I could ask the gentleman to produce that quote he would be surprised. I would appreciate it if sometime before the session ends he would produce that quote from an authentic source.

Mr. MORAN. Mr. Speaker, the quote was made in the Governor's office. We do not have it on record, but there were other Members there. I do not remember who they were, but I think I can dig them up.

Mr. CHARLES C. SMITH. He is going to need those guys, Mr. Speaker.

Mr. MORAN. A lot of other statements were made in the past. Mr. Duff, "the Bluff," made the statement.

Mr. CHARLES C. SMITH. Mr. Speaker, that is beside the point, I do believe.

I believe most of the Members of our side will support this amendment, but I think in all fairness the Majority Leader should go a little further. If he does not mind, I will try to go a little further by explaining, and if I am wrong he can contradict me.

It seems that the present administration might be trying to make itself look a little good by passing this amendment, but let me just say this for your thinking, and to see if you are too much different from what we were two years ago.

You are passing an amendment now which has to be passed by two successive sessions of the Legislature. Am I right on that?

Mr. READINGER. Yes.

Mr. CHARLES C. SMITH. I believe I am. It would be passed in 1956, it would again be passed in 1957. That would put it on the ballot in November 1957. There is a possibility we would not be in session at that time, which would not result in the collection of a tax to pay for this in Governor Leader's administration. No matter how you figure it, you are doing the same thing. You are putting it off to whoever the poor individual is who comes into the office in 1959, whether he be a Republican or a Democrat. Let's not try to kid the public. Governor Leader will never have to sign a tax bill to foot this bill he cannot, it is a physical impossibility. So don't let us crow too loudly about the great things you are doing, because you are putting it off yourself to 1959, to the next administration.

Whether it is good or bad, I do not know. I do not think there is anything else we can do about it, I will admit that, but let us not take advantage of the time element by trying to make somebody look bad and somebody look good. The person who is trying to be made look good is not even going to sign a tax measure to foot this bill.

Some of you Members will be back and be asked to vote for a tax, whether it is a Republican Governor or a Democratic Governor, but it will not go into effect until 1959. The Members on this side of the House can do as they please. I, personally, am going to vote for the amendment, I am going to vote for the bill with the amendment in it, there is nothing else we can do.

I do not believe, as I said, that the Majority Leader wrote the speech, because I know he would do better, and I know he would not be trapped into the fact that this Governor cannot sign the bill until 1959, as it is an impossibility for him to do it.

So he is doing nothing else except what Senator Duff might be accused of doing, putting it off into the future for somebody else to worry about. Everyone on this side and the other side is putting it off for somebody else to worry about, instead of ourselves.

Mr. READINGER. Mr. Speaker, the gentleman from Philadelphia does a great injustice to the Governor and to me.

In the first place, the Governor of the Commonwealth has had nothing at all to do with this proposed amendment. As I stated before, the administration did request me to offer amendments which would have tied in the graduated income tax with this bonus. I have not even had an opportunity to discuss with the Governor the amendment I am proposing today.

The fact of who is going to sign the legislation eventually which will bring about the payment of a bonus is a well understood fact. I do not think anybody is trying to crawl, it is simply a matter of law. We cannot enact legislation to pay the bonus before the constitutional amendment is authorized by the people, and that cannot be done until November of 1957 no matter what we want to do about it.

Of course, it is true that the next Governor, if this legislation is passed, would be signing the bill which would actually authorize the payment.

When I say the gentleman does an injustice to me, I say it because I really wrote that speech myself. Maybe I am slipping, but it is my own product.

The point I have been trying to make is that if Governor Duff back in 1949 had been strong and had said, "Now look, we want to give this bonus to the boys, but we also want the people who vote for it to tell us they want a tax passed to pay the money back."

I say if we do not agree to this amendment we are going to make the same mistake we made before. We perhaps are going to bring about the issuance of the bonds and perhaps be in a worse financial dilemma when the time comes to start paying them than we are in now. I at least want the people of Pennsylvania to say to us, "This you shall do."

I think anybody in good conscience can vote for this amendment. I do not believe even the veterans would oppose it because they too know we can only pay this money back by some form of taxation.

Mr. LOVETT. Mr. Speaker, this amendment we are now asked to vote upon, in my mind, is one of those "let's be fair" amendments.

I remember voting for a soldiers bonus for the World War II veterans. I hear a lot of talk about administrations.

I often wonder just who administrations are. I hear all this talk about Senator Duff—Governor Duff at that time. I was in sympathy with Dr. Duff's idea at that time and I think many of the other men were too. Who the "administrations" were at that time who opposed it, I do not know.

I do know this, your World War I veterans received a bonus and in the amendment to the Constitution to give them the right to have that bonus there was no tax in any way mentioned—World War II veterans likewise.

Now I say, "let's be fair." Between the men who fought for our country in World War I, the men who fought for our country in World War II, and the men we now ask a bonus for who fought in the Korean War, in my mind there is no difference and we should not make a difference here today.

You say to me the people should voice their opinion on a tax of some kind. I say, no. The people of Pennsylvania know when they vote on a constitutional amendment to pay a soldiers bonus that some form of tax must be enacted by the Legislature to pay that bonus. You say, "Well, we will remind them that there must be a tax." Then you are either doing one thing or the other, you are trying to defeat a bonus for the Korean War veterans or, else you do not need this amendment.

My friends I hate to differ with my leader on this side of the House, and I want to say to the Minority Leader on the other side of the House when he says he has no recourse, oh, yes, he has. He can vote against this amendment, he can vote for the bill as it stands today without the amendment.

I agree I am going to vote against this amendment. If you are going to put this amendment in, I will vote for the resolution as amended, but I say to you that you are unfair to the Korean War veterans when you do that.

Mr. McCANN. Mr. Speaker, the previous speaker a moment ago stated that you are doing an injustice to the veterans of the Korean armed conflict. I believe I have been as close to veterans organizations and worked with them as closely as is possible for a veteran of World War II.

A few moments ago in this House I had occasion to speak to a representative of the Veterans of Foreign Wars regarding this proposed amendment. As I look at some of the Members across the aisle whom I kidded last week about the soda pop tax to pay for this, I was sincere. Some day I will vote for it.

I would like to say that that particular organization definitely does favor this amendment and believes that this is sound legislation regarding the proposed constitutional amendment we are hoping to present to the people in 1957. The veterans of World War II, including myself, who worked and tried to get a bonus for the veterans of World War II fully realize that that legislation was not actually sound, the taxes should have been provided.

I was not a Member of this House at that time, but I very likely would have voted as those did who were here. Basically, you will agree, as will the veterans organizations of this Commonwealth, that the amendment presented by the Majority Floor Leader will meet with their approval. Those of us who believe sincerely in the payment and the passage of this particular resolution when it is presented on the ballot will work for it as we did for the World War II resolution, that appeared on the ballot in 1949.

I say again as to the statement made by the gentleman from Westmoreland County when he says we are doing an injustice to the veterans of the Korean armed conflict that I believe he is speaking only with the thought that it might hurt their particular chances of passage, because I sincerely believe the citizens of this Commonwealth will support this resolution and support it as we have written it here today.

Mr. LOVETT. Mr. Speaker, may I interrogate the gentleman, Mr. McCann?

The SPEAKER pro tempore. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, the gentleman speaks of the veterans organizations agreeing to this amendment. I might ask the gentleman where he received the information that the veterans organizations throughout the state of Pennsylvania are in agreement with this amendment?

Mr. McCANN. Mr. Speaker, I made the statement that one veterans organization a few moments before this particular bill came up informed me that they were in favor of this amendment. That veterans organization was the Veterans of Foreign Wars of the Department of Pennsylvania. The representative who spoke here was their official representative from here in Harrisburg, a man who has served in the past as publicity director and also served on a staff of the Veterans of Foreign Wars, Mr. Albert Series.

Mr. LOVETT. Mr. Speaker, this particular representative of whom he speaks representing the Veterans of Foreign Wars, how could he get the sentiment of the different posts of the Veterans of Foreign Wars on an amendment to this Resolution that nobody knew anything about before a very short time ago?

Mr. McCANN. Mr. Speaker, it is impossible for any representative of any veterans organization to get the sentiment of the posts within this Commonwealth. He is a representative on the staff of the state organization, and each state organization has its staff here. I only spoke of the Veterans of Foreign Wars and I asked "Al" personally, and he said "Steve, we do heartily agree that this is sound legislation and the Veterans of Foreign Wars are in favor of this amendment to this particular Resolution."

Mr. LOVETT. Mr. Speaker, may I say to the gentleman that that is only the opinion of one man in my judgment.

Mr. CHARLES C. SMITH. Mr. Speaker, I was just going to suggest to Mr. Lovett that he vote for these amendments. I will tell him why. You are only kidding the people, no matter what you do, because if the people vote for this bonus you must get a tax whether you have this amendment or do not have it. Why not be honest? If the people vote for it, it has to be paid. So you are not tying this up, all you are doing is saying, "We are going to suggest a tax." You are right you are going to suggest a tax, because the bill has to be paid.

So vote for the amendments. You are only kidding the public anyhow. You are only trying to make something look good that you are going to vote for anyhow. You are going to get a tax anyhow if you pass this bill, so why go through all of this. If the amendment falls you are

going to need the money to pay it, and if the amendment goes in you still have to need the money to pay it.

Vote for it Mr. Lovett, you are only kidding the public as it is.

Mr. LOVETT. Mr. Speaker, may I suggest to the gentleman from Philadelphia, the Minority Floor Leader, to speak for himself, because in my mind, if this amendment means anything, it means to me that you are now placing on notice and warning the people. You say to me, "Well, if the people vote for it, they will never even think about a tax to pay for it." You are going to call it to their minds. You did not call it to their minds on the bonus for the veterans of World War I; you did not call it to their minds on the bonus for the veterans of World War II, why do you say we shall call it to the minds of the people now?

Suppose the amendments do go through, suppose the people turn down the bonus for the Korean War veterans, how is the gentleman going to feel? How are you other Members going to feel when you tie a tax in here so that the people will turn it down?

Mr. KOLANKIEWICZ. Mr. Speaker, I have been an advocate of veterans legislation for a good many years. I was opposed to the previous amendments as to a graduated income tax to cover the money to be given as a bonus to the Korean War veterans.

In the case of this amendment, the way I see it, should the veterans, or those who are in favor of the veterans, vote against these amendments, back home they are going to say you are against the bonus. So I feel by voting for the amendments we can go back and we can have a clear conscience, and the people back home, especially the veterans organizations will say you are for the bonus.

I do not think it is a question of taxes right now. It will be later. We are giving the people that opportunity. If they want a bonus, if they want to give the soldiers a bonus, they must pay tax for it.

I urge everyone of the veterans supporters to vote for these amendmentes.

Mr. GOLDSTEIN. Mr. Speaker, I would like to make a statement on these amendments. I am going to vote for the proposed amendment for the very simple reason that it is meaningless. Let me read the proposed amendment to the Members of the House. I do not mean I want to evade my responsibility for raising taxes to pay the bonus, but the amendment reads:

> "The law authorizing the creation of the debt and the issuance of the bonds shall not take effect until revenue-raising measures are enacted which the Senate and House of Representatives by concurrent resolution declare and deem sufficient to amortize the amount to be borrowed and paid."

I interpret this to mean that if this amendment is passed, when we enact a soldiers bonus we also enact a concurrent resolution where we might state that ten per cent of the sales tax, or ten per cent of the capital stock tax, will be used as a springboard with which to pay the soldiers bonus.

Having declared by concurrent resolution that this will be the method of amortization, we still face the responsibility as Legislators to look for additional revenue to replace that which is taken from the General Fund. So when we vote for this amendment, we are merely giving a sugar-coated proposition. It means nothing whatsoever.

Mr. READINGER. Mr. Speaker, much as I admire the gentleman who has just spoken, I would like to state that I think he is completely and unequivocally wrong.

If this amendment has any meaning, and it certainly has, if affects the timing of when tax legislation will be enacted to support the payment of the bonds to be issued under this Korean War bonus.

The gentleman from Philadelphia has stated that we have to pass tax legislation anyway, that this does not mean anything particularly, that we are kidding somebody, and I say he is wrong, too. He well knows that in 1959, if that is the year in which we pass the legislation authorizing the issuance of the bonds and the payment of the money, we need not give any thought at that time to where the money is coming from. It will probably be four years later before we ever have to concern ourselves as to where we are going to get another $150 million to pay these bonds.

I presume the same method would be followed in issuing these bonds as was used in the World War II bonus. It would be amortized over a period of fifteen or twenty years, and a budget would have to be set up to amortize the bonds as they fall due. That would mean a certain number of millions of dollars each biennium.

I say with this amendment in the bill, if it is put in the Constitution, at the very time we authorize the payment of that bonus we are going to make it our business then to see that there are enough tax measures on the books not only to take care of the other needs of the Commonwealth but also to pay this bonus. In that way we do not dump into the lap of the Legislature four years later a big bill for $25 or $35 million additional. That is the only thing we are trying to achieve by this amendment.

I somewhat resent the statement made by the gentleman from Westmoreland that we are being unfair to the veterans. This amendment is not offered with any idea of defeating eventually the Resolution to pay them a bonus.

I voted for the World War II bonus. I am going to vote for this one, but I think we ought to do what we are doing today, or attempting to do, because it makes a lot more sense than the way we have done in the past. It is an honest thing to do and it is not going to defeat any Korean veterans bonus.

Mr. LIPPINCOTT. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, if the amendments fall, is it the policy of the administration and the Democratic leadership in the House, that the bill without the amendment will not be called up for final passage?

Mr. READINGER. That is definitely not the policy of the administration nor the leadership on this side of the House.

Mr. LIPPINCOTT. In other words, if we do vote against the amendment and the amendment is therefore defeated, nevertheless the bill will be called up without the amendment for final passage.

Mr. READINGER. It very definitely will.

Mr. PETROSKY. Mr. Speaker, I rise to support the amendment offered by the gentleman from Berks, Mr.

Readinger. I feel this is a fair and an honest approach to problems of this nature that continually come before this Assembly.

It is a step in the right direction for good government.

We must continually let the people know in this Commonwealth that the additional services which are desired and requested through passage of legislation in the General Assembly must of necessity be paid for.

As to the statement made that there is a possibility of influencing the vote upon the bonus for the veterans of the Korean conflict, I do not believe that is true. I have a great amount of confidence in the people of the Commonwealth of Pennsylvania and believe they will support just as vigorously the bonus amendment for Korean veterans as they did the bonus for the veterans of World War I and World War II.

I know the people are grateful for the services these veterans rendered and they will so express it at the election when the amendment is up on a referendum.

Mr. Speaker and Members of the House, I sincerely request and ask you to support the amendment offered by the gentleman from Berks as a step in the right direction for good government in Pennsylvania.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Messrs. LOVETT and Mr. WILLIAM B. SMITH and were as follows:

YEAS—180

Adam,	Frascella,	Mahan,	Rubin,
Agnew,	Frost,	Markley,	Rudisill,
Amarando,	Gaffney	Maxwell,	Sarraf,
Anderson, M. S.,	Garlock,	McCann,	Scarcelli,
Anderson, S. A.,	Gelfand,	McGee,	Sherman,
Auker,	George,	McKeever,	Sigman,
Barnatovich,	Gibson,	McLaughlin,	Smith, C. C.,
Bell,	Goldstein,	McWherter,	Snider,
Boies,	Gramlich,	Meholchick,	Stank,
Bonner,	Greenwood,	Metz,	Stebbins,
Boory,	Guss,	Mihm,	Steckel,
Bower,	Guthrie,	Mikula,	Stephens,
Branca,	Hamilton, R. K.,	Mills,	Stevenson,
Breisch,	Hass,	Monroe,	Stone,
Brennan, A. P.,	Heavey,	Moody,	Stoner,
Brennan, J. J.,	Helm,	Moran,	Strausser,
Brenninger,	Henzel,	Moscrip,	Stroup,
Breth,	Hewitt,	Muldowney,	Swartz,
Bucchin,	Hocker,	Mullen,	Taylor,
Bullen,	Holt,	Munley,	Thomas,
Capano,	Horst,	Murphy,	Thompson,
Cianfrani,	Houk,	Murray, H. P.,	Toll,
Cioffi,	Jenkins,	Murray, J. J.,	Toomey,
Cochran,	Johnson,	Murray, P. G.,	Varallo,
Comer,	Jones, G. E.,	Musto,	Varner,
Cooper,	Jump,	Needham,	Vaughan,
Curwood,	Kamyk,	Oglivie,	Wall,
Davis,	Keller,	O'Neil,	Wallace,
Donahue,	Kent,	Pacchioli,	Walsh,
Donaldson,	Kline,	Parry,	Wargo,
Dougherty,	Knecht,	Pashley,	Weidner,
Down,	Kolankiewicz	Paulhamus,	Welsh,
Ehrgood,	Kooker,	Petrosky,	Wescott,
Eilberg,	Kornick,	Pettigrew,	Wheeler,
Erb,	Kratz,	Polaski,	Whitenight,
Eshleman,	Kromer,	Polen,	Willaredt,
Ewing,	Lafore,	Pomeroy,	Williams,
Farabaugh,	Leiby,	Price,	Wilt,
Filo,	Leonard,	Readinger,	Wood,
Fineman,	Leven,	Reibman,	Worley,
Flint,	Light,	Reidenbach,	Yetter,
Floyd,	Limper,	Renwick,	Yetzer,
Flynn,	Lopresto,	Rigby,	Young,
Foster,	Lutty,	Rosen,	Ziegler,
Frank,	Magee,	Rovansek,	Andrews, Speaker

NAYS—12

Ashton,	Isaacs,	Lovett,	Royer,
Banker,	Jones, T. H. W.,	McCormack,	Smith, Wm. B.,
Brown,	Lippincott,	McInroy,	Tompkins,

NOT VOTING—15

Bazin,	Haudenshield,	Miller,	Schuster,
Blair,	Kehler,	Naugle,	Verona,
Connelly,	Lawyer,	Olsen,	Waterhouse,
Gibb,	Leisey,	Pursley,	

So the question was determined in the affirmative and the amendments were agreed to.

On the question recurring,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

BILLS PASSED OVER

The SPEAKER pro tempore. Without objection all other bills on the third reading calendar will be passed over. The Chair hears none.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of House Bill No. 885 as follows:

An Act relating to plumbing providing for certification registration and regulation of persons engaged in plumbing creating a State Public Health Plumbing Board in the Department of Health prescribing its powers and duties and those of local governments with respect thereto and making an appropriation

Section 1 Short Title This act shall be known and may be cited as the "Public Health Plumbing Law"

Section 2 Legislative Findings and Purposes It is hereby declared to be the intent of the General Assembly of this Commonwealth to recognize preserve and protect the primary responsibility of the municipal subdivisions of the Commonwealth to regulate plumbing within their territories by granting them under proper supervision the right to examine applicants for certification as plumbers and to establish and enforce plumbing requirements subject to supervision by the State Public Health Plumbing Board

Section 3 Definition As used in this act

(1) "Plumbing" means the practice materials and fixtures used in the installation maintenance extension and alteration of all piping fixtures appliances and appurtenances in connection with any of the following sanitary drainage or storm drainage facilities the venting system and public or private water-supply systems including the water and discharge connections to any fixture appliance or vessel within or adjacent to any building structure or conveyance also the practice and materials used in the installation maintenance extension of or alteration of the storm-water liquid waste or sewerage and water-supply system of any premises to their connection with any point of public disposal or terminal installation acceptable by the Board provided that the term "plumbing" shall not be construed to include the laying of main sewers and water mains by the Commonwealth of Pennsylvania or any of its political subdivisions or authorities thereof either directly or by its duly authorized contractors or agents or constructed under the supervision of the said Commonwealth or its political subdivisions or authorities thereof

(2) "Plumbing Work" means the carrying on of the necessary duties involved in the practice of plumbing

(3) "Apprentice Plumber" means a person who is registered by a registered master plumber with the local authority as being apprenticed to a registered master plumber in the course of learning the practice of plumbing.

(4) "Journeyman Plumber" means a person who has served his apprenticeship and who upon passing a satisfactory examination has been properly registered with the board and who carries the certificate of the board as a journeyman plumber

(5) "Master Plumber" means a person who has served as a journeyman plumber for a period of at least two years and who upon passage of a satisfactory examination carries a certificate of the board as a master plumber

(6) "Local Authority" means an examining authority established by a municipality or township and designated by the board as qualified to examine applicants for journeyman and master plumber certificates or in those cases where the municipality or township fails or refuses to establish an authority then a local authority shall be established or designated by the board for operation within that municipality or township

(7) "Board" means the State Public Health plumbing Board created by this act

Section 4 State Public Health Plumbing Board (a) There is created as a departmental administrative board within the Department of Health the State Public Health Plumbing Board The board shall consist of the Secretary of Health ex efficio or his duly authorized representative who shall serve as chairman and four persons who shall be appointed by the Governor for a term of six years two members shall be registered professional sanitary engineers one of whom is employed by the Commonwealth of Pennsylvania and both of whom have been in the active practice of their profession for at least ten years one shall be a master plumber who shall have been in active practice as a master plumber in Pennsylvania for at least ten years and one who shall be a journeyman plumber who has been in active practice as a journeyman plumber in Pennsylvania for at least ten years Three members shall constitute a quorum The board shall elect a secretary who need not be a member of the board Each member of the board except those in the employ of the Commonwealth shall receive twenty-five dollars ($25) per diem and travelling expenses when actually attending to the work of the board and the secretary if not in the employ of the Commonwealth shall be compensated in an amount to be determined by the board

(b) The board shall appoint three persons under the merit system to act as coordinators each of whom shall have jurisdiction over approximately one-third of the State and who shall be under the direct supervision of the registered professional sanitary engineer member of the Board who is employed by the Commonwealth Their duty shall be to assist the various political subdivisions not having technical standards for installation to conform to the provisions of this act with respect to certification and inspection where the officials of the boroughs or townships fail within ninety days to agree on the details of administration of a local authority within the political subdivision the coordinator shall place the responsibility for establishing an adequate administration in conformity with the provisions of this act upon the county commissioners for the county or counties involved They shall make reports and keep such records as may be prescribed and deemed necessary by the board The board shall exercise only the supervisory powers over the coordinators necessary to effectuate the purposes of this act Where a local authority is meeting the minimum standards for certification and inspection and has satisfactory minimum provisions for technical requirements of installation there shall be no intervention other than to require the necessary records and information regarding the persons to whom certificates are issued The board shall make provision for th preparation of certificates and their distribution to the local municipal authorities. A minimum charge therefor necessary to cover the cost of printing and handling shall be made by the board and paid by the local authority

Section 5 Local Authorities Each governing body of every county municipality and township either singly or jointly with one or more county municipality or township shall establish within a reasonable time after the effective date of this act a local authority for the purpose of carrying out the provisions of this act in addition to all their other powers and duties local authorities shall (1) prescribe minimum technical requirements for plumbing installation which shall not be less stringent than standards established by the Board and provide for their enforcement (2) establish adequate facilities for inspection of plumbing and (3) promulgate and enforce rules and regulations with respect to certification of plumbers and registration of apprentices

Section 6 Qualifications A person to qualify as

(1) An "apprentice plumber" shall enter into an apprenticeship agreement in writing with a registered master plumber who in turn shall register the apprentice with the local authority in the municipality in which he has his principal place of business The apprentice must be registered and serve for a minimum of four years or its equivalent as determined by the board and his training must include all general phases of plumbing and drainage work

(2) A "journeyman plumber" shall have served his apprenticeship shall make application for registration to the local authority serving the municipal subdivision in which he resides and shall pass satisfactory examination after which a certificate to work as a journeyman plumber shall be issued to him by the local authority

(3) A "master plumber" shall first have served both his apprenticeship and journeymanship shall apply for registration to the local authority serving the municipal subdivision in which he intends to have his principal place of business and shall pass a satisfactory examination after which a certificate of the board to work as a master plumber shall be issued to him by the local authority

Section 7 Persons Authorized to do Plumbing Work Except as provided in section 11 no person may do plumbing work unless he is certified as a master or journeyman plumber and registered in accordance with this act This act shall not apply to farms or summer homes except summer homes used for commercial purposes provided there is no connection with nor possible contamination of public drinking water systems nor any connection with any public sewerage system

Section 8 Certification (a) Every person desiring to work as a master or journeyman plumber after the effective date of this act shall make an application for a certificate to the duly authorized local authority where his principal place of business in the case of the master plumber or the place of residence in the case of the journeyman plumber is located

(b) Every person who furnishes satisfactory evidence by affidavit that he was regularly engaged as a master plumber in the full-time business of plumbing and house and building drainage six months prior to the effective date of this act shall be granted a master plumber certificate of the board without examination Every person furnishing satisfactory evidence that he has had four or more years experience working as a journeyman in the trade of plumbing and house and building drainage shall be granted a journeyman plumber certificate of the board without examination Satisfactory evidence in the case of the journeyman plumber shall include proper certification of his four years or more service by affidavit or affidavits as the case may require

(c) Every registered master plumber must prominently display his certificate number on every vehicle used in the operation of his business

(d) Every other applicant for a certificate shall be examined by the local authority Where the local authority conducts the examination it shall certify to the board whether or not the applicant has attained a suc-

cessful grade in the examination Every applicant who attains a successful grade in the examination and otherwise meets the requirements of the board shall be granted a certificate of the board by the local authority

(e) Every person granted a master or journeyman plumber's certificate of the board shall be permitted to work without further examination in any political subdivision of this Commonwealth if he complies with the registration requirements of subsection (a) of section 10 of this act

(f) An examination and certificate fee and a renewal certificate fee shall be charged by the local authority where certification is conducted Where an examination has been conducted by a local authority or application for renewal certificate is made the examination and certificate fee and renewal certificate fee shall be paid only to and retained by the issuing municipality Existing fees for examination and certification or renewal certification heretofore established by local authorities shall continue in effect

(g) The master and journeyman plumber's certificate shall expire at the end of the calendar year in which it is issued Every certified master or journeyman plumber desiring to continue to do plumbing work shall make an application for a renewal certificate to the local authority between the first and thirty-first day of December of each calendar year A renewal certificate shall not be granted by the local authority without an examination in the case of any master or journeyman plumber who fails to make an application for the renewal of certificate within the time specified in this act

(h) A certified master or journeyman plumber may have his certificate suspended or revoked by the local authority where the violation occurs or by the local board granting the certificate for failure to comply with this act or with any rule or regulation of the board or of a local authority Whenever any certified master plumber or journeyman plumber has been found guilty of violating the provisions of this act on the first offense the certificate may be suspended by the authority for not more than ten days On the second offense the certificate shall be suspended for a period of ten days and on the third offense the certificate shall be revoked

(i) Notices of suspension or revocation of certificate shall be submitted immediately to the board which in turn shall notify every local authority of that fact

(j) Any person who is denied a master or journeyman plumber's certificate or who has his certificate suspended or revoked shall have the right to a hearing and to an appeal to the Court of Common Pleas of Dauphin County in accordance with the procedures established by the act of June 4 1945 (P. L. 1388) known as the "Administrative Agency Law" and its amendments

Section 9 Persons Corporations or Partnerships Engaged in the Business of Plumbing No person may engage in the business of plumbing unless he holds a master plumber's certificate No corporation or partnership may engage in the business of plumbing unless at least one member of the corporation or partnership holds a master plumber's certificate

Section 10 Registration of Certified Master and Journeyman Plumbers and of Persons Partnerships or Corporations Engaged in the Business of Plumbing (a) Every certified master and journeyman plumber shall register with every local authority serving the political subdivision in which he desires to work as a plumber In the event there is no local authority serving the particular political subdivision the certified master or journeyman plumber shall register with the board

(b) Every person corporation or partnership engaged in the business of plumbing shall register with each authority serving the political subdivision in which he or it desires to engage in the business of plumbing In the event there is no local authority serving the particular political subdivision the person corporation or partnership shall register with the board

Section 11 Apprentice Plumbers Every person corporation or partnership engaged in the business of plumbing may employ apprentice plumbers working under direction of a registered master plumber and only when in company of a master plumber or a journeyman plumber to perform plumbing work as may be prescribed by the rules and regulations of the board Every apprentice plumber shall be registered by his employer with the board and with any local authority with which the employer is required to register in accordance with subsection (a) and (b) of section 8 of this act

Section 12 Plumbing Inspection (a) Every local authority shall singly or jointly with one or more other municipalities employ one or more qualified plumbing inspectors with a minimum of ten years practical experience in the plumbing industry and who is not engaged as a jobbing or contracting plumber to approve plans and grant permits for plumbing construction to inspect and approve plumbing work and to perform any other duties required by the regulations of the board or of the local authority local authorities shall establish a schedule of fees to cover reasonable expenses incident to carrying out the provisions of this subsection

(b) When the board determines that any local authority is not carrying out an adequate program of plumbing inspection it may appoint agents to perform the duties prescribed for local plumbing inspectors in subsection (a) of this section in the political subdivisions served by that authority until it determines that the local authority is able to and will carry out a satisfactory program of plumbing inspection

(c) The board shall establish a schedule of fees to cover reasonable expenses incident to the administration of a local plumbing inspection program under subsection (b) of this section which are incurred by the board These fees shall be paid to the State

Section 13 Rules and Regulations (a) The board shall have the power and its duty shall be to make rules and regulations respecting

(1) The records and other information that shall accompany the application for a certificate of master or journeyman plumbers certified at the time of the passage of the act

(2) The time at which examinations for master or journeyman plumbers' certificates shall be given and all other matters relating to examinations

(3) The eligibility requirements of persons desiring to be certified as master or journeyman plumbers

(4) The amount of the examination fee and certificate renewal fee to be charged by a local authority established by the board

(5) The registration of certified master and journeyman plumbers with the board and with local authorities

(6) The employment and registration of apprentice plumbers

(7) The qualifications of plumbing inspectors employed by the local authorities

(8) The filing of plans and specifications and the issuance of permits for plumbing work Where local law is applicable plans and specifications shall be filed in accordance with that law

(9) Technical requirements of plumbing installations as a minimum standard where a municipality has a code in effect which is equal to or better than this minimum standard the local code shall apply

(10) Any other rules and regulations necessary to carry out the purposes of this act

(b) Local authorities shall make and enforce reasonable rules and regulations which are not inconsistent with or less stringent than the regulations of the board

(c) To defray the costs to the Commonwealth in administering this act the local authority shall collect from all applicants for master plumber's license an annual fee of ten dollars ($10) for and on behalf of the Commonwealth this sum shall be in addition to the fee schedule or other charges or both established for local administrative purposes and shall be remitted by the local authority to the Commonwealth

Section 14 Penalties and Prosecutions (a) Any person who shall fail to comply with any of the provisions of this act shall be liable upon conviction for the first offense to a fine of not less than ten dollars ($10) nor more than fifty dollars ($50) for each and every day he shall en-

gage in or work at that business without first having obtained a certificate or if operating with a certificate but in violation of this act and for a second offense in a like manner to a fine of not less than twenty dollars ($20) nor more than one hundred dollars ($100) for each and every day and for a third offense to a like fine as for a second offense or to undergo imprisonment for a period not exceeding thirty days or both together with costs of prosecution in each case

(b) All prosecutions for violations of this act shall be summary proceedings brought in the name and for the use of the municipality or the Commonwealth as the case may be within or against which the alleged offense is committed before any magistrate alderman police magistrate or justice of the peace in the county wherein the offense is alleged to have been committed All fines and penalties shall be paid to the treasurer of the municipality to apply to the general fund or to the Commonwealth as the case may be In default of the payment of any fine or penalty imposed under the provisions of this act the person shall be committed to prison for a period not exceeding thirty days In the case of a third offense a period not exceeding thirty days may be added to the sentence of imprisonment

Section 15 Appropriations The sum of eighty thousand dollars ($80,000) or as much thereof as is necessary is appropriated to the Department of Health for the use of the State Public Health Plumbing Board for the two fiscal years beginning June 1 1955 for the payment of the expenses and compensation of the coordinators clerks stenographers and other employes of the board for the purchase of supplies material and equipment for printing postage telephone telegraph and miscellaneous expenses and generally for the purposes of effectuating the provisions of this act

Section 16 Repeal All acts or parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act provided that with respect to technical requirements of plumbing installations and minimum standards of inspection where a municipality or political subdivision has a code in effect which is equal to or better than the minimum standard the local code relating to plumbing installations and inspection shall prevail

Section 17 Construction The provisions of this act so far as they are the same as those of existing laws are intended as a continuation of those laws and not as new enactments The provisions of this act shall not affect any act done liability incurred or right accrued or vested or affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of any repealed laws All rules and regulations made pursuant to any act of Assembly repealed by this act shall continue with the same force and effect as if that act had not been repealed Any person holding office under any act of Assembly repealed by this act shall continue to hold that office until the expiration of the term thereof subject to the conditions attached to that office prior to the passage of this act

Section 18 Effective Date This act shall take effect in three months

On the question, recurring,

Shall the bill pass finally?

Mr. McGEE. Mr. Speaker, since House Bill 885 failed of passage on March 13th, it has come to my attention that some of the Members of the House who opposed it at that time did so because of misinformation, or perhaps I should say wrong information, concerning some of the features of the bill.

As an example, it seems some of the Members at that time were under the impression that this bill prevents one from doing repair work in his own home. Nothing, Mr. Speaker, could be further from the truth.

I am informed also that the farmers are being told that they would be prevented from doing work on their own farms. I say that is a deliberate falsehood, since Section 7 on page 8 of this bill specifically exempts the farmers from the provisions of the bill, with the exception perhaps of buildings known as commercial buildings such as motels, road houses and buildings of that type.

Mr. Speaker, I could dwell at length on some of the features of the bill, but it is not my purpose to delay the proceedings of this House any longer than is necessary.

I would, therefore, ask every Member of the House to vote "aye" on this bill.

On the question, recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—112

Adam,	Flynn,	McCormack,	Reidenbach,
Agnew,	Foster,	McGee,	Renwick,
Amarando,	Frank,	McKeever,	Rigby,
Anderson, M. S.,	Frascella,	McLaughlin,	Rosen,
Anderson, S. A.,	Gaffney,	McWherter,	Rovansek,
Auker,	Garlock,	Mihm,	Sarraf,
Banker,	Gelfand,	Mikula,	Scarcelli,
Bell,	Goldstein,	Mills,	Sherman,
Boles,	Hamilton, R. K.,	Monroe,	Sigman,
Bonner,	Hass,	Moran,	Smith, Wm. B.,
Boory,	Heavey,	Moscrip,	Snider,
Branca,	Isaacs,	Muldowney,	Stank,
Brennan, A. P.,	Jenkins,	Mullen,	Stebbins,
Brennan, J. J.,	Johnson,	Munley,	Stone,
Breth,	Jones, G. E.,	Murphy,	Stoner,
Bucchin,	Jones, T. H. W.,	Murray, J. J.,	Taylor,
Bullen,	Jump,	Musto,	Thompson,
Capano,	Kamyk,	Needham,	Toll,
Cianfrani,	Kolankiewicz,	Ogilvie,	Varallo,
Cioffi,	Kornick,	O'Neil,	Vaughan,
Cochran,	Lafore,	Pacchioli,	Wallace,
Curwood,	Leven,	Pashley,	Walsh,
Dougherty,	Limper,	Petrosky,	Wargo,
Eilberg,	Lopresti,	Polaski,	Welsh,
Filo,	Lovett,	Polen,	Williams,
Fineman,	Lutty,	Pomeroy,	Yetzer,
Flint,	Maxwell,	Price,	Ziegler,
Floyd,	McCann,	Readinger,	Andrews, Speaker

NAYS—69

Ashton,	George,	Kratz,	Royer,
Barnatovich,	Gibson,	Kromer,	Rudisill,
Bazin,	Gramlich,	Leiby,	Smith, C. C.,
Bower,	Greenwood,	Light,	Steckel,
Breisch,	Guss,	Lippincott,	Stevenson,
Brenninger,	Guthrie,	Magee,	Stroup,
Brown,	Haudenshield,	Mahan,	Swartz,
Comer,	Helm,	Markley,	Toomey,
Cooper,	Henzel,	McInroy,	Varner,
Davis,	Hewitt,	Meholchick,	Wall,
Donahue,	Hocker,	Metz,	Weidner,
Donaldson,	Holt,	Moody,	Wescott,
Down,	Houk,	Murray, H. P.,	Whitenight,
Ehrgood,	Keller,	Naugle,	Willaredt,
Erb,	Kent,	Parry,	Wilt,
Ewing,	Kline,	Paulhamus,	Worley,
Frost,	Kooker,	Reibman,	Yetter,
			Young,

NOT VOTING—26

Blair,	Kehler,	Murray, P. G.,	Strausser,
Connelly,	Knecht,	Olsen,	Thomas,
Eshleman,	Lawyer,	Pettigrew,	Tompkins,
Farabaugh,	Leisey,	Pursley,	Verona,
Gibb,	Leonard,	Rubin,	Waterhouse,
Horst,	Miller,	Schuster,	Wheeler,
		Stephens,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

Mr. STANK asked and obtained permission for the Committee on Liquor Control to meet during the session of the House.

The SPEAKER pro tempore. The Chair requests the Speaker to return to the rostrum.

THE SPEAKER (HIRAM G. ANDREWS) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from McKean, Mr. Johnson, for presiding.

PERMISSION TO ADDRESS HOUSE

Mr. MUSTO asked and obtained unanimous consent to address the House.

Mr. Speaker, it has been the practice of this House that upon a consent calendar day there would not be any controversial bills taken up at any time. Last week on House Bill 1755, which had passed this House and passed the Senate with amendments, the amendments were concurred in by this House on a consent calendar day.

The sponsors of House Bill 1755 at that time were in the Revenue Department trying to get registration plates for their people back home, not knowing that the leadership of the House was going to concur on such an important bill for the anthracite coal fields.

If I am in order, I would like to ask permission of the House that the names of myself and the sponsors of the bill be stricken from the record as concurring in the amendments from the Senate.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 467 as follows:

An Act providing for the creation and incorporation as bodies corporate and politic of joint service districts by counties cities boroughs towns and townships to perform certain functions prescribing the powers and duties of such joint service districts and the duties of participating counties cities boroughs towns and townships and conferring jurisdiction on courts of quarter sessions in connection therewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words and phrases when used in this act shall have the meanings ascribed to them in this section

"Municipality" shall mean any county city borough town or township of this Commonwealth

"Municipal authorities" shall mean the governing bodies of counties cities boroughs towns and townships

"Court" shall mean the court of quarter sessions

"District" shall mean a joint service district created and incorporated as a body corporate and politic in this Commonwealth

"Board" shall mean the board of directors of a joint service district

"Board of Review" shall mean the advisory board appointed by the court of quarter sessions to draft the plan for incorporation of a proposed joint service district

Section 2 Initiation of Incorporation Procedure Whenever the municipal authorities of any two or more adjoining municipalities desire to organize and incorporate a joint service district to carry out certain functions under this act they shall adopt a resolution or ordinance which may be based on the findings and recommendations of planning commissions which have been duly created by the said municipalities signifying their intentiin to do so which resolution shall authorize the presentation of a petition to the court of quarter sessions in the county where the larger or largest of them in population is located and the municipalities may assign the responsibility for the preparation of said petition to a committee representative of the planning commissions having pertinent jurisdiction or to an official regional planning commission representative of the participating municipalities where one exists and the participating municipalities may jointly appropriate funds for this purpose

Section 3 Citizen Initiation of Incorporation Procedure Whenever electors equal to at least ten per centum of the registered voters in any municipality as determined as of the data of closing of registration books for the preceding general election shall petition the municipal authorities of any municipality for its participation in creating a joint service district or in joining an existing joint service district and for a referendum on the question of such participation the municipal authorities shall either by ordinance or resolution proceed with the action petitioned for or cause a question to be submitted at an election occurring at least sixty days thereafter by certifying a resolution duly adopted to the county election board for submission of such question on the ballot or on voting machines at such election in the manner provided by the election laws of this Commonwealth If a majority of the persons voting on such question in the municipality shall vote "yes" then the municipal authorities shall present a resolution to the court of quarter sessions for its consideration in a similar fashion had the resolution been initiated by the municipal authorities of that municipality

Section 4 Jurisdiction of Courts The courts of quarter sessions may incorporate following the procedure herein prescribed any two or more municipalities the larger or largest of which is within their jurisdiction into a joint service district which shall be a body corporate and politic and shall be named the "Joint Service District of . . . ." after a name to be agreed upon by a majority of the participating municipalities

Section 5 Contents of Petition Such petition shall set forth

(1) The name of the proposed joint service district

(2) The names of the incorporating municipalities together with the names of their municipal authorities

(3) A statement that the incorporating municipalities desire the incorporation of such district in accordance with this act

(4) A statement of the specific function or service to be performed

(5) The jurisdictional limits franchise or service area for the municipal function or service being proposed for assignment to the joint service district The area may vary for different functions and services and shall be based on demonstrable technical findings which shall be related to the promotion of quality and economy in the administration of the function or service in question and to an equitable distribution of the current and capital costs thereof The court shall consider the assignment of a single function in connection with the petition for the initial incorporation of a district and shall consider the assignment of additional functions to a duly established district as petitioned for in accordance with the requirements of this subsection

Section 6 Filing Petition Bond

(a) Petitions shall be filed after presentation to the court with the clerk thereof

(b) At the time of the filing of the original petition a bond shall be furnished by one or more of the petitioners with sufficient security in an amount to be fixed by the court conditioned for the payment of all court costs and

expenses in connection with the matter in the event of a dismissal by the court or on appeal of the petition which bond when approved by the court shall be filed with the clerk thereof If the petition is approved the bond shall be returned to the person by whom it was posted

Section 7 Appointment of Board of Review The court of quarter sessions upon receipt of such petitions shall appoint a board of review consisting of one representative of the municipal authorities of each petitioning municipality one representative of the board of county commissioners of each county in which the petitioning municipalities are located and two disinterested persons residents and taxpayers of the county or counties not residing in the petitioning municipalities who after study and hearing notice of which shall be given to municipal authorites of the petitioning municipalities as the court shall direct report to the court giving such information as hereinafter provided

Section 8 Report of Board of Review In preparing its report the board shall hold hearings and shall communicate with the State Planning Board Department of Internal Affairs and other appropriate State agencies for information and advice concerning the proposed joint service district and such agencies shall be obligated to reply Upon receipt of such replies the board shall prepare a plan for a joint service district in as much detail as shall seem appropriate indicating the services it should render the municipalities to participate the base of financial contributions from participating municipalities the assignment of weighted votes if any and the requirement of extra majorities if any to approve substantive questions Weighted votes as herein referred to shall mean the number of votes each participating municipality shall have based approximately on comparative populations or comparative financial contributions or other comparative bases or combination of bases In districts consisting of three or more municipalities no one municipality shall be given a weighted vote greater than forty per centum and the requirement for an extra majority shall never exceed seventy-five per centum of the weighted votes of the participating municipalities The preliminary plan upon completion shall be submitted to the State planning board the Department of Internal affairs and other appropriate departments and agencies certified by the attorney general to have a legal interest the departments and agencies shall be given opportunity to review the plan to the extent of that legal interest and shall be permitted a period of thirty days from receipt by them of the plan in which to file their comments thereon if no reply is received from the agencies within thirty days their approval of the plan as outlined without objection or qualification shall be assumed the board shall then prepare and adopt a final plan for a joint service district in light of advisory opinions which shall have been received from state agencies

Section 9 Filing of Board Report Upon completion of its final report the board shall file said report with the appropriate court of quarter sessions The board shall give the municipal authorities of the petitioning municipalities at least five days notice of the filing of the report and unless exceptions are filed by the petitioning municipalities within thirty days after the filing thereof the same shall be confirmed by the court absolutely the municipal authorities of any of the participating municipalities may withdraw at any time prior to the confirmation of the report by the court of quarter sessions

Section 10 Referendum for Creation of Joint Service District The joint service district as proposed by the board of review and approved by the court of quarter sessions shall cause the establishment of such service district unless a petition signed by ten per centum of the registered voters of any municipality be presented to the municipal authorities within thirty days after the action approving the district has been taken by the court requesting that the question be submitted to a referendum in that municipality or unless provisions of existing municipal charters require the submission of such questions to a referendum vote In all such cases a "yes" vote by a majority of those persons voting on the question will be required for its approval

Section 11 Incorporation Costs Upon the conclusion of the board of review that the purposes of this act will be served and the best interests of the public within the contemplated district as regards a more efficient system of carrying out certain of their municipal functions will be promoted the court shall decree the creation and incorporation of a joint service district and shall fix its corporate name and the jurisdictional area for the administration of the specific function or service being petitioned for assignment to the joint service district When a district is so created or incorporated the costs of the proceeding shall be paid by the petitioning municipalities

Section 12 Dismissal of Petition Costs Upon the conclusion of the board of review that the purposes of this act will not be served or that the best interests of the public within the contemplated district as regards a more efficient system of carrying out the contemplated municipal functions will not be promoted or if the court after reviewing the exceptions filed with it shall reach the same conclusion the court shall dismiss the petition without prejudice to the filing of future petitions costs of the proceedings to be paid by the petitioners

Section 13 Appeals Bond From any decree of the court creating or incorporating a district or dismissing a petition any petitioner or party in interest may appeal to the Supreme Court but not later than thirty days after such decree is entered upon filing in the office of the clerk of quarter sessions a bond in an amount to be fixed by the court of quarter sessions conditioned for the payment of all costs accruing on such appeal

Section 14 Recording of Decree

(a) Within thirty days after a district has been created or incorporated by final decree of the court below or on appeal the clerk of court shall furnish a certified copy of the decree to the Secretary of Internal Affairs

(b) Such decree shall be recorded in the office of the recorder of deeds of each county in which any of the incorporating municipalities of such district are located

(c) The costs of recording said decree shall be paid by the incorporating municipalities

Section 15 Municipalities Joining in Existing Joint Service Districts

(a) Whenever a joint service district has been incorporated any adjoining municipality not having joined in the original incorporation may join in such joint service district

(b) Any municipality desiring to become a member of an existing district shall signify its desire by a resolution or ordinance which may be based on the findings and recommendation of a planning commission duly created by the municipality The resolution of ordinance shall authorize the presentation of a petition to the court of quarter sessions which incorporated the district requesting the court to admit the municipality as a member of the joint service district and at the option of the municipality requesting the court to assign to the district one or more specific municipal funcions or services

(c) Such petition shall set forth

(1) The name of the district

(2) The name of the municipality desiring to join such districts together with the names of its municipal authorities

(3 A statement that the board of the district approves its joining

(4) A statement that the municipality desires to become a member of such district

(5) The jurisdictional limits franchise or service area within the petitioning municipality for the function or servce proposed for assignment to an existing joint service district This area may vary for different functions and services and shall be based on demonstrable technical findings which shall be related to the promotion of quality and economy of the function or service in question and to an equitable distribution of current and capital costs thereof

(d) The joining municipality shall file such petition and petition bond with the clerk of court

(e) Upon the granting of a final decree in favor of the petition and its recording in conformity with the provisions of this act the joining municipality shall become a member of the joint service district

Section 16 Broad of Directors of a Joint Service District Election etc

(a) The board of directors of each joint service district shall be composed of one representative from ecah of the participating municipalities and shall be called the board of directors of the joint service district

(b) Immediately after the certified copies of the decree of court incorporating the district are recorded with the recorder of deeds the municipal authorities of each participating municipality shall by majority vote select one of their number to act as its representative on the joint service district's board of directors Each such representative shall hold office for a two year term Vacancies on the board shall be filled in the same manner as appointments are made

(c) Representatives on the board shall serve without compensation except for traveling expenses incurred by them when on business for the joint service district outside such district

(d) Each representative on the board before entering upon the duties of his office shall take and subscribe on oath before an officer authorized to administer oaths that he will honestly faithfully and impartially perform the duties of his office and that he will not have any pecuniary interest directly or indirectly in any contract concerning the business or affairs of the district Each member of the board shall also give bond to the Commonwealth for the use of the district in the penal sum of ten thousand dollars ($10,000) with corporate surety conditioned for the faithful and honest discharge of his duties the premium on such bonds to be paid from the funds of the district

Section 17 Organization of Board

(a) The board shall upon its appointment and biennially thereafter organize by the election of one of its members as chairman and one as vice-chairman and by appointing a secretary-treasurer or a secretary and a treasurer who shall not be members of the board

(b) Upon its discretion the board may appoint a general manager who shall not be a member of the district board

(c) Each member of the board shall have one vote on procedural questions A majority of the board shall constitute a quorum and their concurrence shall be required to exercise any power or perform any duty required by this act except that where there are only two participating municipalities in a joint service district all actions taken by the board shall be approved by the unanimous vote of both members

(d) Each member of the board shall have one vote on substantive questions unless the assignment of weighted votes and the requirement of extra majorities is established in the petition for incorporation of the joint service district In such districts the assignment of weighted votes and requirement of extra majorities established in the charter of incorporation shall hold

(e) The board shall keep a record of all its proceedings minutes of meetings certificates contracts and all corporate acts which shall be public records open to inspection during business hours The seal of the district shall be impressed on all contracts and official documents of the district

Section 18 Duties of Chairman Vice-Chairman The chairman in addition to his duties as a member of the board shall

(1) Preside at all meetings of the board

(2) Sign all resolutions adopted by the board

(3) Appoint all committees

(4) Sign all warrants for the payment of moneys and sign acknowledge and execute all instruments authorized by the board to be executed by the district

In the absence of the chairman or in case of his inability to act the vice-chairman shall perform the duties of the chairman

Section 19 Duties of Secretary The duties of the secretary shall be

(1) To act as secretary of the board and keep a correct record of all its business and proceedings

(2) To record and sign all minutes of meetings of the board including all resolutions adopted by the board

(3) To keep all records and files of the district and to turn them over to his successor

(4) To draw and countersign all orders and warrants for the payment of money by the treasurer

(5) To keep the corporate seal of the district and to affix the same to all instruments required to be sealed and executed by the district

(6) To sign execute and acknowledge with the chairman all instruments authorized by the board to be executed by the district

(7) To perform such other duties as may be imposed on him by the board

Section 20 Duties of Treasurer The duties of the treasurer shall be

(1) To give bond in an amount to be fixed by the board conditioned for the faithful discharge of the duties of his office to keep a just account of all receipts and expenditures and to pay over the whole amount of the funds belonging to the district to his successor in office

(2) To demand receive keep and account for all moneys and credits of the district

(3) To pay persons entitled the amounts called for in orders or warrants drawn upon him by the secretary signed by the chairman or vice-chairman and countersigned by the secretary and to keep suitable evidences of payment thereof

(4) To keep accurate account of all moneys received and disbursed by him and to render accounts statements and inventories of moneys and credits received or disbursed or onhand

(5) To perform such other duties as may be imposed on him by the board

Section 21 Duties of General Manager The duties of the general manager shall be to perform such functions as are assigned to his office by the district board He shall give corporate surety bond the amount to be fixed and the cost to be paid by the board

Section 22 Purposes and General Powers of Joint Service Districts Every joint service district shall be a body corporate and politic for the purpose of carrying out municipal functions of its participating member municipalities and may

(1) Have succession perpetually by its corporate name

(2) Sue and be sued and complain and defend in the courts of the Commonwealth

(3) Adopt and use a seal and alter the same at pleasure

Section 23 Specific Powers of Joint Service Districts The powers of a joint service district shall be vested in its board The board shall have power by resolution

(1) To adopt by-laws and regulations to govern the proceedings of the board and the affairs of the district

(2) To fix the time for meeting and to hold adjourned meetings and special meetings

(3) To create any administrative office or department it deems necessary to carry out the functions of the district to prescribe the powers thereof and the duties of such administrative offices or departments

(4) To appoint and employ a secretary treasurer attorneys clerks superintendents engineers experts and all other officers and employes necessary to carry out the business and affairs of the district to fix their terms of office and their compensation and to provide for the manner of their discharge

(5) To establish and maintain offices within the district

(6) To acquire by purchase grant or gift and to take hold and operate any real or personal property and to lease rent sell and convey the same as may be deemed

(7) To make and execute such contracts and to do such other acts as shall be deemed necessary and proper in the exercise of the powers and privileges granted by this act All contracts involving an expenditure of more than seven hundred fifty dollars ($750) shall be in writing and shall be made only after notice once a week for two weeks in a newspaper of general circulation in

the district All contracts shall be let to the lowest responsible bidder

(8) To exercise the power of eminent domain in accordance with the procedure established by law for the largest member municipality

(9) To sell or lease its services and facilities to any municipality person or corporation within the service district

(10) To designate and appoint suitable depositories for the deposit and safe-keeping of the funds of the district and to require such depositories to give bond for the safekeeping of the deposits

(11) To prepare an annual budget and submit the same for approval to all participating municipalities by the end of the preceding fiscal year except in districts assigning weighted votes to participating municipalities and requiring extra majorities for approval of substantive questions in which such requirements as prescribed for approval of such questions will hold for budget approval a copy of the annual budget shall be filed with the department of Internal Affairs by the end of the preceding fiscal year

(12) To appropriate and spend the moneys of the district according to its approved budget and subject to the same budgetary procedures and controls as those provided by law for the largest participating municipality

(13) To have an annual examination of its books accounts and records by a certified public accountant A copy of such audit shall be delivered to all participating municipalities and a copy shall be filed with the department of Internal Affairs

(14) To administer exercise and perform for any participating municipality any municipal function except as hereinafter provided which any participating municipality under existing law may separately administer exercise and perform upon designation in the form of an ordinance or resolution by the participating municipality The district shall assume complete administration of the municipal functions for the particular municipality upon its being designated to exercise the same as provided in this act

(15) To receive by lease-back for operation any capital improvement facility which may be financed and constructed by any municipality authority or joint municipality authorized and created for this purpose by the joint or several action of the municipalities participating in a joint service district

Section 24 Powers Forbidden Joint Service Districts A joint service district shall have no power

(1) To levy or collect taxes or to raise revenues of any kind except through the rental or sale of its services or facilities

(2) To exercise or perform any municipal function or power for any participating municipality not specifically designated to it to perform by such municipality

(3) To incur indebtedness except such as is payable out of current funds

(4) Except as provided in section 27 to construct or provide any facility or improvement except those the cost of which are payable out of current funds or which have been provided for in the current budget

(5) To perform or furnish any public utility service except the supply of water and the collection treatment and disposal of sewage

Section 25 Duties of Participating Municipalities Every participating municipality of a joint service district shall

(1) Elect through ts municipal legislative bodies a member to represent it on the district board of directors

(2) After creation of a joint service district and the authorization by the court for the joint administration of a specific municipal function or service by the joint service district to surrender the complete administration of that function or service within the district to the board of the said district

(3) Study the annual proposed budget of the district make recommendations thereto through its members on the board and approve or disapprove the same

(4) Assume its proportionate share of the expenses of the district and appropriate moneys for the payment of the same

Section 26 Participating Municipalities May Grant Property to Districts Any participating municipality may sell lease lend grant or convey to the district any real or personal property which such district may need in the exercise of any municipal function on behalf of such municipality

Section 27 Expenses of Joint Service Districts

(a) The expenses connected with the administration of every joint service district shall be met by participating municipalities which shall appropriate moneys therefor subject to mandamus for failure to comply Such costs and expenses shall be prorated to the municipalities depending upon the particular function or functions and in accordance with agreement reached by the participating municipalities Where less than the whole area of a participating municipality is to benefit by the proposed service or improvement then and in such case the expenses shall be paid by the municipality in which such proposed service or improvement is made and collected from the taxpayers of the participating area of such municipality under existing laws

(b) If any municipal function or service is administered for a lesser number than all of the municipalities participating in the joint service district the current and capital costs thereof shall be borne by such municipalities to be determined in the same manner as in other cases

Section 28 Withdrawal of Participating Municipalities Any participating municipality may withdraw from a joint service district by the adoption of an ordinance or resolution to that effect by its municipal legislative body providel such withdrawal shall not in any way prejudice the interests of the bond holders of a joint municipality authority in which it participated to finance and construct a capital improvement facility under the provisions of this act No such withdrawal shall become effective until the end of the joint service district fiscal year in which such ordinance or resolution shall have been adopted

Section 29 Reservation of municipal powers all powers conferred by law upon a municipality participating in a joint service district and not delegated by such municipality to such district shall continue and remain in such municipality

Section 30 Constitutional Construction The provisions of this act shall be severable and if any of the provisions thereof shall be held to be unconstitutional such decision shall not affect the validity of any remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included herein

Section 31 General Repeal All acts and parts of acts are repealed in so far as they are inconsistent herewith

On the question recurring,

Shall the bill pass finally?

Mr. BELL. Mr. Speaker, when this bill was before the House on another occasion, I think we had quite an extensive debate. I think the feelings of the suburban counties are very well known to this House. I will not go further into that subject, but I would like to interrogate someone from the majority side.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Toll, permit himself to be interrogated?

Mr. TOLL. I shall, Mr. Speaker.

Mr. BELL. Mr. Toll, in view of the current widespread discussions in the city of Philadelphia concerning ripper bills, what is your definition of a ripper bill, a charter ripper bill?

Mr. TOLL. Mr. Speaker, I would say a ripper bill is one which changes, rips asunder, destroys and reduces a piece of legislation.

Mr. BELL. Mr. Speaker, I would like to ask the gentleman from Philadelphia whether there is any provision in

the bill under consideration that would preclude employes of a service district from engaging in politics?

Mr. TOLL. Mr. Speaker, in Senate Bill 467 I know of nothing which would preclude employes from engaging in politics, unless the service is rendered directly by the political subdivisions involved.

Mr. BELL. Mr. Speaker, I would like to ask the gentleman from Philadelphia whether there is any provision in the bill under consideration which would be a mandate that all employes of the service district be under civil service?

Mr. TOLL. Mr. Speaker, I do not know of any provision in the bill which would mandate that all employes be under civil service.

Mr. BELL. Mr. Speaker, I condemn this legislation as a ripper bill which will rip the employes who are put under it, if they are put under it in the city of Philadelphia, from their protection under the city charter of Philadelphia and forced to take part in politics.

I also condemn it as being a means by which employes of the city of Philadelphia could very readily be employed by a super-government and denied their civil service rights.

This bill would permit two adjacent municipalities by action of their governing boards to go into a service district. Into this service district could be dumped any or all of the governmental functions of those two adjacent municipalities. In other words, if this bill became law in its present form, the city of Philadelphia and an adjacent township could form a service district and if this service district were formed under the surveillance of the courts of Philadelphia, any and all employes, whether they are policemen, whether they are firemen, whether they are people working in sewage disposal plants, whether they are people working in the parks, or whether they are working on the highways, would be removed from the protection of the charter of Philadelphia in that they could be forced to carry out the political dictates of those who control this service district.

I would like to say a few more words. We in the suburban counties do not want this legislation in its present form. We do not want any part of it. We see it as a threat to free government. We in the county of Delaware, and I am sure my friends from the other suburban counties will join me, feel we are fully competent to handle our own governmental functions. We do not invite, we do not welcome, interference in our local government from city hall in Philadelphia. We do not want or invite interference in our local elections from City Hall in Philadelphia.

I call on you to vote "no" on this bill. On a previous occasion the gentleman from Philadelphia, Mr. Toll, stated this was not a political bill. This is another one of those dreams of super-government. Whether you call it a metropolitan district government, whether you call it a service district, whether you call it a regional service district, whatever you may call it, it is still super-government. It is another way by which the control of local government is taken from local people and put in the hands of a super-government.

Again, I now am speaking to my friends from the County of Philadelphia, ladies and gentlemen, think twice before you vote for this charter ripper bill.

Mr. TOLL. Mr. Speaker, I would merely like to call your attention to the fact that this bill came over from the Senate on a vote of 49-0, and I assume that included the vote of the Senator representing Delaware County. At any rate, it included the votes of the Senators from all over Pennsylvania.

When this came over to the House, the bill related to third class cities, boroughs, towns or townships. Leave the city of Philadelphia out for the moment and just consider the effect, the value and the benefit of this bill to third class cities, boroughs, towns or townships.

In the first place, the bill provides for very limited authority. It is not broad in the sense that the gentleman who spoke against it would have you believe. It is very limited.

In the second place, it has a number of prohibitions and limitations. Let me tell you what these limitations are.

The joint service district is prohibited from levying or collecting taxes; it is prohibited from performing any municipal function which is not specifically designated; it is prohibited from incurring indebtedness except that which is payable out of current funds; it is prohibited from the construction or providing for a facility on improvement except from current funds in the current budget. It eliminates and prohibits any public utility service except water and the collection, treatment and disposal of sewage. These prohibitions are in this very bill if you care to read it.

Let me call your attention to another feature. It provides that ten per cent of the voters must apply from both districts. That means two areas in one county or two areas in two separate counties in order to obtain the benefits of this bill.

It also provides that a board of review shall be appointed before it is put into operation. This board of review will hold hearings and will submit a plan of service to be rendered to the various areas involved. The plan will show the cost of the same. It will also provide for the method of voting. Then this particular plan will be reviewed by the State Planning Board, by the Department of Internal Affairs and by any other agency familiar with the subject that is certified to it by the Department of Justice under the Attorney General. On top of that it provides for a referendum upon petition of ten per cent of the voters. Finally, on the last page or two of the bill it provides that if a municipality or a subdivision is not satisfied it can withdraw.

Can you believe that a bill of this nature which is so beneficial and provides so many benefits for joint water cooperation or sewage treatment would be so bad and diabolical that it would hurt the people of Delaware County? It seems to me the Senate thought it was very good and sent it over here with a practically unanimous vote. There was only one Senator absent.

Take the same bill and add Philadelphia to it, now what harm has been done? What damage has been caused? How is it that when you add Philadelphia you suddenly destroy Delaware County? What is the fear that is involved? Is not Philadelphia entitled to the same benefits that you would give to a third class city, to a borough, to a town, or to a township? It seems to us the bill is so good that we would like to get in on it.

It has nothing to do with the charter. The charter applies only to Philadelphia. It does not apply to a joint service district which would be carved out of a profitable authority in various communities.

Here is an article that was published in the "Evening Bulletin" on February 13th, entitled: "Intercounty Cooperation." This article shows that today Philadelphia is serving Lower Merion, Springfield, Abington, Cheltenham, Rockledge and Jenkintown in connection with drainage basins, in other words, the matter of water rights.

This seems to be the best type of bill you could possibly vote for, and the only reason I can see that the gentlemen from Delaware are opposed to it is because Philadelphia wants to enjoy these benefits which the smaller communities are going to get.

I feel in justice and in fairness to the largest community in Pennsylvania—and I see no politics in it—you ought to give us a break and give us a chance to get the benefit of this bill by voting for it. I think everybody ought to vote for this bill. I think the attacks that have been made upon it by Delaware County are absolutely unjustified.

Mr. BELL. Mr. Speaker, we just heard a very, very impressive speech. Unfortunately all the facts stated are not correct.

The gentleman from Philadelphia, Mr. Toll, said that this district would be formulated upon the initiative of ten per cent of the voters. There is another provision in this bill whereby this type of super-government could be superimposed by action of the governing bodies of any two adjacent municipalities. The super-government would then go to the court of the largest county. With Delaware County and Philadelphia County, that means Philadelphia County courts would have jurisdiction of the proposal. The report of the court could be appealed, but there is no provision in this bill which provides for public notice of the decision of the court. Within thirty days after a decree has been entered by the court a referendum could be initiated, that is, if the citizens kept a lookout on the Philadelphia courts to see when they are going to hand down their decree.

Mr. Toll, the gentleman from Philadelphia, referred to the fact that under existing law we present have cooperation between all the suburban counties and the County of Philadelphia. I say the existing law is adequate.

I am always very leery when I hear someone crying about the welfare of my county. I look through the crocodile tears and sometimes I see something that is not spoken. I see the bills for this super-government coming to the municipalities, and whether you call it taxes, whether you call it bills, whatever you call it, it means money from the pockets of my fellow-citizens in my county, it means money from the industries of my county, to pay Philadelphia's costs.

Can a leopard change its spots? We have had the horrible example of the Port Authority. We have had the horrible example of where our Port of Chester was gobbled up by the Port Authority as well as all the money that was given by the state of Pennsylvania to the Port Authority. Where was it spent? It was spent within the city limits of the city of Philadelphia. No, we do not want this type of cooperation. No, we do not want the city of Philadelphia to come out and finance their debts and tax our people to pay their costs.

Ladies and gentlemen, one of the fundamentals of American government is that people should have the right to govern themselves. The people of my county in our forty-nine separate communities are very much content to have Philadelphia pay Philadelphia's bills and we will pay Delaware County's bills.

The same newspaper quoted by the gentleman from Philadelphia has called people like myself "suburban patriots." To me the word "patriot" is a word that is not to be used with ridicule. It means a person who is willing to fight, to fight for the freedom of his people, to fight for the self-government of his people. If I am a "surburban patriot," I am proud of it.

The former Mayor of the city of Philadelphia made a speech in the city of Washington where he referred to people like me as "ostrichs in the azalea belt." Let me remind you that azaleas do not grow wild, they are the result of industry, they are the result of well-ordered husbandry. So our azalea belt, our towns, our townships and our boroughs, is the result of the industry of our citizens. If I am called an ostrich, let me call the attention of the gentleman from Philadelphia to the fact that perhaps I have my head to the ground because I have my ears open, or maybe I am burying my head in the ground because I cannot stand the smell of an invasion of democratic government.

Ladies and gentlemen of this House, I again implore you to vote for the American principles of self-government and perhaps a principle, Mr. Speaker, that "Thou shall not covet thy neighbor's government."

Mr. McCORMACK. Mr. Speaker, I would like to interrogate the gentleman from Delaware County, Mr. Bell.

The SPEAKER. Will the gentleman from Delaware County, Mr. Bell, consent to be interrogated?

Mr. BELL. I shall, Mr. Speaker. I shall be very happy to submit to interrogation from a very capable Member of the Legislature.

Mr. McCORMACK. Mr. Speaker, I am a little confused at this point as to just what this bill provides. I had the impression that this was sort of an involuntary proceeding and that if this bill were passed the city of Philadelphia, or the County of Philadelphia, can ex parte without any agreement on the part of the municipality or county other than Philadelphia petition the Court of Quarter Sessions to establish or incorporate a joint service district.

Now I am asking the gentleman, Mr. Speaker, whether or not this act specifically requires the municipalities involved, all of them, to adopt a resolution or to pass an ordinance which would allow them to incorporate into a joint service district?

Mr. BELL. Mr. Speaker, on this subject I would like to refresh the memory of the gentleman from Philadelphia, Mr. McCormack, as to the composition of townships and boroughs.

Second class townships normally have three supervisors. I believe that is correct. First class townships normally have one commissioner per ward. Boroughs have a number of councilmen. This type of super-government, as I like to call the attempt to usurp our local government's functions, would permit two out of three supervisors of a second class township to dump all or any of the governmental functions of that township into this district. If by chance two of those supervisors happen to be of the same political faith as the adjacent giant city, perhaps a little pressure could be brought through channels that might come to the State Capitol and back down again, a little bit of pressure on friendly commissioners. These

commissioners, you know, often are elected by a majority of perhaps 100, or 200, or 300 votes, and it takes only a little bit of interference in local government, or a little bit of money sent out from City Hall, Philadelphia, on what you might call missionary work in primaries and general elections.

This is a real threat to government. It is a real threat to integrity of local government.

Is that an adequate answer, Mr. McCormack?

Mr. McCORMACK. It is a nice political speech, but it hardly answers my question, Mr. Speaker.

My question was whether or not Philadelphia under this law could do anything without the consent of the adjoining municipality that is proposed to be incorporated into a joint service district?

Mr. BELL. In answer to that, Mr. Speaker, may I say that Philadelphia could do something without the consent of the adjacent municipality. If you mean one man, you are right, Mr. McCormack. If you mean the people, you are wrong, Mr. McCormack.

Mr. McCORMACK. I refer, Mr. Speaker, to Section 2 of the bill, the title of which is "Initiation of Incorporation Procedure." I ask the gentleman whether or not the first sentence in that section would effectively prohibit any municipality from foisting on any other municipality any joint service district?

For that purpose I will read it to the Members of the House, Mr. Speaker, if I may.

> "Section 2. Initiation of Incorporation Procedures. Whenever the municipal authorities of any two or more adjoining municipalities desire to organize and incorporate a joint service district to carry out certain functions under this act they shall adopt a resolution or ordinance which may be based on the findings and recommendations of planning commissions which have been duly created by the said municipalities signifying their intention to do so which resolution shall authorize the presentation of a petition to the court of quarter sessions in the county where the larger or largest of them in population is located."

Is that not proof enough that the city of Philadelphia without any favorable resolution or ordinance by a surrounding municipality could do nothing?

Mr. Bell. Mr. Speaker, I would like to answer that by making this statement. I think I have previously answered it.

We are perhaps a little more cognizant of the force and effect of one man's vote, one supervisor's vote, than perhaps the gentleman from Philadelphia is. If we permit one man's vote to dump all the governmental functions of that township into a super-government, we feel that is not the type of government we would like to have. Perhaps I am not clear. Am I, Mr. McCormack?

Mr. McCORMACK. Mr. Speaker, I think that that is a satisfactory answer and I thank the gentleman.

Mr. Speaker, I merely wanted to point out by that interrogation that this is entirely voluntary and I wanted to point out that the gentleman from Delaware well knows it is. The gentleman's questions were adequately answered by the Mayor of the city of Philadelphia. He definitely said, and I say that it is entirely voluntary on the part of every municipality involved.

It is difficult for any of us to answer the contention that a supervisor or an elected official of a municipality might be crooked. Of course, we do not have that situation in Philadelphia and perhaps that would present a problem, but I do not think we can effectively legislate to prevent that.

Mr. BELL. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. McCormack.

The SPEAKER. Will the gentleman from Philadelphia, Mr. McCormack, consent to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. BELL. Mr. Speaker, am I to understand that the gentleman would be in favor of a ripper bill which would permit one, or a thousand, three, or three thousand, employes—name the number, I do not care if it is but one—be taken from under the protection of the city charter with respect to their participation in political affairs?

Mr. McCORMACK. Mr. Speaker, unfortunately, I connot answer that yes or no. My position on the ripper bill is pretty well known as far as Philadelphia is concerned. I do not want to make a political speech at this time.

It all depends on what you mean by ripper. The defination that the gentleman from Philadelphia, Mr. Toll, gave of a ripper is not in accordance with my difinition, not as the word is known in Philadelphia anyhow.

Mr. FINEMAN. Mr. Speaker, the gentleman from Delaware has termed this legislation, in effect, ripper legislation. I would point out to the gentleman from Delaware that the Philadelphia Bar Association has gone on record against the proposed amendments to the Philadelphia Home Rule Act, which, in effect, are true ripper legislation.

If they took a position against ripper legislation, I am certain that if in their opinion they felt the legislation which we have before us today is in effect also ripper legislation, they would likewise be against it. As a matter of fact, however, they looked rather kindly and favorably upon this legislation.

In the March publication of "The Shingle," which is published by the Philadelphia Bar Association, they have written up this proposed legislation. With the permission of the House I would like to briefly read a small portion of that article which appears in the March issue of "The Shingle."

> Such legislation can have important and far reaching effects. No more promising machinery has been devised as yet for establishing an optimum land use and transportation plan for an entire region. By this device can be shown the most suitable types of development for the various sections within the region in proper perspective as to each other and as to the overall interest of the whole. The master plan's function is not that of a straightjacket but that of a frame of reference for coordinated self development.
>
> Another encouraging sign is a recent report by the Civic Council of Montgomery County recommending a county wide sewage disposal system along the lines of natural drainage basins; where such lines cross county boundaries for intercounty cooperation is urged—even with Philadelphia!
>
> Of course, objections will always be made that such measures as we have been discussing set up a new kind of extraconstitutional, local supergovernment too far removed from popular control and subversive of traditional local home

rule. To this objection there are two answers, both showing that the measures are not in derogation of, but actually in preservation of, local home rule, which must indeed be carefully nurtured as an indispensable ingredient of the American system of representative government.

First, an analysis of the proposed legislation . . . shows every reasonable precaution against loss of control by the regular local governments involved. Only by their several and strictly voluntary action can the machinery be called into existence and made and kept applicable to them. Each is guaranteed its share in the operation and financing of that machinery. Each has its full power to withdraw at any time.

"The second answer is nowhere better expressed than in the report of the President's Commission on Intergovernmental Relations issued in June, 1955. After asserting that the "proper balance" of the federal system requires that each level of government—national state and local—be effective and responsible the report stresses the need for strengthening at the local level. It states that effective local government depends to a degree on the size of the governmental unit and that generally speaking present day local governments are too small to assume and discharge their proper responsibilities . . . An isolated local unit that resists integration into the larger community to which it socially and economically belongs—on a plea of its right to self determination—actually restricts the opportunity for genuine home rule for the whole community."

Mr. ISAACS. Mr. Speaker, Senate Bill No. 467 was amended in this House late in January by the gentlemai from Philadelphia, Mr. Toll. The bill was debated at length on January 30th, and I do not intend to prolong debate too long at this time.

However, I would like to call attention to Section 10 which states:

The joint service district as proposed by the board of review and approved by the court of quarter sessions shall cause the establishment of such service district unless a petition signed by ten per centum of the registered voters of any municipality be presented to the municipal authorities within thirty days after the action approving the district has been taken by the court, and so on."

This, Mr. Speaker, is certainly an indirect approach. Many of the Members of this House circulate petitions to put themselves on the ballot for reelection. All of us realize the amount of time it takes to get a hundred signatures. A district might become cognizant of the fact they have been incorporated into a regional service district maybe two weeks afterward. They would have fifteen days in which to get a petition signed by ten per cent of the voters, and if that is not a handicap then I say to you, ladies and gentlemen of the House, you have never knocked on doors to get around that quickly.

This approach reminds me of a thief in the night or a thug in an alley sneaking up on you. If you want to be honest about a matter of this kind, why do we not put it on the ballot and let the people in our respective municipalities vote on it?

I am certainly against this bill. I am going to request the ladies and gentlemen on both sides of this House to vote it down. I request a slow roll call and only those present in their seats and answering to their names be recorded.

Mr. STROUP. Mr. Speaker, if I may have the attention of the House, I should like to voice an objection to this bill as it is presently constituted.

The gentleman who just left the floor mentioned Section 10. As one who can view this bill objectively without very much partisanship, it appears to me there is a very deep possibility in this bill that the joint service district can be formed without the people having very much knowledge of the events which occurred and without their having the possibility of a referendum.

I can see little fault with the bill generally if there were an arrangement in the bill whereby the people would have the right per se, without any question, to vote upon the measure.

In this bill it can become law and you can have a joint service district formed without any referendum. If the people fail to file a petition in time, the courts of the larger districts having jurisdiction can declare the joint service district established.

For that reason I oppose the bill and I ask Members of the House to vote against it.

Mr. EILBERG. Mr. Speaker, I do not think this debate should properly end without a word being said about some of the accomplishments of the Democratic administration in Philadelphia.

Under the Democratic administration, tremendous steps forward in all types of city governmental functions have been made. The police department has taken the top spot amongst police departments of similar size throughout the country.

POINT OF ORDER

Mr. LIPPINCOTT. I rise to a point of order, Mr. Speaker.

The SPEAKER. The gentleman will state it.

Mr. LIPPINCOTT. Mr. Speaker, I do not think the gentleman is discussing the bill in question. He is discussing the Democratic party in Philadelphia. I think it is out of order.

The SPEAKER. The point of order having been made, the Chair must rule that the point of order is well taken.

Mr. EILBERG. Mr. Speaker, may I then say that all the remarks made by the gentleman from Delaware, Mr. Bell, were equally out of order and should be equally ignored by the Members of the House.

I am very proud of my Democratic background in Philadelphia and I think the smell that he is referring to is that from his forebears in Delaware County.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

A verification of the roll was requested by Messrs. BELL, LIPPINCOTT and ISAACS.

The roll was verified and was as follows:

YEAS—94

Adam,	Frank,	McWherter,	Rudisill,
Amarando,	Frascella,	Meholchick,	Sarraf,
Anderson, M. S.,	Gaffney,	Monroe,	Scarcelli,
Anderson, S. A.,	Gelfand,	Muldowney,	Sherman,
Barnatovich,	Guss,	Mullen,	Sigman,
Bazin,	Hamilton, R. K.,	Munley,	Smith, C. O.,
Boles,	Heavey,	Musto,	Smith, Wm. B.,
Bonner,	Holt,	Needham,	Snider,
Boory,	Jones, G. E.,	Ogilvie,	Stank,
Branca,	Kamyk,	O'Neil,	Stebbins,
Breth,	Kolankiewicz,	Pacchioli,	Stephens,
Bucchin,	Kornick,	Pashley,	Stone,

Cianfrani,	Leiby,	Paulhamus,	Swartz,
Cioffi,	Leonard,	Petrosky,	Taylor,
Comer,	Leven,	Polaski,	Varallo,
Curwood,	Limper,	Polen,	Wargo,
Dougherty,	Lopresti,	Pomeroy,	Wheeler,
Ellberg,	Lovett,	Readinger,	Whitenight,
Farabaugh,	Lutty,	Reibman,	Williams,
Filo,	McCann,	Reidenbach,	Yetter,
Fineman,	McCormack,	Renwick,	Yetzer,
Flint,	McGee,	Rosen,	Ziegler,
Floyd,	McKeever,	Rovansek,	Andrews,
	McLaughlin,	Rubin,	Speaker

NAYS—84

Agnew,	Flynn,	Kline,	Royer,
Ashton,	Foster,	Knecht,	Steckel,
Auker,	Frost,	Kooker,	Stevenson,
Banker,	Gibson,	Kromer,	Strausser,
Bell,	Goldstein,	Lafore,	Stroup,
Blair,	Gramlich,	Lippincott,	Thomas,
Bower,	Greenwood,	Magee,	Thompson,
Breisch,	Guthrie,	Mahan,	Toll,
Brennan, A. P.,	Haudenshield,	Markley,	Toomey,
Brenninger,	Helm,	McInroy,	Varner,
Brown,	Henzel,	Metz,	Vaughan,
Bullen,	Hewitt,	Mikula,	Wall,
Capano,	Hocker,	Moody,	Walsh,
Cooper,	Horst,	Moran,	Weidner,
Davis,	Houk,	Moscrip,	Welsh,
Donahue,	Isaacs,	Murphy,	Wescott,
Donaldson,	Jenkins,	Murray, H. P.,	Willaredt,
Down,	Johnson,	Naugle,	Wilt,
Ehrgood,	Jones, T. H. W.,	Parry,	Wood,
Erb,	Jump,	Price,	Worley,
Ewing,	Keller,	Rigby,	Young,

NOT VOTING—29

Brennan, J. J.,	Hass,	Maxwell,	Pettigrew,
Cochran,	Kehler,	Mihm,	Pursley,
Connelly,	Kent,	Miller,	Schuster,
Eshleman,	Kratz,	Mills,	Stoner,
Garlock,	Lawyer,	Murray, J. J.,	Tompkins,
George,	Leisey,	Murray, P. G.,	Verona,
Gibb,	Light,	Olsen,	Wallace,
			Waterhouse.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILL ON THIRD READING

Mr. READINGER. Mr. Speaker, I request that the Chair return to page 7 of today's calendar, bills on third reading, House Bill No. 2101.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2101 entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (Pamphlet Laws) (Act No. 381) entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property providing for licenses reports payment and collection of tax interest and penalties assessments collections liens reviews and appeals conferring powers and imposing duties upon the Department of Revenue public officers manufacturers wholesalers retailers corporations partnerships associations and individuals and making an appropriation" by redefining certain words terms and procedural provisions in the act

On the question,

Will the House agree to the bill on third reading?

Mr. GIBSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 2, next to last line of Title, by inserting after "by" defining or; amend Title, page 2, last line of Title, by inserting after "act": excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees; amend Sec. 1, page 2, line 1 by striking out "and".

Amend Sec. 1, page 2, line 1 by inserting after "(f)" (g), (h) and (j).

Amend Sec. 1, page 2, lines 3 to 11 by striking out "entitled "An act to provide revenue for Common-" in line 3, and all of lines 4 to 11 and inserting in lieu thereof: "known as the "Selective Sales and Use Tax Act" are amended to read:".

Amend Sec. 1 (Sec. 2) page 3, line 18 by inserting after "exchange": within this Commonwealth.

Amend Sec. 1 (Sec. 2) page 4, line 7 by inserting brackets before and after "except gasoline".

Amend Sec. 1 (Sec. 2) page 4, line 19 by inserting a bracket before and after "on" and inserting immediately thereafter "for".

Amend Sec. 1 (Sec. 2) page 5, line 3 by inserting after "All": smoking accessories and.

Amend Sec. 1 (Sec. 2) page 5, line 5 by inserting after "goods": umbrellas, pocketbooks, wallets, handbags.

Amend Sec. 1 (Sec. 2) page 5, line 5 by inserting after "articles": except wearing apparel but.

Amend Sec. 1 (Sec. 2) page 5, line 7 by inserting after "articles": but not including religious articles.

Amend Sec. 1 (Sec. 2) page 5, line 8 by inserting after "supplies"; but not including religious publications sold by religious groups, bibles, direct mail advertising and mail order catalogues.

Amend Sec. 1 (Sec. 2) page 6, by inserting between lines 11 and 12:

(g) ("Tangible personal property" shall not include any tangible personal property purchased by the United States, the Commonwealth of Pennsylvania, a political subdivision public authority or by any charitable education or religious organization) "Vendor". Any person having or maintaining a place of business in the Commonwealth, selling or leasing tangible personal property, the use of which is subject to the tax imposed by this act.

Amend Sec. 2, page 6, lines 13 to 20 by striking out all of said lines and inserting in lieu thereof:

Section 2. Section 201 of the act is amended by adding a section heading and amending subsection (a) to read:

Section 201 Imposition of Tax (a) There is hereby imposed an excise tax of three per centum of the purchase price upon the use within the Commonwealth of all tangible personal property as defined in this act purchased after the effective date of this act. (the) The tax shall be payable by the person who uses such property.

* * *

Amend Sec. 3, page 7, lines 1 to 4 by striking out "Sections four hundred one four hundred four five hun-" in line 1, and all of lines 2, 3 and 4 and inserting in lieu thereof:

Section 202, subsection (a) of section 301, sections 401 and 402 of the act are amended to read:

Section 202. Exclusions from Tax. The tax imposed by section 201 shall not apply with respect to:

(a) The use of tangible personal property other than motor vehicles, trailers and semi-trailers purchased in an isolated transaction from a person not a (seller) vendor or from a person who is a (seller) vendor but is not a (seller) vendor with respect to the articles acquired.

(b) (The use of tangible personal property purchased by a non-resident person outside of and brought into this Commonwealth for temporary use therein not to exceed a period of five days or while passing therethrough) The use of tangible personal property which is brought into the Commonwealth by a nonresident, but only if purchased by such nonresident for use and consumption, other than transportation and storage, outside the Commonwealth before use within the Commonwealth. Provided, however, that the provision of this subsection shall not apply to tangible personal property as defined in section 2(f), subsection 3, where said tangible personal property

was purchased outside of this Commonwealth after the ecective date of this act

(c) The use after the effective date of this act of tangible personal property in the fulfillment of contracts for the construction, reconstruction, remodeling, repairing or maintenance of real estate entered into or upon which a bid or bids have been submitted which cannot be altered or withdrawn prior to that date and which are fixed price agreements not subject to change or modification by reason of the tax imposed by this act, provided, however, that notice of such contract or bid is given by the taxpayer to the department within sixty days after the effective date of this act, provided further that a contract for the purchase of such tangible personal property shall have been executed within sixty days after the effective date of this act or the award of the contract whichever occurs later.

(d) The use of tangible personal property purchased by the United States, the Commonwealth of Pennsylvania, a political subdivision, public authority or by any charitable, educational, religious or voluntary firemen's organization except when used in any unrelated trade or business regularly carried on by such organizations.

(e) The use of tubes and replacement parts directly used in broadcaster, radio and television programs by licensed stations.

(f) The use of gasoline and other motor fuels, the sales of which are otherwise subject to excise taxes under the "Liquid Fuels Tax Act," May 21, 1931 (P. L. 194), as amended and the "Fuel Use Tax Act," January 14, 1952 (P. L. 1965) as amended.

(g) The use of wrapping paper, wrapping twine, paper bags, cartons, tape, rope, labels and non-returnable containers when such use is incident to the delivery of any personal property.

Section 301 Licenses (a) Every person maintaining a place of business in this Commonwealth, selling or leasing tangible personal property, the use of which is subject to tax shall on or before the thirtieth day after the effective date of this act or prior to the beginning of business thereafter make application to the department on a form prescribed by the department for a license and pay to the department the sum of two dollars ($2) therefor. If such person maintains more than one place of business in this Commonwealth, the license shall be issued for the principal place of business in this Commonwealth All applications for a license submitted to the department subsequent to April 15, 1956 shall not be subject to payment of the fee of two dollars ($2). The amount of such license fee paid by a licensee shall be allowed as a credit on any return filed by such licensee on or before July 31, 1956.

* * *

Amend Sec. 3 (Sec. 401) page 7, line 5 by inserting a bracket before "Cancelling".

Amend Sec. 3 (Sec. 401) page 7, line 14 by striking out the brackets before and after "two" and striking out "three".

Amend Sec. 3 (Sec. 401) page 7, line 18 by striking out the brackets before and after 'two'" and striking out "three".

Amend Sec. 3 (Sec. 401) page 8, line 2 by inserting a bracket after "act" and inserting immediately thereafter:

Purchaser to Pay Tax: Prepaid Tax Receipts Except as provided in Section 403, the tax imposed by section 201 shall be paid by the purchaser to the vendor and each vendor shall collect from the purchaser the full and exact amount of the tax payable on each taxable purchase and shall evidence the payment of the tax by canceling prepaid tax receipts equal in face value to the amount of the tax in the manner and at the times provided as follows:

(1) If the purchase price is at or prior to the delivery of possession of the thing sold to the purchaser paid in currency passed from hand to hand by the purchaser or his agent to the vendor or his agent, the vendor or his agent shall:

(i) Collect the tax with and at the same time as the purchase price.

(ii) Immediately cancel in the presence of the purchaser by immediately tearing into two parts prepaid tax receipts of the proper face value, deliver one part of each such canceled prepaid tax receipt to the purchaser or his agent and retain the other part.

(2) If the purchase price is otherwise paid or to be paid, the vendor or his agent shall cancel by tearing into two parts prepaid tax receipts equal in face value to the amount of the tax imposed by section 201. The amount of the tax on such sale, payment of which to the Commonwealth is evidenced by such cancellation shall become a legal charge in favor of the vendor and against the purchaser which shall be collected by the vendor in addition to the purchase price. The vendor shall retain one part of each canceled prepaid tax receipt and upon receipt of the purchase price shall at his election (i) deliver one part of each canceled prepaid tax receipt to the purchaser or (ii) make available to the purchaser at the principal place of business of such vendor one part of each canceled prepaid tax receipt. Canceled prepaid tax receipts which are unclaimed after ninety days shall be disposed of by the vendor under regulations issued by the department.

Section 402 [Issuance of Prepaid Tax Receipts The department shall issue prepaid tax receipts in such denominations and classifications as it deems necessary and it shall adopt and promulgate such rules and regulations as it may deem necessary in order to carry out the provisions of this act] Issuance and Design of Prepaid Tax Receipts Prepaid tax receipts required by section 401 shall be issued by the department in such denominations as it deems necessary. They shall be printed on durable paper, shall be of different design and distinctly different coloring for each denomination and shall bear plainly on their face the denominations represented thereby

Section 4 The act is amended by adding after section 402 a new section to read:

Section 402.1 Powers and Duties of the Department: Prepayment of Tax The department shall design and procure prepaid tax receipts. The department shall enforce and administer this article and it may adopt and promulgate such rules and regulations as it deems necessary to carry out the provisions thereof. The department may:

(1) Prescribe the form and manner of canceling prepaid tax receipts.

(2) Waive the cancellation of prepaid tax receipts in the manner otherwise provided in this act in the case of purchases of natural or manufactured gas or steam, but no such authority shall be granted or exercised except upon application to the department and unless the department after a hearing, advance notice of which must be given by the department to all vendors in the same general classification as the applicant finds that the conditions of the applicant's business are such as to render impracticable the cancellation of prepaid tax receipts in the manner provided by this act and upon the applicant furnishing bond payable to the Commonwealth in such amount as the department determines to be sufficient to secure the payment of the taxes levied by section 201 in the manner desired with surety to the satisfaction of the department with whom the bond shall be filed. Any vendor to whom such authority is hereunder granted shall print plainly upon the bill or invoice for the personal property sold or offered for sale, a statement showing separately the amount of tax imposed under this act.

(3) Authorize a manufacturer, wholesaler or retailer to prepay the tax upon the sales of tangible personal property produced or distributed by such manufacturer, wholesaler or retailer, and waive the collection of the tax from the consumer in the manner otherwise provided in this act if, upon application by such manufacturer, wholesaler or retailer and hearing, advance notice of which is given to all persons in the same classification as the applicant, the department finds that the conditions of the applicant's business are such as to render impracticable the collection of the tax in the manner provided by said sections. No such authority shall be granted or exercised unless the applicant (i) furnishes bond payable to the Commonwealth in such amount as the department determines to be sufficient to secure the prepayment of the tax and (ii) gives notice of such prepayment by printing a notice plainly

upon the product sold, or the statement rendered therefor, or, if the printing of such notice is impossible, by posting notice thereof upon the premises of the applicant where such product is sold. The person to whom such authority is granted shall purchase and cancel prepaid tax receipts and make one part of each such prepaid tax receipt available to the purchaser as provided in section 401 (2) of this act.

Section 5 Sections 403, 404 and 405 of the act are amended to read:

Section 403 Distributors The department shall distribute the prepaid tax receipts to any bank or trust company or bank and trust company in this Commonwealth which applies for a permit to act as a distributor of prepaid tax receipts to vendors. As a commission for handling and distributing the prepaid tax receipts each distributor shall be allowed a commission of one-half of one per centum of the total value of stamps sold to vendors. Each distributor shall also furnish to the (Departments) Department of Revenue (a semi-annual) on or before the tenth day of the month a monthly report for the preceding month and on or before the last day of January an annual reconciliation report showing an accounting of such sales. It shall be the duty of the Department of Revenue to conduct audits and make investigations to determine whether or not each distributor makes a proper accounting of the distribution of prepaid tax receipts. The department shall sell prepaid tax receipts to vendors in amounts not less than fifty thousand dollars ($50,000) of face value of such prepaid tax receipts in one transaction.

Amend Sec. 3 (Sec. 404) page 8, line 3 by striking out the brackets before and after "Vendors" and by striking out "Sellers".

Amend Sec. 3 (Sec. 404) page 8, line 3 by striking out the brackets before and after "vendor" and striking out "seller".

Amend Sec. 3 (Sec. 404) page 8, line 6 by striking out the brackets before and after "vendor" and striking out "seller".

Amend Sec. 3 (Sec. 404) page 8, line 7 by inserting after "from" the Department of Revenue or.

Amend Sec. 3 (Sec. 404) page 8, line 9 by striking out the brackets before and after "vendors" and striking out "sellers".

Amend Sec. 3 (Sec. 404) page 8, lines 10 and 11 by sariking out the brackets before and after "vendors" in line 10 and striking out "sellers" in line 11.

Amend Sec. 3 (Sec. 404) page 8, line 13 by inserting after "more": The department shall redeem and pay for any unused or spoiled tax receipts at their net value. An application for refund shall be filed with the department on the form prescribed by it within ninety days from the date the tax receipts are spoiled.

Section 405 Redemption To encourage the assistance of health, welfare, charitable, religious educational, fraternal, patriotic and volunteer firemen's organizations, labor and union organizations and the general public in the collection of the tax the department shall redeem the consumer's or purchaser's portion of prepaid tax receipts at two per centum of the face value when presented in accordance with rules and regulations prescribed by the department in amounts aggregating one hundred dollars ($100) or more.

Section 6 The act is amended by adding after section 405 two new sections to read:

Section 406 Returns and Refunds Official Credit Memorandum If prepaid purchases are returned to the vendor by the purchaser after the tax imposed by section 201 has been collected or charged to the account of the purchaser, the vendor shall be entitled to reimbursement of the amount of the tax so collected or charged by him either through the cancellation of prepaid tax receipts paid for by the purchaser or through the canceling of prepaid tax receipts paid for by the vendor and charged to the account of the purchaser in the manner provided by this act. Upon receipt of a sworn statement by the vendor as to the gross amount of refunds during the period covered by the sworn statement, which period shall not be longer than sixty days, the department shall issue to the vendor an official credit memorandum equal to the net amount paid by the vendor for the canceled prepaid tax receipts. The memorandum shall be accepted by the department or an agent at full face value from the vendor to whom it is issued in the purchase of prepaid tax receipts under section 405.

Section 407 Penalties Any person who falsely or fraudulently uses more than once any prepaid tax receipt shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not more than one hundred dollars ($100) or to undergo imprisonment for not more than thirty days, or both.

Any person who with intent to defraud, falsely or fraudulently, makes, forges, alters or counterfeits any prepaid tax receipt prescribed by the department pursuant to this act or with intent to defraud falsely or fraudulently makes, forges, alters or counterfeits any vendor's purchase order of any such prepaid tax receipt or knowingly and wilfully utters, publishes, passes, presents for credit or tenders as true any such false, altered or forged or counterfeited receipt or vendor's purchase orders for the purchase of such prepaid tax receipt or with intent to defraud, purchases any stolen prepaid tax recepits or vendor's purchase order, whether such prepaid tax receipts or vendor's purchase order is false, altered, forged, counterfeited, reused or true, shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than two thousand dollars ($2000) or to undergo imprisonment for not more than one year.

Section 7 Section 501 subsection (a) of section 520, sections 531, 534, 541, 542, 546, 547, subsection (a) of section 504, subsection (d) of section 571, subsection (b) of section 572 and subsection (b) of section 573 of the act are amended to read:

Amend Sec. 3 (Sec. 531), page 8, lines 17 to 20, and page 9, line 1, by striking out all of said lines, and inserting in lieu thereof:

Section 520. Time for Filing Returns. (a) [Monthly] Returns by Licensees. For the period ending June 30, 1956. [A] a return shall be filed monthly with respect to the preceding month by every licensee. Such return shall be filed on or before the last day of the month succeeding the month with respect to which the return is made. For the period beginning July 1, 1956 and thereafter, a return shall be filed by every licensee on or before the last day of October, January, April and July for the periods ending the last day of September, December, March and June.

* * *

Section 531. Time of Payment. (a) [Monthly] Payments by Licensees. The tax imposed by this act and incurred or collected by a licensee shall be due and payable [in monthly installments] on or before the last day of the month succeeding the [month] period during which the purchases subject to the tax were made and shall accompany the return for such preceding [month] period, but credit shall be allowed for the amount of prepaid tax receipts purchased and cancelled in accordance with the provisions of Article IV for the period covered by the return.

(b) Annual Payments. If the amount of tax due for the preceding year as shown by the annual return of any taxpayer is greater than the amount already paid by him in connection with his monthly or quarterly returns he shall send with such annual return a remittance for the unpaid amount of tax for the year.

Amend Sec. 3 (Sec. 534), page 9, line 16, by striking out "June 30, 1955" and inserting in lieu thereof:
the effective date of Article IV

Amend Sec. 3, page 12, by inserting between lines 8 and 9

Section 546. Collection of Tax. (a) Collection by Department. The department shall collect the tax in the manner provided by law for the collection of taxes imposed by the laws of this Commonwealth.

(b) Collection by Persons Maintaining Place of Business in Commonwealth. Every person maintaining a place of business in this Commonwealth, and selling or leasing tangible personal property, the use of which is subject

to tax, shall collect the tax from the purchaser or leasee at the time of making the sale or lease, [shall collect the tax from the purchaser or leasee] and remit the tax to the department. This subsection shall not apply after the effective date of Article IV.

(c) Exemption Certificates. If the tax does not apply to the [sale] purchase or lease of tangible personal property, the purchaser or lessee shall furnish to the [seller] vendor or lessor a certificate indicating that the [sale] purchase is not legally subject to the tax. The certificate shall be in such form as the department by regulation shall prescribe. Where the identity of the user is such that the transaction is never subject to the tax imposed, or where the tangible personal property is never subject to the tax imposed, or where the sale or lease is in interstate commerce, no such certificate need be furnished. Such exemption certificate, if taken in good faith, shall relieve the vendor from any liability for the tax.

(d) Direct Payment Permits. The department may authorize a purchaser or leasee who acquires tangible personal property under circumstances which normally make it impossible at the time of acquisition to determine the manner in which it will be used to pay the tax directly to the department and waive the collection of the tax by the [sellers] vendors. No such authority shall be granted or exercised except upon application to the department and the issuance by the department of a direct payment permit. If a direct payment permit is granted, then the payment of tax on all acquisitions, including acquisitions of tangible personal property, the use of which is known at the time of the acquisition, shall be made directly to the department by the permit holder. If such person is a licensee, the tax shall be paid at the same time and in the same manner as is prescribed for a licensee.

Amend Sec. 3, page 13, by inserting after line 6

Section 564. Limitations on Refund or Credit. (a) Application for Refund. Any application within three years from the time the return [is] required by subsections (b) or (c) of section 520 is to be filed (determined without regard to any extension of time), or two years from the time the tax was paid, whichever is later.

* * *

Section 571. Additions to Tax. * * *

(d) Uncollectible Checks. Whenever any check issued in payment of any tax [assessment] or for any other purpose shall be returned to the department as uncollectible, the secretary shall charge a fee of five dollars ($5), plus all protest fees, to the person presenting such check to him to cover the cost of its collection.

Section 572. Penalties. * * *

(b) Attempt to Evade or Defeat Tax. Any person who wilfully attempts in any manner to evade or defeat the tax imposed by this act, or the payment thereof, or assists any other person to evade, [circumvent] or defeat the tax imposed by this act, the payment thereof, or to receive a refund improperly, shall, in addition to other penalties provided by law, be liable for a penalty equal to the total amount of the tax evaded. No penalty shall be imposed under subsection (b) of section 571 for any offense to which this section is applicable.

Section 573. Crimes. * * *

(b) Other Crimes. Except as otherwise provided by subsection (a), any person maintaining a place of business in this Commonwealth who advertises or holds out or states to the public or to any purchaser or user directly or indirectly that the tax or any part thereof imposed by this act will be absorbed by such person or that it will not be added to the [selling] purchase price of the tangible personal property sold, or if added that the tax or any part thereof will be refunded other than when such person refunds the [selling] purchase price because of such property being returned to the [seller] vendor and any person maintaining a place of business in this Commonwealth and selling or leasing tangible personal property, the use of which by the purchaser is subject to tax hereunder, who shall wilfully fail or refuse to collect the tax from the purchaser and remit the same to the department, and any person who shall wilfully fail, neglect or refuse to file any return or report required by this act, or any taxpayer who shall refuse to pay any tax, penalty or interest imposed or provided for by this act, or who shall wilfully fail to preserve his books, papers and records as directed by the department, or any person who shall refuse to permit the department or any of its authorized agents to examine his books, records or papers, or who shall knowingly make any incomplete, false or fraudulent return or report, or who shall do or attempt to do anything whatever to prevent the full disclosure of the amount or character of taxable sales or purchases made by himself or any other person, or shall provide any person with a false statement as to the payment of tax with respect to particular tangible personal property, shall be guilty of a misdemeanor, and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars($1000) and costs of prosecution, or undergo imprisonment not exceeding one year, or both. The penalties imposed by this section shall be in addition to any penalties imposed by any provision of this act other than subsection (a).

Section 8. Section 585 of the act is repealed.

Section 9. Sections 602, 603 and the first paragraph of section 604 are amended to read:

Section 602. Constitutional Construction. If any section, sentence, clause or part of this act is for any reason held to be unconstitutional, the decision of the court shall not affect or impair any of the remaining provisions of this act. It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional sentence, section, clause or part thereof not been included herein. Nothing contained in this act shall be construed to impose a tax except on the ultimate consumer.

Section 603. Appropriation. So much of the proceeds of the tax imposed by this act as shall be necessary for the payment of refunds or the redemption of prepaid tax receipts provided for hereunder is hereby appropriated for the payment of such refunds and redemptions.

Section 604. Effective Date. The provisions of this act shall take effect the day following final enactment, but the provisions of Article [iv] IV shall not be operative until July 1, 1956.

* * *

Section 10. This act shall take effect immediately, and its provisions shall be retroactive to March 7, 1956.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. READINGER. Mr. Speaker, I would like to inform the membership that these amendments are the amendments that were discussed in our Democratic Caucus today. There will be other amendments which will be offered after this bill is passed over to the Senate, at which time it will come back to us for concurrence. We can consider them at great length at that time.

I think the amendments being offered today should be agreed to so that the bill may be sent over to the Senate in order to complete the job of amending the Sales Tax Law.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

REPORTS FROM COMMITTEES

Mr. SARRAF from the Committee on Appropriations reported as amended, House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof * * * and providing penalties," providing additional disability and super-annuation retirement allowances.

Mr. SARRAF from the Committee on Appropriations reported as committed, House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation, * * * under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

Mr. SARRAF from the Committee on Appropriations reported as committed, House Bill No. 2064, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to edit, illustrate and publish its new report on the Frontier Forts of Pennsylvania; providing for the distribution and sale thereof; and making an appropriation.

Mr. SARRAF from the Committee on Appropriations reported as committed, House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-five.

Mr. SARRAF from the Committee on Appropriations, reported as committed, Senate Bill No. 1046, entitled:

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia.

Mr. SARRAF from the Committee on Appropriations, reported as committed, Senate Bill No. 1009, entitled:

An Act amending the act of July 28, 1953 (Appropriation Acts page 16 Act No 20-A) entitled "An act making an appropriation to the Department of Forests and Waters for the protection and stabilization of Presque Isle Peninsula and Erie Harbor at Erie" authorizing the use of funds for improvement and development purposes.

Mr. SARRAF from the Committee on Appropriations, reported as committed, Senate Bill No. 971, entitled:

An Act amending the act of December 22, 1955 (Appropriation Acts No. 29A), entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years beginning June first, one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-five, and making appropriations to the Department of Public Instruction for reimbursements to school districts," increasing the amount of the appropriation for state teachers colleges.

Mr. SARRAF from the Committee on Appropriations, reported as committed, Senate Bill No. 968, entitled:

An Act making an appropriation to the Department of Welfare for use in the treatment of mentally retarded children and for the repair of buildings used in the treatment of mentally retarded children.

Mr. SARRAF from the Committee on Appropriations, reported as committed, Senate Bill No. 963, entitled:

An Act making an appropriation to the Senate committee appointed to cooperate with certain State departments and commissions with regard to certain matters concerning stream pollution in the Lehigh Canal.

Mr. SARRAF from the Committee on Appropriations, reported as committed, Senate Bill No. 659, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school.

Mr. SARRAF from the Committee on Appropriations, reported as committed, Senate Bill No. 425, entitled:

An Act making an appropriation to the Department of Property and Supplies for sanitary and surface drainage sewer disposal at the California State Teachers College.

Mr. LOVETT from the Committee on Liquor Control, reported as amended, Senate Bill No. 572, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entntiled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores, for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and, in certain cases, for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option, and repealing existing laws," authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances.

Mr. READINGER from the Committee on Rules, reported as committed, House Bill No. 2092, entitled:

An Act to further amend section seven of the act, approved the fourteenth day of May, one thousand nine hundred fifteen (Pamphlet Laws 524), entitled "An act creating a fund for the purpose of rebuilding, restoring, and replacing buildings, structures, equipment, or other property of the Commonwealth of Pennsylvania, damaged or destroyed by fire or other casualty, and regulating the placing of insurance thereon, and providing penalties for any violation of the provisions of this act," by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases.

Mr. READINGER from the Committee on Rules, reported as committed, House Bill No. 2103, entitled:

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624), limiting the establishment and maintenance of branch banks.

Mr. SARRAF from the Committee on Appropriations, reported as committed, Senate Bill No. 997, entitled:

An Act amending the "State Employes' Retirement Law" * * *, extending the benefits of the act to employes of institutions of political subdivisions acquired by the Commonwealth for use as hospitals or sanatoriums in the care and treatment of indigent persons.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended, House Bill No. 1243, entitled:

An Act amending the "Public School Code of 1949" * * *, providing for annual payments by the Commonwealth to school districts and vocational school districts on account of expenses for educational television broadcasts by non-profit educational television stations and making an appropriation.

Mr. SARRAF from the Committee on Appropriations, re-reported as committed, House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee for purpose of making a study and investigation and legislative recommendations relating to subsistence of surface soil in anthracite coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and making an appropriation.

Mr. SARRAF from the Committee on Appropriations, re-reported as committed, Senate Bill No. 31, entitled:

An Act creating a commission to arrange plans for the celebration of the One-hundredth Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address and making an appropriation.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended, Senate Bill No. 343, entitled:

An Act making an appropriation to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnostic Laboratory at the National Agricultural College Farm School Pennsylvania.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended, Senate Bill No. 905, entitled:

An Act authorizing the Department of Property and Supplies to acquire by gift ninety-three acres more or less of land with buildings thereon in the City of Pittsburgh Allegheny County for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis and making an appropriation.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended, House Bill No. 980, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for supervisors of industrial education and for their compensation and that of supervisors of agriculture and of homemaking.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended, House Bill No. 981, entitled:

An Act amending the "Public School Code of 1949" * * * removing the limitation on the maximum compensation payable by the Commonwealth for vocational extension classes and permitting the payment of the full cost of certain vocational training courses and providing for the revision of the budget in such cases.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended, House Bill No. 1574, entitled:

An Act authorizing the City of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended, House Bill No. 1936, entitled:

An Act amending the act of March 10 1949 (P L 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" authorizing expanded audio-visual educational programs.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended, House Bill No. 1951, entitled:

An Act amending the "Public School Code of 1949" * * * requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for advancements and reimbursements.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended, House Bill No. 1976, entitled:

An Act amending "The Administrative Code of 1929" * * * changing the Brandywine Battlefield Park Commission from an indepedent administrative commission to a commission in the Pennsylvania Historical and Museum Commission.

Mr. SARRAF from the Committee on Appropriations, re-reported as committeed, House Bill No. 2091, entitled:

An Act amending the act of August 16 1951 (P L 1240) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (Pamphlet Laws 858) entitled 'An act establishing a State employe's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service" extending its provisions to present and future cases.

Mr. SARRAF from the Committee on Appropriations, re-reported as amended Senate Bill No. 574, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift the Old Brown's Mill building and project in Antrim Township Franklin County and providing for its maintenance and control.

Mr. SARRAF from the Committee on Appropriations, re-reported as committed, Senate Bill No. 893, entitled:

An Act amending the "Public School Employes Retirement Law * * *" changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriation.

Mr. SARRAF from the Committee on Appropriations, re-reported as committed, Senate Bill No. 973, entitled:

An Act to promote the welfare of the people of the Commonwealth by the reduction of unemployment in certain areas of the Commonwealth determined to be critical economic areas providing for the establishment of industrial development projects in such areas creating The Pennsylvania Industrial Development Authority as a body corporate and politic with power to allocate funds for and make secured loans to industrial development agencies for the payment of a part of the cost of industrial development projects in critical economic areas authorizing the Authority to enter into agreements with the Government of the United States or any Federal agency or industrial development agency empowering the Authority to take title to sell convey and lease industrial development projects where necessary to protect loans made by the Pennsylvania Industrial Development Authority on industrial development projects providing that

no debt of the Commonwealth its municipalities or powers granted by this act and providing for the examination political subdivisions shall be incurred in the exercise of any of the accounts and affairs of the Authority and making an appropriation.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation, . . . under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 2064, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to edit, illustrate and publish its new report on the Frontier Forts of Pennsylvania; providing for the distribution and sale thereof; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropiation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-five.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1046, entitled:

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1009, entitled:

An Act amending the act of July 28, 1953 (Appropriation Acts page 16 Act No. 20-A) entitled "An act making an appropriation to the Department of Forests and Waters for the protection and stabilization of Presque Isle Peninsula and Erie Harbor at Erie" authorizing the use of funds for improvement and development purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 971, entitled:

An Act amending the act of December 22, 1955 (Appropriation Acts No. 29A), entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years beginning June first, one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-five, and making appropriations to the Department of Public Instruction for reimbursements to school districts," increasing the amount of the appropriation for state teachers colleges.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 968, entitled:

An Act making an appropriation to the Department of Welfare for use in the treatment of mentally retarded children and for the repair of buildings used in the treatment of mentally retarded children.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 963, entitled:

An Act making an appropriation to the Senate committee appointed to cooperate with certain State departments and commissions with regard to certain matters concerning stream pollution in the Lehigh Canal.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 659, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 425, entitled:

An Act making an appropriation to the Department of Property and Supplies for sanitary and surface drainage sewer disposal at the California State Teachers College.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 2092, entitled:

An Act to further amend section seven of the act, approved the fourteenth day of May, one thousand nine hundred fifteen (Pamphlet Laws 524) entitled "An act creat-

ing a fund for the purpose of rebuilding, restoring, and replacing buildings, structures, equipment, or other property of the Commonwealth of Pennsylvania, damaged or destroyed by fire or other casualty, and regulating the placing of insurance thereon, and providing penalties for any violation of the provisions of this act," by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2103, entitled:

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624), limiting the establishment and maintenance of branch banks.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 997, entitled:

An Act amending the "State Employes' Retirement Law" . . . ,extending the benefits of the act to employes of institutions of political subdivisions acquired by the Commonwealth for use as hospitals or sanatoriums in the care and treatment of indigent persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Lovett for Mr. McWHERTER for tomorrow's session because of death in the family.

Mr. FARABAUGH for himself for tomorrow's session bcause of death in the family.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 317

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 317 entitled:

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court the President Judge and judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain state officers and the salary and expenses of the members of the general assembly and repealing certain inconsistent acts

And has appointed Messrs. FLEMING, MAHANY and DENT a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the difference existing between the two Houses in relation to said bill.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 317 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 317

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. READINGER, PETROSKY and BOWER.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 318

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 318 entitled:

An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers

And has appointed Messrs. FLEMING, MAHANY and DENT a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the difference existing between the two Houses in relation to said bill.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 318 and that a Committee of Conference be appointed.

The motion was agreed to.

SENATE MESSAGE

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. READINGER, PETROSKY and BOWER.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1792 entitled:

An Act relating to comic books magazines and other publications prohibiting and regulating the sale thereof in certain instances and imposing penalties

And has appointed Messrs. BERGER, FLACK and SEYLER a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed

that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, April 2, 1956.

Resolved (if the Senate concur), that House Bill No. 510, Printer's No. 1491, entitled "An act amending the act of April 9, 1929 (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' authorizing the Department of Forests and Waters to lease to religious groups," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, March 29, 1956.

Resolved (if the Senate concur), that House Bill No 557, Printer's No. 819, entitled "An act amending the act of June 24 1939 (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' redefining murder in first degree to include murder in the commission of sodomy," be recalled from the Governor for the purpose of further consideration.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, April 2, 1956.

Resolved (the Senate concurring), That House Bill No. 596, Printer's No. 871, entitled "An act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, March 29, 1956.

Resolved (if the Senate concur), that House Bill No 1886, Printer's No. 1364, entitled "An act to amend section two hundred one of the act approved the eighteenth day of April one thousand nine hundred forty-nine (Pamphlet Laws 512) entitled 'An act relating to the administration and distribution of decedents' estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of action and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries' by changing the amount of wages or salary which an employer may pay to a deceased employee's spouse or other certain persons whether or not a personal representative has been appointed," be recalled from the Governor for the purpose of amendment.

RESOLUTION INTRODUCED AND REFERRED

(Concurrent) RESOLUTION No. 166

By Messrs. ANDREWS, READINGER and CHARLES C. SMITH.

In the House of Representatives, April 3, 1956.

Whereas, the General Assembly requires for its use comprehensive factual information concerning the numerous problems before it, and

Whereas, for the purpose of obtaining such information the following resolutions have been introduced at this Session of the General Assembly:

Senate Concurrent Resolution No. 109
Senate Concurrent Resolution No. 143
Senate Concurrent Resolution No. 144
Senate Concurrent Resolution No. 145
Senate Concurrent Resolution No. 153
Senate Concurrent Resolution No. 156
Senate Concurrent Resolution No. 165
Senate Concurrent Resolution No. 167
Senate Concurrent Resolution No. 169
Senate Concurrent Resolution No. 170
Senate Resolution No. 92
Senate Resolution No. 12-a
House Concurrent Resolution No. 4
House Resolution No. 9
House Resolution No. 12
House Resolution No. 15
House Concurrent Resolution No. 29
House Resolution No. 33
House Resolution No. 37
House Resolution No. 39
House Concurrent Resolution No. 53
House Resolution No. 62
House Concurrent Resolution No. 69
House Resolution No. 72
House Resolution No. 76
House Resolution No. 81
House Concurrent Resolution No. 87
House Concurrent Resolution No. 88
House Concurrent Resolution No. 90
House Concurrent Resolution No. 91
House Concurrent Resolution No. 92
House Concurrent Resolution No. 96
House Concurrent Resolution No. 99
House Concurrent Resolution No. 104
House Concurrent Resolution No. 107
House Resolution No. 112
House Concurrent Resolution No. 115
House Resolution No. 125
House Resolution No. 128
House Concurrent Resolution No. 130
House Resolution No. 136

House Concurrent Resolution No. 141
House Concurrent Resolution No. 142
House Concurrent Resolution No. 155
House Resolution No. 160
House Concurrent Resolution No. 164

and

Whereas, by House Concurrent Resolution No. 79, Session of 1953, the General Assembly directed the Joint State Government Commission to make a continuing study of the public schools of this Commonwealth, such study to include, but not to be confined to, the following:

(a) State and local support of the public schools with particular emphasis on Commonwealth subsidies for school building rentals and closed schools

(b) Model plans for public school buildings

(c) Administration of the public schools on the local level, with particular emphasis upon the administrative relationships between districts under district superintendents and districts under county superintendents

(d) Curricula of both elementary schools and high schools and the methods and criteria employed in connection with the promotion of pupils and

* * *

from time to time to report the findings of its continuing study to the General Assembly and

Whereas, the General Assembly deems such information useful to it and to the standing committees of the Senate and the House of Representatives; now, therefore be it

Resolved (the Senate concurring), That the mandates contained in the foregoing resolutions, together with such other matters as the Commission shall deem useful to the General Assembly and to the aforesaid standing committees, shall constitute the assignments to the Joint State Government Commission for study and investigation; and be it further

Resolved, That the executive committee of the Commission shall, taking into consideration the time and funds available therefor, determine the priority and extent of such studies and investigations, and report to the next regular Session of the General Assembly the Commission's findings and recommendations with such drafts of legislation necessary to carry the recommendations into effect.

Referred to the Committee on Rules.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to inform the membership that we are meeting at 10:00 o'clock tomorrow morning and we have an awful lot of work to do. I will appreciate very much if the Members will get here as promptly as they can so we can get started and really go to work about 10:30 tomorrow morning.

COMMITTEE MEETINGS

AGRICULTURE AND DAIRY INDUSTRIES, Mr. Snider, Chairman, Room 331, Wednesday, April 4, at 9:30 a. m.

CITIES—THIRD CLASS, Mr. Bucchin, Chairman, Room 331, Wednesday, April 4, at 9:45 a. m.

EDUCATION, Mr. McCann, Chairman, Room 324, Wednesday, April 4, at 9:45 a. m.

JUDICIARY, Mr. Popresti, Chairman, Room 145, Wednesday, April 4, at 9:45 a. m.

ADJOURNMENT

Mr. WALL. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 4, 1956 at 10:00 a m.

The motion was agreed to, and (at 6:32 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., WEDNESDAY, APRIL 4, 1956. No. 163.

SENATE

WEDNESDAY, APRIL 4, 1956.

The Senate met at 2:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, we thank Thee for this new day and its promises of a glorious spring. We pray that that same spirit may be in our hearts, of renewed life and a renewed interest in the things of life and, particularly, in the things that pertain to Thy glorious Kingdom.

Help us today in our work, which has been assigned to us, that in the spirit of brotherhood, in the spirit of friendship and in the spirit of the interest of those people who look to us to guide their destiny that we may work together to carry this program through. We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. YOSKO, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 530, PRINTER'S No. 621

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 530, Printer's No. 621, entitled "An act limiting the period within which petitions for the assessment of damages may be filed or actions for damages commenced for injury to or taking of private land property or material or any interest therein by political subdivisions or by authorities created by political subdivisions in the exercise of their power of eminent domain."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 836, PRINTER'S No. 351

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 836, Printer's No. 351, entitled "An Act amending the act of July 12 1919 (P. L. 941) entitled 'An act providing for the preparation contents style printing and binding of the Legislative Journal and its delivery and distribution providing for the preparation printing and binding of the Journals of the Senate and House of Representatives authorizing the appointment of official reporters expert typewriters clerks and other employes and providing for their compensation and mileage providing for the making of an appendix and index the printing of wrappers or envelopes for mailing the Legislative Journal and repealing all acts or parts of acts inconsistent herewith' eliminating requirements for printing bills joint resolutions and reports of conference committees in full in the Legislative Journal."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 967, PRINTER'S No. 533

Commonwealth of Pennsylvania,
Governor's Office, Harrisbur, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 967, Printer's No. 533, entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire a tract of land in or near White Haven Foster Township Luzerne County for the use of the Department of Welfare in the treatment of mentally retarded children and making an appropriation."

GEORGE M. LEADER.

NOMINATIONS BY THE GOVERNOR
REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE BUILDING AND LOAN BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Building and Loan Board, to serve until September 1, 1963, and until their successors are duly appointed and have qualified:

William D. Kneib, Assistant Secretary, Marquette Building and Loan Association, 920 Peach Street, Erie, Erie County, vice Harry T. McFadden, Harrisburg, whose term expired.

Eugene J. Hagerty, President, Crusader Savings and Loan Association, 5011 Baltimore Avenue, Philadelphia 43, Philadelphia County, vice Frank W. Harris, Jr., Esq., Philadelphia whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE BOARD OF TRUSTEES OF HAZLETON STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Hazleton State Hospital, for the term of four years, and until their successors are appointed and qualified:

Thomas Kennedy, Jr., Esq., 545 West Diamond Avenue, Hazleton, Luzerne County, vice Henry Walser, Hazleton, resigned.

Henry Steibing, 17 East Broad Street, Hazleton, Luzerne County, vice Dr. Martin A. Corrigan, Hazleton, removed from office.

Joseph A. Zola, 873 North Church Street, Hazleton, Luzerne County, vice Conrad A. Falvello, Esq., Hazleton, removed from office.

Nicholas Burdash, 640 Arthur Street, Hazleton, Luzerne County, vice Robert C. Long, Hazleton, removed from office.

John Elick, 124 South Broad Street, West Hazleton, Luzerne County, vice Arthur E. Dick, Jr., Sybertsville, removed from office.

John Wililamson, R. D. 1, Weatherly, Carbon County, vice Hayden Owens, Hazleton, resigned.

Edward W. Doggett, 702 Center Street, Freeland, Luzerne County, vice Harry Shanno, Freeland, resigned.

Joseph D. Gallagher, Hazleton National Bank Building, Hazleton, Luzerne County, vice Joseph H. Griffith, Freeland, resigned.

John J. Kaschak, Jr., 624 East First Street, Hazleton, Luzerne County, from August 29, 1953, for the term of four years, and until his successor is appointed and qualified.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate G. Feniello, 1316 South Arch Street, Connellsville, Fayette County, for appointment as Alderman in and for the First Ward of the City of Connellsville, Fayette County, to serve until the first Monday of January 1958, vice Harry L. Ash, deceased

GEORGE M. LEADER.

MEMBERS OF THE ERIE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Erie County Board of Assistance:

George E. Klemm (Dem.), 1019 East Twenty-eighth Street, Erie, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice Robert A. Ott, Corry, deceased.

Mrs. Marian Schmid Zurn (Dem.), 1850 South Shore Drive, Erie, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Mrs. Helen H. Gebhardt, Erie, whose term expired.

Samuel L. Gilson, Esq. (Dem.), 530 Seminole Drive, Erie, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice William W. Knox, Esq., Erie, resigned.

Joe Evans (Dem.), 1224 German Street, Erie, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Miss Laura Jane Linnell, Erie, whose term expired.

R. J. McCarty (Dem.), 649 East Fifth Street, Erie, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Mrs. Grace L. Swanson, Albion, whose term expired.

Rabbi Randall M. Falk (Rep.), 636 Virginia Avenue, Erie, to serve until December 31, 1958. (Reappointment)

GEORGE M. LEADER.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 160, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes Retirement Law," changing the provisions as to contributions who died before retirement.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Allegheny, Mr. Fleming, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

HOUSE MESSAGES

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 53

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 53, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," prohibiting the throwing of certain material from motor vehicles.

The PRESIDING OFFICER. This Report of Committee of Conference will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 620, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 620, entitled:

An Act amending the "Vehicle Code" act of May 1, 1929 (P. L. 905) further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 317, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 317, entitled:

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court, the President Judge and judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County, certain associate judges not learned in the law, and repealing certain inconsistent acts.

and has appointed Messrs. READINGER, PETROSKY and BOWER as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 318, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 318, entitled:

An Act pertaining to the resignation and retirement of judges under certain conditions; fixing their compensation upon resignation or retirement and imposing duties on certain State officers.

and has appointed Messrs. READINGER, PETROSKY and BOWER as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 885, entitled:

An Act relating to plumbing providing for certification registration and regulation of persons engaged in plumbing creating a State Public Health Plumbing Board in the Department of Health prescribing its powers and duties and those of local governments with respect thereto and making an appropriation.

Which was committed to the Committee on Rules.

House Bill No. 1430, entitled:

An Act amending the act of April 21, 1915 (P. L. 159) entitled "An act relating to the competency of witnesses and to the rules of evidence in proceedings arising from the exercise of the right of eminent domain" providing for the admission of certain evidence and the effect thereof.

Which was committed to the Committee on Rules.

House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

Which was committeed to the Committee on Appropriations.

House Bill No. 1855, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred fifty-one (P. L. 533) entitled "An act relating to mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" by changing existing law for the commitment of persons who become insane after the death penalty is fixed or death sentence imposed.

Which was committed to the Committee on Rules.

House Bill No. 1904, entitled:

An Act amending the act of September 26, 1951(P. L. 1536) entitled "An act providing for the licensure and regulation of commercial boarding homes for the aged * * *" further providing for refusal to grant refusal to renew and revocation of licenses changing license fees.

Which was committed to the Committee on Rules.

House Bill No. 1984, entitled:

An Act requiring bonds issued by Authorities to be offered for sale at open and competitive bidding and specifying the procedure therefor.

Which was committed to the Committee on Rules.

House Bill No. 2015, entitled:

An Act amending "The First Class Township Code" approved June 24, 1931 (P. L. 1206) further regulating the publication of ordinances.

Which was committed to the Committee on Rules.

House Bill No. 2074, entitled:

An Act amending "The County Code" approved August 9, 1955 (P. L. 323) further regulating the payment of salaries in certain counties.

Which was committed to the Committee on Rules.

House Bill No. 2077, entitled:

An Act amending "The General State Authority Act of one thousand nine hundred forty-nine" approved March 31, 1949 (P. L. 372) authorizing the issuance of bonds for refunding purposes.

Which was committed to the Committee on Rules.

STUDENTS FROM MYERSTOWN HIGH SCHOOL PRESENTED TO SENATE

The PRESIDING OFFICER. The Chair would like to

welcome at this time the guests of Senator Diehm. They are seventy Seniors from the Myerstown High School, of Lebanon County. They are here under the direction of Harvey L. Nitrauer, Supervising Principal; Frederick W. Lantz, Guidance Director; and Dwight C. Fake, Social Studies Department.

The Senate is very happy to have you people here, and we hope you will enjoy today's Session with us.

REPORTS FROM COMMITTEES

Mr. BLASS, from the Committee on Judiciary General, reported as amended, House Bill No. 1843, entitled:

An Act amending the act of June 13, 1883 (P. L. 119) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," regulating the burial costs for unclaimed bodies unfit for anatomical purposes and making provisions conform to existing law.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 1894, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code," making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room.

He also, from the Committee on Judiciary General, reported as committed, House Bill No. 1934, entitled:

An Act amending the act of June 29, 1953 (P. L. 304) entitled "Vital Statistics Law of 1953," making it unlawful for unauthorized persons to copy duplicate or issue certificates of birth death or fetal death.

Mr. PROPERT, from the Committee on Banking, reported as committed, Senate Bill No. 991, entitled:

An Act amending the act of April 6, 1953 (P. L. 3), entitled "Uniform Commercial Code" changing fees with respect to filing statements.

He also, from the Committee on Banking, reported as committed, Senate Bill No. 1029, entitled:

An Act amending the act of April 6, 1953 (P. L. 3), entitled "Uniform Commercial Code" further regulating filing with respect to perfecting security interests.

He also, from the Committee on Banking, reported as committed, Senate Bill No. 1058, entitled:

An Act amending the act of April 26, 1855 (P. L. 328), entitled "An act relating to Corporations and to Estates held for Corporate, Religious and Charitable uses," authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania.

Mr. PECHAN, from the Committee on Rules, reported as committed, Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

Mr. WHALLEY, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 1060, entitled:

An Act to amend the act approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1335), entitled "Pennsylvania Hospital Survey and Construction Act," by requiring that non-Federal funds be available before application shall be made for hospital construction projects to be owned or operated by the State.

Mr. KOPRIVER, JR., from the Committee on Law and Order, reported as committed, House Bill No. 1891, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," authorizing the board to investigate and cause the prosecution of unlicensed establishments authorizing the confiscation of certain property with certain limitations and changing penalties.

He also, from the Committee on Local Government, rereported as committed, Senate Bill No. 731, entitled:

An Act authorizing the use of certain mail services in lieu of registered mail when required by existing law for the purpose of serving notices or processes.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 1000, entitled:

An Act amending the act of May 2, 1945 (P. L. 375), entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries, wages and other compensation payable out of the treasury . . ." fixing minimum salaries for prothonotaries and deputies in Philadelphia.

He also, from the Committee on Local Government, reported as committed, Senate Bill No. 1061, entitled:

An Act amending the act of July 28, 1953 (P. L. 723), entitled "Second Class County Code," authorizing the appropriation of moneys out of county funds or county institution district funds for the handling, storage and distribution of certain surplus foods and validating appropriations heretofore made.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1491, entitled:

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturday for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1504, entitled:

An Act reenacting and amending the act of April 11, 1899 (P. L. 37), entitled An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth" extending its provisions to municipalities and townships.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1842, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017), entitled "County Institution District Law," changing the amount the institution district may pay for burial costs in each case.

Mr. WHALLEY, from the Committee on Highways, rereported as amended, House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund.

He also, from the Committee on Highways, reported as amended, House Bill No. 1860, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," further regulating official inspections of motor vehicles trailers and semi-trailers.

He also, from the Committee on Highways, reported as amended, House Bill No. 1905, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," by changing registration fees for certain motor buses and motor omnibuses.

BILL RE-REFERRED

Mr. WATKINS, from the Committee on Law and Order, returned to the Senate, Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August, one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions; . . ." by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

Which was re-referred to the Committee on Rules.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

MEMBER OF THE INDIANA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph I. McElhoes (Dem.), R. D. 1, Home, Indiana County, for appointment as a member of the Indiana County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice George A. Heimberger, Saltsburg, whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE CUMBERLAND COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Cumberland County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Mrs. Cora Trimble (Dem.), 215 East Main Street, Mechanicsburg, vice Mrs. Mary W. King, Carlisle, whose term expired.

Mrs. Kathryn G. Major (Dem.), 1199 Lowther Road, Highland Park, Camp Hill, vice Mrs. Theresa Wolpert, Enola, whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE CRAWFORD COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Crawford County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Alton D. Kidd (Dem.), 343 North Main Street, Meadville, vice William L. Morris, Conneautville, whose term expired.

Mrs. Esther D. Cares (Dem.), 420 Randolph Street, Meadville. (Reappointment).

Mrs. Margaret D. Mitchell (Dem.), 111 Diamond Street, Titusville. (Reappointment).

GEORGE M. LEADER.

MEMBERS OF THE PIKE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Pike County Board of Assistance:

Mrs. Clara Anchel (Rep.), Milford, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Mrs. Bertha A. Voelker, Matamoras, whose term expired.

Byron Adams (Dem.), Matamoras, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Edward S. Parsons, Greentown, whose term expired.

Theodore W. Sieg (Dem.), Panther, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice Frank D. Heller, Bushkill, whose term expired.

Harlan James Crellin (Dem.), Milford, to serve until December 31, 1958, and until his successor is duly appointed and qualified. (Reappointment).

Mrs. Gene Anne Titus (Rep.), Milford, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Benjamin H. Franklin, Lackawaxen, resigned.

GEORGE M. LEADER.

MEMBERS OF THE BEAVER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Beaver County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Dr. Richard R. Hubbard (Dem.), 466 Irvin Avenue, Rochester, to fill a vacancy.

Frank Smith (Rep.), 1216 Seventh Avenue, Beaver

Falls, vice Max H. Barnett, Beaver, whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE ADVISORY HEALTH BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 14, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Advisory Health Board:

Dr. Elizabeth Ravdin, 2015 Delancey Place, Philadelphia 3, Philadelphia County, to serve until the third Tuesday of January 1960, or until her successor has been appointed and has qualified, vice Dr. Gilson C. Engel, Philadelphia, resigned.

Dr. D. John Lauer, 1311 Terrace Drive, Pittsburgh 28, Allegheny County, to serve until the third Tuesday of January 1958, or until his successor has been appointed and has qualified, vice Dr. Daniel H. Bee, Indiana, whose term expired.

Dr. Pascal F. Lucchesi, Director, Albert Einstein Medical Center, Philadelphia, Philadelphia County, to serve until the third Tuesday of January 1959, or until his successor has been appointed and has qualified. (Reappointment).

Dr. Russell B. Roth, 629 Myrtle Street, Erie, Erie County, to serve until the third Tuesday of January 1959, or until his successor has been appointed and has qualified. (Reappointment).

Dr. George S. Klump, 1209 Locust Street, Williamsport, Lycoming County, to serve until the third Tuesday of January 1960, or until his successor has been appointed and has qualified. (Reappointment).

Frederic G. Weir, Esq., 3233 Orleans Street, Pittsburgh 14, Allegheny County, to serve until the third Tuesday of January 1959, or until his successor has been appointed and has qualified, vice Andrew J. Gleason, Esq., Johnstown, whose term expired.

Adolph W. Schmidt, Vice President, T. Mellon and Sons, Pittsburgh, Allegheny County, to serve until the third Tuesday of January 1958, or until his successor has been appointed and has qualified. (Reappointment).

Theodore F. Hatch, School of Public Health, University of Pittsburgh, Pittsburgh, Allegheny County, to serve until the third Tuesday of January 1958, or until his successor has been appointed and has qualified. (Reappointment).

Dr. Herbert K. Cooper, 26 North Lime Street, Lancaster, Lancaster County, to serve until the third Tuesday of January 1960, or until his successor has been appointed and has qualified. (Reappointment).

GEORGE M. LEADER.

MEMBER OF THE INDUSTRIAL BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Moe Siegle, Fort Stanwix Hotel, Johnstown, Cambria County, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified, vice Wilbert Wear, Harrisburg, whose term expired.

GEORGE M. LEADER.

MEMBER OF PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alan M. Scaife, 525 Wm. Penn Place, Pittsburgh, Allegheny County, for reappointment as a member of the Pennsylvania Aeronautics Commission, to serve until March 6, 1959, and until his successor shall be duly appointed and shall have qualified.

GEORGE M. LEADER.

MEMBER OF THE DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 25, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for appointment as a Member of the Delaware River Joint Toll Bridge Commission, to serve until terminated:

John P. Fullam, Esq., Bristol, Bucks County, vice R. Chapman Carver, Ivyland.

GEORGE M. LEADER.

MEMBERS OF PHILADELPHIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Philadelphia County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

John G. Keck (Rep.), 1622 North Broad Street, Philadelphia, Philadelphia County, vice Warren P. Griffiths, Philadelphia, whose term expired.

Mrs. Florence D. Weinstein (Dem.), 4935 Monument Avenue, Philadelphia 31, Philadelphia County, (Reappointment).

Miss C. Marion Kohn (Dem.), 1520 Spruce Street, Apartment 805,Philadelphia 2, Philadelphia County. (Reappointment).

GEORGE M. LEADER.

MEMBER OF LUZERNE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Grace Murphy Clothier (Dem.), 131 South Washington Street, Wilkes-Barre, Luzerne County, for appointment as a member of the Luzerne County Board of Assistance, to serve until December 31, 1958, and until her successor

s duly appointed and qualified, vice Mrs. Gertrude A. Doane, Wilkes-Barre, whose term expired.

GEORGE M. LEADER.

MEMBER OF THE BUTLER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the adivce and consent of the Senate Mrs. Elizabeth MacKinney (Dem.), 525 East Fulton Street, Butler, Butler County, for appointment as a member of the Butler County Board of Assistance, to serve until December 31, 1957, and until her successor is duly appointed and qualified, vice P. E. Markwell, Butler, deceased.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Henry A. Wertz, 109 Browning Avenue, Llyswen, Altoona, Blair County, for appointment as Alderman in and for the Fourteenth Ward of the City of Altoona, Blair County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 13, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert C. McCormick, 55 South Mt. Vernon Avenue, Uniontown, Fayette County, for appointment as Alderman in and for the Seventh Ward of the City of Uniontown, Fayette County, to serve until the first Monday of January 1958, vice M. R. Gregg, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Fred E. Baker, 4 Rich Hill, Oil City, Venango County, for appointment as Justice of the Peace in and for the Township of Cranberry, Venango County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harold J. Marietta, Mill Run, Fayette County, for appointment as Justice of the Peace in and for the Township of Springfield, Fayette County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Hazel P. Robison, P. O. Box 7-B, Port Matilda, Centre County, for appointment as Justice of the Peace in and for the Borough of Port Matilda, Centre County, to serve until the first Monday of January 1958, vice B. A. Ross, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 19, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles Arbogast, 107 South High Street, Selinsgrove, Snyder County, for appointment as Justice of the Peace in and for the Borough of Selinsgrove, Snyder County, to serve until the first Monday of January 1958, vice Miss Mary M. Long, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate L. W. See, R. D. 1, Hartstown, Crawford County, for appointment as Justice of the Peace in and for the Township of East Fallowfield, Crawford County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Pierce, R. D. 3, Meadville, Crawford County, for appointment as Justice of the Peace in and for the Borough of Blooming Valley, Crawford County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William H. Reber, Jr., R. D. 3, Lewistown, Mifflin County, for appointment as Justice of the Peace in and for the Township of Decatur, Mifflin County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles E. Fies, Hillsdale Road, R. D. 1, Middletown, Dauphin County, for appointment as Justice of the Peace in and for the Township of Londonderry, Dauphin County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, November 14, 1955.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Bayard S. Johnston, Sr., 212 South 11th Street, Akron, Lancaster County, for appointment as Justice of the Peace in and for the Borough of Akron, Lancaster County, to serve until the first Monday of January 1958, vice George F. Weidler, resigned.

GEORGE M. LEADER.

MEMBERS OF THE LEBANON COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 7, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Lebanon County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Miss Alice Martin Brumbaugh (Ind.), 13 East Main Street, Annville, vice Mrs. Jane E. Erb, Palmyra, whose term expired.

Robert F. James (Rep.), 1025 Cornwall Road, Lebanon. (Reappointment)

Rev. Lee D. Loos (Dem.), Richland. (Reappointment)

GEORGE M. LEADER.

MEMBER OF THE LUZERNE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, for appointment as a member of the Luzerne County Board of Assistance:

Henry DePolo (Dem.), 20 Calvin Street, Wilkes-Barre, to serve until December 31, 1956, and until his successor is duly appointed and qualified, vice Francis Ferry, Hazleton, resigned.

GEORGE M. LEADER.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, this resolution deals with one of the greatest moments in the history of Pennsylvania when freedom of conscience was established on the soil of Pennsylvania and the British Government defied, in only one instance, in Philadelphia on July 31, 1734. There are now being planned commemorative exercises in Old St. Joseph's Church.

In connection therewith, it is an extreme privilege and a signal honor to present this resolution.

SENATE RESOLUTION

EXTOLLING THE SIGNIFICANCE OF RELIGIOUS FREEDOM DAY IN PENNSYLVANIA

Mr. STIEFEL offered the following resolution which was twice read as follows:

In the Senate, April 4, 1956.

Old St. Joseph's Church in Old Philadelphia in back of Walnut Street was founded in 1733 on the same location it now occupies at 321 Willing's Alley. Circumstances of its earliest years were such as to make it today, for Americans of all faiths, the symbol of a liberty which is precious to every citizen—perhaps the most basic to human dignity, of all our American freedoms. This is liberty of conscience, the religious freedom without which no man is wholly a man. Old St. Joseph's is a symbol of this freedom in a way which is unparalleled in any other place in our land.

The historical facts are these. In 1733 the religious penal laws of William III were being strictly enforced in all His Majesty's dominions—all, that is, except Pennsylvania. These laws, like similar ones of William's royal predecessors, were based on the principle that a man's right to worship God was strictly conditioned by his king's approval. Americans fought against this principle in many of the Colonies, but helplessly. Finally, Pennsylvania was the only Colony left where Religious Freedom remained an actuality.

On July 25, 1734, Governor Patrick Gordon appeared before the Meeting of the Provincial Council to lodge his protest against the existence of this Church, then in its first year, maintaining that it was "contrary to Laws of England . . . which extended to all His Majesty's dominions." The Council listened, "sate long" (as Minutes of the Meeting describe it), and instructed the Governor to appear before its next Meeting for his answer. At that next Meeting, on July 31, 1734, the Council had all the laws concerned read publicly, called attention to the "Law of this Province concerning Liberty" which guaranteed freedom of worship, and concluded by formally refusing to sanction the closing of Old St. Joseph's. This was the only instance in the pre-Revolutionary history of our nation that the right of a religious minority to exist, when challenged in the concrete, was ever successfully defended.

This glorious page in our History leaves Pennsylvania with unique distinction, since the issue was never raised

again in this Colony, of being the birthplace of Religious Freedom as an enduring reality in America. And the issue was fought out around this venerable old Church.

To commemorate this great cornerstone and mainspring of our precious American heritage, His Excellency, Governor George M. Leader, intends to proclaim July 31, 1956, as the Religious Freedom Day in Pennsylvania, thus marking the 222nd Anniversary of what transpired on the sacred grounds of Old St. Joseph's Church, on the freedom breeding soil of Pennsylvania on that memorable day of July 31, 1734.

As the usually torrid weather conditions in Philadelphia in the end of July would preclude an adequate attendance at the commemorate civic exercises on July 31, 1956, same will be held on May 22, 1956, at which time a narrative bronze tablet relating the glorious events of July 31, 1734, will be attached to one of the walls of the church which formed part of the St. Joseph's original edifice.

Now Therefore Be It Resolved, That the Senate of the General Assembly of Pennsylvania in the name of the people of Pennsylvania join the entire Nation in extolling the significance of the aforesaid commemorative exercises and that the President pro tempore appoint three members of the Senate to participate therein.

And Be It Further Resolded, That a copy of the instant resolution be forwarded upon its adoption to The Rev. J. Joseph Bluett, S.J., Pastor of Old St. Joseph's Church in Philadelphia.

RULE 39 SUSPENDED

Mr. STIEFEL. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDING OFFICER. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

RESOLUTION ADOPTED

Mr. STIEFEL. Mr. President, I move the adoption of this resolution.

Mr. LANE. I second the motion, Mr. President.

On the question,

Will the Senate agree to the motion?

The motion was agreed to and the resolution was adopted.

SENATE RESOLUTION REFERRED TO COMMITTEE

AUTHORIZING THE JOINT STATE GOVERNMENT COMMISSION TO MAKE A COMPLETE STUDY OF THE UNEMPLOYMENT COMPENSATION LAW OF 1936

Messrs. McPHERSON, JR., MALLERY, KESSLER, WADE and PEELOR offered the following resolution which was twice read and referred to the Committee on Rules:

In the Senate, April 4, 1956.

Whereas, It appears that the wisdom and constitutionality of that portion of Section 501 of Article V of the Unemployment Compensation Law of 1936, 2nd Ex. Sess., P. L. 2897, as amended, which would administratively permit the payment of unemployment compensation through arbitrary action of certain officials to persons on strike, without prior court decision, has been seriously questioned; and

Whereas, It is fitting that the Legislature should consider such measures as may be proper to correct constitutional and other defects in the Unemployment Compensation Law.

Now, Therefore, Be It Resolved, That the Joint State Government Commission is hereby authorized to make a complete study of the Unemployment Compensation Law of 1936, 2nd Ex. Sess., P. L. 2897, as amended, for the purposes of recommending to the 1957 Session of this Legislature appropriate revision thereof.

PERMISSION TO ADDRESS SENATE

Mr. BERGER asked and obtained unanimous consent to address the Senate.

Mr. BERGER. Mr. President, this resolution I intend to offer on behalf of Senator Robert D. Fleming, Senator J. Irving Whalley and Senator William Lane, three excellent Senators of this Body. In order to explain the resolution, I must refer to a bill on the Third Reading Calendar, House Bill No. 1849, which is the Bituminous Coal Open Pit Mining Conservation Act.

Senator Fleming had intended to offer amendments to House Bill No. 1849 because he was not satisfied with the provisions in the bill relating to the requirement for backfill. However, because of the fact that this bill had been studied and agreed upon by the interests involved, the operators, labor and other interested people, he felt that the best approach to the problem would be not by amendment to the present bill, but in the form of this resolution, providing for a study by the Joint State Government Commission. Because of the short time remaining in this Session, it would be possible for proper and complete legislation to be introduced on this subject at the next Session of the Legislature.

SENATE RESOLUTION

REFERRED TO COMMITTEE

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY THE METHODS USED TO REGULATE OPEN-PIT MINING AND CONSERVE AND IMPROVE THE THE LAND AFFECTED BY SUCH MINING

Mr. BERGER, on behalf of Messrs. FLEMING, WHALLEY and LANE, offered the following resolution which was twice read and referred to the Committee on Rules:

In the Senate, April 4, 1956.

Whereas, The bituminous coal industry in Pennsylvania furnishes employment to some 76,000 Pennsylvanians; and

Whereas, In the recent past, total annual production of bituminous coal in Pennsylvania amounted to 70,000,000 tons, of which approximately 20,000,000 were produced by strip-mining methods; and

Whereas, The production of bituminous coal in Pennsylvania has declined more rapidly than bituminous production in the nation as a whole; and

Whereas, The thickness of the bituminous seam in the United States ranges from a low of 2.6 feet in the central Pennsylvania field to 7.1 feet in the Illinois field; and

Whereas, Pennsylvania bituminous equals but 5.07 tons per man-day, compared to 6.07 and 8.00 tons in the competitive states of West Virginia and Illinois, respectively; and

Whereas, These facts indicate that Pennsylvania's bituminous coal industry is in a relatively unfavorable competitive position and that efforts to improve this position should be consistent with the interests of the Commonwealh as a whole; therefore be it

Resolved, That the Joint State Government Commission be directed to study the methods used to regulate open-pit mining and conserve and improve the land affected by

such mining in the major bituminous producing states, from the point of view of the cost to the affected bituminous operators, the regulatory agency, and the effective restoration of the mined areas; and be it further

Resolved, That the Commission report the findings in its study to the next regular session of the General Assembly.

INTERROGATION

Mr. SCHMIDT. Mr. President, I desire to interrogate the gentleman from Somerset, Senator Whalley.

The PRESIDING OFFICER. Will the gentleman from Somerset, Mr. Whalley, permit himself to be interrogated?

Mr. WHALLEY. I will, Mr. President.

Mr. SCHMIDT. May I inquire, Senator Whalley, whether or not, in the event that this resolution were to be reported favorably and adopted, it is your understanding that House Bill No. 1849, in its present status, is to pass?

Mr. WHALLEY. As I understand it, that is the agreement.

Mr. SCHMIDT. Thank you, Senator Whalley.

PERMISSION TO ADDRESS SENATE

Mr. SCHMIDT asked and obtained unanimous consent to address the Senate.

Mr. SCHMIDT. Mr. President, I am in perfect accord with the resolution as presented and the study that is proposed. I have had considerable experience as a solicitor of a township. Ours was one of the first townships that suffered from the ravages of strip mining as it was permitted fifteen and twenty years ago. I was one of those who was very much concerned about what was happening to our countryside by reason of strip mining.

I am not opposed to strip mining. I realize that it is a necessary industry. However, I did feel that those who were engaged in strip mining were being permitted to do a lot of damage to our countryside and that they were not returning the land to as near the natural state that it was in prior to the operation of the strip mine. I was very much pleased when House Bill No. 1849 passed the House, as it did pass. I might also say that I was very much disappointed when House Bill No. 1849 emerged from committee with the amendments that were contained therein. I was very much pleased when I understood that Senator Fleming had intended to offer amendments to restore the bill to the place it was in when it came to us from the House. It was my hope that those amendments would be presented here on this floor and that I, and many others in the Senate, would have an opportunity to vote for those amendments and express our feeling on this matter.

I believe, from the answer that I received from the sponsor of the resolution, it is now the determined policy to pass the bill as it now stands and postpone the problem until the next Session of the Legislature. I think that is wrong. If that is what you are going to do today, when House Bill No. 1849 comes up, I must then ask that it be carried over in order to allow me to offer the amendments that I had understood would be offered by Senator Fleming so that we might have an opportunity, at this time, to restore the bill to the shape it was in when it came out of the House. A delay of six, eight or ten months, until this next Session of the Legislature convenes, will do irreparable harm to the Commonwealth of Pennsylvania.

Therefore, Mr. President, I state to the Members of the Senate that I shall propose the amendments that I thought Senator Fleming would propose, in order to restore the bill to its original form.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, it is not very often that I offer a congratulatory resolution, but I feel very proud of the fact that a little city in my District, through its high school basketball team, has won the championship for the whole State of Pennsylvania.

Therefore, Mr. President, I am offering this resolution.

SENATE RESOLUTION

CONGRATULATIONS OF THE SENATE EXTENDED TO COACH EDDIE McCLOSKEY AND PLAYERS OF THE FARRELL HIGH SCHOOL BASKETBALL TEAM

Mr. MAHANY offered the following resolution, which was twice read as follows:

In the Senate, April 4, 1956.

On March 24, 1956, before a capacity crowd at Penn's Palestra, Philadelphia, the basketball team of Farrell High School, western Pennsylvania champions, defeated the eastern Pennsylvania champions, Palmerton High School basketball team for the PIAA Class A State Championship by the score of 57 to 45.

Farrell High School entered the championship playoffs with an outstanding season's record of twenty-eight wins in thirty-two games. Eddie McCloskey, coach of the Farrell High School basketball team has compiled a record probably unequaled by any other high school coach in Pennsylvania. In his eight years as coach, Farrell High School won the State championship in 1952 and 1954. In addition, Farrell has been undefeated on its home court in ninety-six consecutive games extending over a period of approximately seven years. However, his record is not his sole attribute. He has always instructed his teams to fight hard but in a clean sportsmanlike manner and his team at the championship game at the Palestra displayed the fact that his instructions were followed to the letter.

Alhough Palmerton battled Farrell through every quarter, the excellently coached team of Farrell displaying a full court press, excellent ball handling, accurate shooting combined with the tremendous rebounding efforts and defensive play by Jones were just too much for Palmerton High School.

The citizens of Farrell, justly proud of one of the finest basketball teams ever to represent their city in a State championship play-off, subscribed $4,000 to offset the expense of a special radio program for the Farrell coach and players; therefore be it

Resolved, That the Senate extend its heartiest congratulations to Coach Eddie McCloskey and players of Farrell High School basketball team and wish it continued success in the future; and be it further

Resolved, That the Secretary of the Senate transmit copies of this resolution to Coach McCloskey of the Farrell High School basketball team and the principal of Farrell High School.

On the question,

Will the Senate agree to the resolution?

Mr. LANE. Mr. President, I had planned on objecting to the immediate consideration of this resolution, but I was just informed that most of the players on that team are of Democratic parents. Therefore, I am for the resolution.

The PRESIDING OFFICER. I am sure that Senator Mahany is happy to hear that your objection has been removed on very fine grounds.

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

SENATE CONCURRENT RESOLUTION REFERRED TO COMMITTEE

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY AND INVESTIGATE PROPER AND LAWFUL METHODS OF PREVENTING THE SHOWING OF OBSCENE AND LEWD MOTION PICTURES

Mr. STIEFEL offered the following resolution, which was twice read and referred to the Committee on Rules:

In the Senate, April 4, 1956.

Whereas, By the Act of May 15, 1915, P. L. 534, as amended May 8, 1929, P. L. 1655, relating to motion picture films, reels or stereopticon views or slides, providing a system of examination, approval, and regulation thereof and of the banners, posters and other like advertising matter used in connection therewith, creating a board of censors, and providing penalties, it was sought to make unlawful the showing of obscene, lewd, licentious, indecent, filthy and vile films, which tend to corrupt morals and offend decency; and

Whereas, The Supreme Court of the Commonwealth of Pennsylvania in the case Hallmark Productions, Inc., declared the foregoing acts unconstitutional; and

Whereas, It is deemed advisable to prevent the showing in the Commonwealth of motion pictures which are obscene, lewd, licentious, indecent, filthy and vile, which corrupt morals and promote juvenile delinquency; now, therefore, be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission is hereby directed to study and investigate proper and lawful methods of preventing such showing within the limitations of the Constitutions of Pennsylvania and of the United States; and, be it further

Resolved, That the Joint State Government Commission report to the next regular session of the General Assembly, its findings and recommendations, with drafts of legislation necessary to carry such recommendations into effect.

Mr. STIEFEL. Mr. President, since this is a concurrent resolution, if it meets with the approval of the leadership, I was going to move for its immediate adoption.

Mr. MAHANY. Mr. President, I understand that this resolution will be considered by the Rules Committee in connection with the bill which is now on the Calendar, providing for censorship of movies. I assure the Senator that the Democratic and Republican leadership on the Rules Committee will give his resolution their consideration and we will certainly report it out in the light of our findings.

COMMITTEE APPOINTED PURSUANT TO SENATE RESOLUTION, SERIAL No. 17a

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of the following committee, pursuant to Senate Resolution, Serial No. 17a: the gentleman from Philadelphia, Mr. Stiefel; the gentleman from Philadelphia, Mr. DiSilvestro; and the gentleman from Philadelphia, Mr. Camiel.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 35

Mr. HARNEY. Mr. President, I submit the report of the Committee of Conference on House Bill No. 35, entitled:

An Act amending the act of May 21, 1931 (P. L. 149), entitled, as amended "Liquid Fuels Tax Law," extending for an additional period the right to partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 794

Mr. SCOTT. Mr. President, I submit the report of the Committee of Conference on House Bill No. 794, entitled:

An Act amending the act of January 21, 1947 (P. L. 3), entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," changing the title of and compensation of certain House employes; and providing for the appointment of additional employes therein.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

REPORT FROM COMMITTEE

Mr. McPHERSON, JR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection The Chair hears none.

Mr. McPHERSON, JR., from the Committee on Judiciary General, reported as amended, Senate Bill No. 981, entitled:

An Act amending the act of June 24, 1895 (P. L. 212), entitled "An act to establish an intermediate court of appeal; regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts; . . ." and its supplement of May 5, 1899 (P. L. 248), changing the jurisdiction of the Superior Court.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBER OF THE INDIANA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph I. McElhoes (Dem.), R. D. 1, Home, Indiana County, for appointment as a member of the Indiana County Board of Assistance, to serve until December 31, 1958, and until his

successor is duly appointed and qualified, vice George A. Heimberger, Saltsburg, whose term expired.

GEORGE M, LEADER.

MEMBERS OF THE CUMBERLAND COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Cumberland County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Mrs. Cora Trimble (Dem.), 215 East Main Street, Mechanicsburg, vice Mrs. Mary W. King, Carlisle, whose term expired.

Mrs. Kathryn G. Major (Dem.), 1199 Lowther Road, Highland Park, Camp Hill, vice Mrs. Theresa Wolpert, Enola, whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE CRAWFORD COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Crawford County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Alton D. Kidd (Dem.), 343 North Main Street, Meadville, vice William L. Morris, Conneautville, whose term expired.

Mrs. Esther D. Cares (Dem.), 420 Randolph Street, Meadville. (Reappointment)

Mrs. Margaret D. Mitchell (Dem.), 111 Diamond Street, Titusville. (Reappointment)

GEORGE M. LEADER.

MEMBERS OF THE PIKE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Pike County Board of Assistance:

Mrs. Clara Anchel (Rep.), Milford, to serve until December 31, 1958, and until here successor is duly appointed and qualified, vice Mrs. Bertha A. Voelker, Matamoras, whose term expired.

Byron Adams (Dem.), Matamoras, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Edward S. Parsons, Greentown, whose term expired.

Theodore W. Sieg (Dem.), Panther, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice Frank D. Heller, Bushkill, whose term expired.

Harlan James Crellin (Dem.), Milford, to serve until December 31, 1958, and until his successor is duly appointed and qualified. (Reappointment)

Mrs. Gene Anne Titus (Rep.), Milford, to serve until December 31, 1956, and until his successor is duly appointed and qualified, vice Benjamin H. Franklin, Lackawaxen, resigned.

GEORGE M. LEADER.

MEMBERS OF THE BEAVER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Beaver County Board of Assistance, to serve until December 31, 1958, and until their successor are duly appointed and qualified:

Dr. Richard R. Hubbard (Dem.), 466 Irvin Avenue, Rochester, to fill a vacancy.

Frank Smith (Rep.), 1216 Seventh Avenue, Beaver Falls, vice Max H. Barnett, Beaver, whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE ADVISORY HEALTH BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 14, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Advisory Health Board:

Dr. Elizabeth Ravdin, 2015 Delancey Place, Philadelphia 3, Philadelphia County, to serve until the third Tuesday of January 1960, or until her successor has been appointed and has qualified, vice Dr. Gilson C. Engel, Philadelphia, resigned.

Dr. D. John Lauer, 1311 Terrace Drive, Pittsburgh 28, Allegheny County, to serve until the third Tuesday of January 1958, or until his successor has been appointed and has qualified, vice Dr. Daniel H. Bee, Indiana, whose term expired.

Dr. Pascal F. Lucchesi, Director, Albert Einstein Medical Center, Philadelphia, Philadelphia County, to serve until the third Tuesday of January 1959, or until his successor has been appointed and has qualified. (Reappointment)

Dr. Russell B. Roth, 629 Myrtle Street, Erie, Erie County, to serve until the third Tuesday of January 1959, or until his successor has been appointed and has qualified. (Reappointment)

Dr. George S. Klump, 1209 Locust Street, Williamsport, Lycoming County, to serve until the third Tuesday of January 1960, or until his successor has been appointed and has qualified. (Reappointment)

Frederic G. Weir, Esq., 3233 Orleans Street, Pittsburgh 14, Allegheny County, to serve until the third Tuesday of January 1959, or until his successor has been appointed and has qualified, vice Andrew J. Gleason, Esq., Johnstown, whose term expired.

Adolph W. Schmidt, Vice President, T. Mellon and Sons, Pittsburgh, Allegheny County, to serve until the third Tuesday of January 1958, or until his successor has been appointed and has qualified. (Reappointment)

Theodore F. Hatch, School of Public Health, University of Pittsburgh, Pittsburgh, Allegheny County, to serve until the third Tuesday of January 1958, or until his successor has been appointed and has qualified. (Reappointment)

Dr. Herbert K. Cooper, 26 North Lime Street, Lancaster, Lancaster County, to serve until the third Tuesday of

January 1960, or until his successor has been appointed and has qualified. (Reappointment)

GEORGE M. LEADER.

MEMBER OF THE INDUSTRIAL BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Moe Siegel, Fort Stanwix Hotel, Johnstown, Cambria County, for appointment as a member of the Industrial Board, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified, vice Wilbert Wear, Harrisburg, whose term expired.

GEORGE M. LEADER.

MEMBER OF PENNSYLVANIA AERONAUTICS COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alan M. Scaife, 525 Wm. Penn Place, Pittsburgh, Allegheny County, for reappointment as a member of the Pennsylvania Aeronautics Commission, to serve until March 6, 1959, and until his successor shall be duly appointed and shall have qualified.

GEORGE M. LEADER.

MEMBER OF THE DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 25, 1955.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for appointment as a member of the Delaware River Joint Toll Bridge Commission, to serve until terminated:

John P. Fullam, Esq., Bristol, Bucks County, vice R. Chapman Carver, Ivyland.

GEORGE M. LEADER.

MEMBERS OF PHILADELPHIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Philadelphia County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

John G. Keck (Rep.), 1622 North Broad Street, Philadelphia, Philadelphia County, vice Warren P. Griffiths, Philadelphia, whose term expired.

Mrs. Florence D. Weinstein (Dem.), 4935 Monument Avenue, Philadelphia 31, Philadelphia County. (Reappointment)

Miss C. Marion Kohn (Dem.), 1520 Spruce Street, Apartment 805, Philadelphia 2, Philadelphia County. (Reappointment)

GEORGE M. LEADER.

MEMBER OF LUZERNE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Grace Murphy Clothier (Dem.), 131 South Washington Street, Wilkes-Barre, Luzerne County, for appointment as a member of the Luzerne County Board of Assistance, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Mrs. Gertrude A. Doane, Wilkes-Barre, whose term expired.

GEORGE M. LEADER.

MEMBER OF THE BUTLER COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Elizabeth MacKinney (Dem.), 525 East Fulton Street, Butler, Butler County, for appointment as a member of the Butler County Board of Assistance, to serve until December 31, 1957, and until her successor is duly appointed and qualified, vice P. E. Markwell, Butler, deceased.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Henry A. Wertz, 109 Browning Avenue, Llyswen, Altoona, Blair County, for appointment as Alderman in and for the Fourteenth Ward of the City of Altoona, Blair County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 13, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Robert C. McCormick, 55 South Mt. Vernon Avenue, Uniontown, Fayette County, for appointment as Alderman in and for the Seventh Ward of the City of Uniontown, Fayette

County, to serve until the first Monday of January 1958, vice M. R. Gregg, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Fred E. Baker, 4 Rich Hill, Oil City, Venango County, for appointment as Justice of the Peace in and for the Township of Cranberry, Venango County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Harold J. Marietta, Mill Run, Fayette County, for appointment as Justice of the Peace in and for the Township of Springfield, Fayette County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Hazel P. Robison, P. O. Box 7-B, Port Matilda, Centre County, for appointment as Justice of the Peace in and for the Borough of Port Matilda, Centre County, to serve until the first Monday of January 1958, vice B. A. Ross, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 19, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles Arbogast, 107 South High Street, Selinsgrove, Snyder County, for appointment as Justice of the Peace in and for the Borough of Selinsgrove, Snyder County, to serve until the first Monday of January 1958, vice Miss Mary M. Long, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate L. W. See, R. D. 1, Hartstown, Crawford County, for appointment as Justice of the Peace in and for the Township of East Fallowfield, Crawford County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William Pierce, R. D. 3, Meadville, Crawford County, for appointment as Justice of the Peace in and for the Borough of Blooming Valley, Crawford County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William H. Reber, Jr., R. D. 3, Lewistown, Mifflin County, for appointment as Justice of the Peace in and for the Township of Decatur, Mifflin County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles E. Fies, Hillsdale Road, R. D. 1, Middletown, Dauphin County, for appointment as Justice of the Peace in and for the Township of Londonderry, Dauphin County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, November 14, 1955.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Bayard S. Johnston, Sr., 212 South 11th Street, Akron, Lancaster County, for appointment as Justice of the Peace in and for the Borough of Akron, Lancaster County, to serve until the first Monday of January 1958, vice George F. Weidler, resigned.

GEORGE M. LEADER.

MEMBERS OF THE LEBANON COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 7, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the

Lebanon County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Miss Alice Martin Brumbaugh (Ind.), 13 East Main Street, Annville, vice Mrs. Jane E. Erb, Palmyra, whose term expired.

Robert F. James (Rep.), 1025 Cornwall Road, Lebanon. (Reappointment)

Rev. Lee D. Loos (Dem.), Richland. (Reappointment)

GEORGE M. LEADER.

MEMBER OF THE LUZERNE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, for appointment as a member of the Luzerne County Board of Assistance:

Henry DePolo (Dem.), 20 Calvin Street, Wilkes-Barre, to serve until December 31, 1956, and until his successor is duly appointed and qualified, vice Francis Ferry, Hazleton, resigned.

GEORGE M. LEADER.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate to advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1451

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, March 29, 1956.

Resolved (if the Senate concur), That House Bill No. 1451, Printer's No. 496, entitled:

An Act to further amend Section 33 of the act approved the thirty-first day of May one thousand nine hundred eleven (P. L. 468) enittled "Sproul Highway Law," by changing the percentages of payments to be withheld by the Secretary of Highways pending satisfactory completion of contracts for the construction of State highways and bridges.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1720

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 2, 1956.

Resolved (if the Senate concur), That House Bill No. 1720, Printer's No. 1146, entitled:

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 842), entitled "An act relating to the acquisition of rights to divert water from rivers, streams natural lakes, and pounds, or other surface waters within the Commonwealth or party within and partly without the Comomnwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearings by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, P. L. 152, approved April 13, 1905, Act No. 307, P. L. 455, approved June 7, 1907, Act No. 64, P. L. 258, approved April 8, 1937," by further regulating the period within which water rights must be acquired.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1769

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1769, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," requiring informations charging violations of summary provisions of the act in cities of the first class to be brought before centrally located traffic court designated by the chief magistrate.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1769

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

REMARKS BY MAJORITY LEADER CONCERNING NOMINATION OF PRESIDENT PRO TEMPORE FOR THE INTERIM

Mr. MAHANY. Mr. President, I feel that this Session of the Legislature is drawing to a close and, therefore, it becomes necessary for the Senate to elect a President pro tempore to serve for the interim between the close of this Session and the start of the next one.

I understand that Senator Chapman has a Senator whom he would like to nominate. Therefore, at this time I yield to Senator Chapman so that he may make that nomination.

NOMINATION OF PRESIDENT PRO TEMPORE FOR THE INTERIM

Mr. CHAPMAN. Mr. President and Members of the Senate, I am about to nominate as President pro tempore of the Senate a man who exemplifies the four cardinal principles of a big man. First, intellectual honesty. His word is as good as his bond. Second, one who has emotional stability; that is, he has his feet on the ground. Third, a rugged individualist who has good health, is alert and spry. Fourth, one who has tact; one who has the ability to settle differences and questions with due regard for the other fellow.

It is with pleasure that I nominate such a gentleman with experience and one who is always available for consultation while in Harrisburg. It is a great pleasure to nominate the Honorable M. Harvey Taylor for the office of President pro tempore for the interim.

Mr. MALLERY. Mr. President, I take pleasure in seconding the nomination of our colleague, the Honorable M. Harvey Taylor, as President pro tempore of the Senate of Pennsylvania for the interim.

The PRESIDING OFFICER. Are there any further nominations?

NOMINATIONS CLOSED

Mr. LANE. In looking over the physical make-up of the Senate, Mr. President, and being cognizant of the fact that the Republicans have twenty-six votes, it seems to me that any nominations on the part of the Democrats would be quite fruitless. Therefore, it is with pleasure, indeed, that I also second the nomination of M. Harvey Taylor as President pro tempore of the Senate for the interim, and move that the nominations be closed and that he be elected by unanimous vote.

Mr. RUTH. Mr. President, I second the motion that the nominations for President pro tempore for the interim be closed.

The motion was agreed to.

The PRESIDING OFFICER. On the election of the President pro tempore during the interim, the Clerk will call the roll. The candidate is the Honorable M. Harvey Taylor of Dauphin County.

FOR MR. TAYLOR—46

Barr,	Harney,	McPherson, Jr.	Stiefel,
Berger,	Hays,	Miller,	Van Sant,
Blass,	Kessler,	Mullin,	Wade,
Camiel,	Kopriver, Jr.	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Watkins,
Dent,	Madigan,	Propert,	Watson,
Derk,	Mahany,	Ruth,	Weiner,
Diehm,	Mallery,	Schmidt,	Whalley,
DiSilvestro,	McCreesh,	Scott,	Wolfe,
Donolow,	McGinnis,	Seyler,	Yosko,
Flack,	McMenamin,	Silvert,	Fleming,
Haluska,		Stevenson,	Presiding Officer

The PRESIDING OFFICER. The Chair declares the Honorable M. Harvey Taylor elected President pro tempore for the interim.

COMMITTEE APPOINTED TO ESCORT THE HONORABLE M. HARVEY TAYLOR TO THE ROSTRUM

The PRESIDING OFFICER. The Chair appoints the gentleman from Armstrong, Mr. Pechan; the gentleman from Schuylkill, Mr. Wagner; and the gentleman from Washington, Mr. Lane, as a committee to escort the President pro tempore-elect to the rostrum.

Whereupon, the President pro tempore was escorted to the rostrum of the Senate.

PRESIDENT PRO TEMPORE-ELECT PRESENTED TO SENATE

The PRESIDING OFFICER. The Chair is happy to present to the Senate the newly re-elected President pro tempore of the Senate, the Honorable M. Harvey Taylor.

REMARKS BY THE HONORABLE M. HARVEY TAYLOR, PRESIDENT PRO TEMPORE-ELECT

Mr. TAYLOR. Since Senator Mahany is going to throw a party for the Legislative Correspondents, I do not think I should take too much of your time.

I am convinced now that life begins at eighty. When I was unanimously re-elected President pro tempore and you fellows all voted for me, something is going to happen.

I would just like to say that I appreciate the honor and I will try to do a good job. Thank you all.

The PRESIDING OFFICER. I am sure the Chair expresses the feeling of every Member of this Senate in that we have just re-elected as President pro tempore one of the grandest men ever to serve in this grand body, the Senate of Pennsylvania.

BILLS INTRODUCED AND REFERRED

Mr. MALLERY. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. MALLERY, BARR and BLASS read in place and presented to the Chair Senate Bill No. 1069, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation, . . ." specifically including a suit by shareholders to compel the declaration of dividends by a corporation as a suit within the provisions of the act.

Which was committed to the Committee on Rules.

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. LANE, on behalf of Mr. MILLER, read in place and presented to the Chair Senate Bill No. 1070, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225), entitled "The Game Law" providing for reimbursement of farmers for crops left as feed for game during the winter months.

Which was committed to the Committee on Rules.

ADDITIONAL AMENDMENTS OFFERED TO HOUSE BILL No. 1311, PRINTER'S No. 1496

Mr. WADE. Mr. President, under the order of business today of Reports from Committees, Senator Whalley reported House Bill No. 1311, with amendment. It has since been learned that the amendments are not complete and I, therefore, offer further amendments to House Bill No. 1311, Printer's No. 1496.

SENATE BILL No. 865, RECALLED FROM THE GOVERNOR, TAKEN FROM TABLE

Mr. LANE. Mr. President, I call from the table Senate Bill No. 865, Printer's No. 527, which was recalled from the Governor for the purpose of amendment.

RECONSIDERATION OF SENATE BILL No. 865

Mr. LANE. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 865, entitled:

An Act to amend the act, approved the twenty-ninth day of July, one thousand nine hundred fifty-three (P. L. 1050), entitled "An act providing for the acquisition, construction, improvement, operation and maintenance of tunnels for certain highway purposes with the Commonwealth; . . . ," authorizing the use of facsimile signature and facsimile seal on bonds on the commission; authorizing preliminary or interim financing through issuance of notes or other obligations of the commission payable solely from revenues of the commission, including tolls, or from such funds as may be available to the commission for such purpose; providing for the securing of such notes or obligations, constituting the same legal investments in certain instances and exempting the same from taxation; and authorizing the issuance of tunnel revenue refunding bonds.

passed finally.

The PRESIDING OFFICER. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. RUTH. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. RUTH. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. LANE. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. RUTH. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. RUTH. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend title, page 2, line 10 of title, by inserting after "commission": "further regulating the maturity of bonds."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 249, Printer's No. 611, on concurrence in House amendments, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 223, entitled:

An Act making an appropriation to the Department of Public Instruction to reimburse school districts for interest paid on loans necessitated by deferment of Commonwealth appropriations

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WAGNER. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1, page 1, lines 1 and 2, by striking out "seven hundred fifty thousand dollars ($750,000)" and inserting in lieu thereof: "five hundred thousand dollars ($500,000)".

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WAGNER. Mr. President, I ask unanimous consent that Senate Bill No. 223, Printer's No. 624, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 232, entitled:

An Act to select and adopt the Great Dane as the official State dog of Pennsylvania

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

Mr. PECHAN. Mr. President, I intend to vote for this bill. The lady who is responsible for the bill has worked diligently over the years. I am just wondering why we never sponsored such a bill before this, because one of our Senators, Senator Watkins, has a horse by the name of "Combustion" and if there ever was a dog, that was one because I know a lot of people who lost a lot of money on that horse. I am sure that the dog we are going to adopt as the State dog can run a lot faster than Senator Watkins' horse "Combustion", that was a dog.

Mr. STIEFEL. Mr. President, in connection with Senate Bill No. 232, I am still doubtful and I do not know what to do about it. The only thing that may persuade me is if Senator McGinnis will deliver a speech.

Mr. YOSKO. Mr. President, during this Session the Members received much mail on different proposals that came before us. I believe we received more mail on dog bills than perhaps on any others; first, on Senate Bill No. 231 which was returned to committee and I hope it will stay there, and, second, on this bill to make the Great Dane the State dog.

You know, Mr. President, I never knew there were so many dogs, or names of dogs or types of dogs in existence until this bill got on the Calendar. I received many letters suggesting other dogs as the State dog. A few people wrote to me and they suggested the Mexican hairless dog. Some other person suggested the Irish Setter. Others wrote to me about the Boxer and still others about the English Setter, Airdale, Russian wolf hound, Chow and the Sealyham. That was the first time I ever heard about a Sealyham, and I would like to see one of them one of these days. Others wrote to me about the Poodle, Bulldog, Fox Terrier, Chihuahua, the Scotty and finally a fellow wrote to me and he said that Pennsylvania already has a State dog. He said all you have to do is go to any baseball game, or football game or basketball game and there you will find the State dog and it is the hot dog, which everybody has a chance to buy.

In spite of all that, Mr. President and Members of the Senate, this Legislature has been in Session for the past sixteen months and things from time to time have been pretty badly mixed up. In spite of it all, though, in these last days of the Session, I think we did a pretty good job in Pennsylvania and Pennsylvania, after all, is not going to go to the bow-wow's.

Mr. MALLERY. Mr. President, there is one thing about this bill that I have the greatest admiration for and that is the sponsors of the bill. The sponsors of the bill, Senator McCreesh and Senator McGinnis, like myself, are good Irishmen, men of the sod, and for the life of me I cannot understand why good Irishmen would overlook that noble, beautiful animal, the Irish Setter.

I like all dogs and the Great Dane is a wonderful dog but, there being that Irish in me, I could only vote for one dog as the State dog and that would be the Irish Setter.

Mr. LANE. Mr. President, maybe I should yield to Senator McGinnis because I am not quite convinced yet. I want to hear his speech, so I will yield to Senator McGinnis.

Mr. McGINNIS. Mr. President, I am not really the author of this bill. My name is on it but the real author of this bill is Senator McCreesh.

I will tell you why we picked the Great Dane. There are two lovely ladies sitting back there who have been up here week after week. I do not know why they picked out Senator McCreesh and I, except that they probably figured we had the most white hair. Anyway, I was amazed at Senator Yosko's knowledge of dogs. I never knew we had so many dogs in Pennsylvania.

Mr. President, I was born on a farm and if I had my personal wish, I would name the Shepherd dog. The Shepherd dog on a farm is as good as a young boy. They do most everything that a boy can do. However, we do not have a State dog and because these lovely ladies sitting back there left their homes and came here so often to have the Great Dane as our State dog, Mr. McCreesh and I agreed to sponsor it and I hope we will get some votes for this bill.

Mr. LANE. Mr. President, I have listened to Senator McGinnis and he has more or less convinced me that probably I should vote for this legislation.

However, Mr. President, to be brutally frank, I think most of us must admit that we are sort of ridiculous when we fool around with making any particular dog a State dog in Pennsylvania. We have a lot of other work to do here. However, I guess we do silly things, and we will probably pass this and the Great Dane will be the State dog.

Not long ago, I was watching a television program and my granddaughter called to my attention the fact that there was a talking dog on there, and the dog did actually talk if you wanted to believe that way because I heard it talk. My granddaughter said to me, "Granddaddy, that should be the State dog." Well, I will tell you, it was a little mongrel and, therefore, it had no chance.

Mr. President, Senator Mallery talked about the Irish Setter. If I had my preference, we have a good dog at home and it is an old English Setter. His name is Rover and he is about twelve years of age. I, for one, think he is the greatest dog in Pennsylvania and I am sorry I cannot vote for him.

Mr. MULLIN. Mr. President, I believe Senator McCreesh has it on good historical authority that the Great Dane originally got its start in Ireland.

Mr. HAYS. Mr. President, I am going to listen to the voice of my constituents. I have an organized group in State College, at 230 South Gill Street, known as Beagles, Incorporated. For that reason, I must vote "no" on this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—25

Berger,	**Donolow,**	**McPherson, Jr.**	**Silvert,**
Blass,	**Flack,**	**Mullin,**	**Stiefel,**
Camiel,	**Kopriver, Jr.**	**Pechan,**	**Van Sant,**
Chapman,	**Lane,**	**Peelor,**	**Wagner,**
Derk,	**McCreesh,**	**Propert,**	**Watkins,**
Diehm,	**McGinnis,**	Ruth,	**Watson,**
			Weiner,

NAYS—14

Dent,	Mahany,	Scott,	Whalley,
Harney,	Mallery,	Seyler,	Wolfe,
Hays,	Schmidt,	Stevenson,	Yosko,
		Wade,	Fleming,
			Presiding Officer

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills on third reading, go over in their order:

Senate Bill No. 672, Printer's No. 280;

Senate Bill No. 673, Printer's No. 270; and

House Bill No. 675, Printer's No. 1655.

The PRESIDING OFFICER. Is there objection?

Mr. STIEFEL. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDING OFFICER. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. STIEFEL. Is it correct in assuming that we will adjourn at the end of next week?

Mr. MAHANY. If the Senator will permit me to make this statement, I should like to say that I will assure him that we will act on these bills of his, in which he is so much interested, tomorrow. We do not intend to let them go over in order until after the Session. We will act on them tomorrow.

Mr. STIEFEL. Mr. President, to a certain degree, I will be at a disadvantage tomorrow. I intended to deliver a speech just now if these bills were threatened. The topic of my speech would have been "Of Cabbages and Kings."

The Great Dane bill, in my opinion—I voted for it—was to such a degree insignificant that I would have called it "cabbage." However, these are two "king" bills which are very important and I am going to prepare a speech for tomorrow, hoping that final action will be taken on them tomorrow, one way or another.

The PRESIDING OFFICER. There being no objection, Senate Bill No. 672, Senate Bill No. 673 and House Bill No. 675 will go over in their order.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1023, entitled:

An Act amending the act of June 1 1933 (P. L. 1172) entitled "Borough Rural State Highway Law" changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. WADE. Mr. President, during our Republican Caucus today, it was announced that there would be other amendments to this bill, to Senate Bill No. 1024 and Senate Bill No. 1025. Since that time, those who had the amendments in mind have agreed that they will try to get their amendments inserted in the House.

Therefore, Mr. President, I hope it will be agreeable to everyone to vote on these bills today.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1024, entitled:

An Act amending the act of June 22 1931 (P. L. 720) entitled "City State Highway Law" adding certain new routes.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1025, entitled:

An Act amending the act of June 22 1931 (P. L. 594) entitled "Rural State Highway Law" changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near the City of Chester Delawere County thence in a general northerly direction to connect with the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable and conferring powers and imposing duties on the Pennsylvania Turnpike Commission * * *.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1044, entitled:

An Act amending the act of July 1, 1937 (P. L. 2460), entitled "An act creating a joint legislative commission, to be known as the Joint State Government Commisseion; . . .," further regulating membership of the commission and the powers and duties of the commission and providing for the scheduling of its meetings, imposing powers and duties on standing committees of the General Assembly.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, I am not going to vote against this piece of legislation. Actually, I think it is a step in the right direction but if you will observe, we put through quite a number of resolutions directing that the Joint State Government Commission study some particular phase of government. If you will turn to page 7 of the bill, beginning on line 11, you will find that it reads:

"The Commission shall undertake through the Standing Committees of the Senate and House of Representatives such studies and investigations as the General Assembly by resolution shall direct."

Now, this restricts the operation of the Commission to the adoption of resolutions. There is always the possibility, in the closing days of a Session, for a number of very important resolutions to get lost. The Commission, by virtue of this legislation, would be prohibited from studying that particular phase of government.

If you go back to page 5, on line 3 to line 14, they have struck out a number of operations which could be useful as far as governmental operations are concerned. As a matter of fact, on line 10, one portion which is struck out says: "To suggest ways and means of financing the Commonwealth upon a more scientific and equitable basis."

On line 12 it says: "To gather budget information for the use of the General Assembly." Unless we have resolutions passed specifically directing that those phases of operations be studied, you will not be able to do it under the provisions of this bill. That is what I want to point out to you today.

I think we should take the bill over in order and study this thing, and let us liberalize it a little bit more. I think it is good legislation, but they can only operate where we adopt resolutions.

Mr. MAHANY. Mr. President, if Senator Lane will look on page 5, line 14, he will find that there is a general provision there which I believe covers about everything that he would like to have the Joint State Government Commission study. That is: "To make such investigations and studies and to gather such information as may be deemed useful to the General Assembly and to the Standing Committees of the Senate and the House of Representatives."

That covers about everything you can possibly think of. I feel that this provision in here does give authority to the Joint State Government Commission to do all the things which would be necessary to carry out our intentions, to give us any information that we might want to have in order to do our work better for the benefit of the Commonwealth of Pennsylvania. If there is any particular item here which is objectionable, I feel sure that the House will check it, because a Member of the House is presently the Chairman of the Joint State Government Commission.

I feel that the House Members should have a chance to look it over. I feel that this bill is in as good a shape as we can make it at the present time. I will say, for the information of Senator Lane and others, that the Staff of the Joint State Government Commission has had an opportunity of looking this over and they have been helpful in making these corrective amendments, some of them, however, being under my supervision and direction. The amendments bracket out those specific items which appear on page 5 of the bill and this was done. I believe, under the direction of the Staff of the Joint State Government Commission and at their recommendation.

Mr. LANE. Mr. President, Senator Mahany has answered a portion of my objection to this piece of legislation. I have been very busy and I have not had time to go over this in detail, because I am vitally interested in the operation of the Joint State Government Commission. It so happened that I was tied up in the hospital, becoming a grandfather again. This is the third girl. She was born yesterday and, therefore, I have been pretty well tied up.

Mr. President, I would like for this bill to go over and we can pass it tomorrow. That would give me a chance to look it over, providing we are going to be in Session until Friday.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL OVER IN ORDER

Mr. LANE. Mr. President, I now ask unanimous consent that Senate Bill No. 1044, Printer's No. 630, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I as unanimous consent that House Bill No. 1849, Printer's No. 1604, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

And said bill having been read at length the third time and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kopriver, Jr.,	Pechan,	Wade,
Camiel,	Lane,	Peelor,	Wagner,
Chapman,	Kessler,	Propert,	Watkins,
Dent,	Mahany,	Ruth,	Watson,
Derk,	Mallery,	Schmidt,	Weiner,
Diehm,	Madigan,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return the said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 835

Mr. MALLERY. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 835, entitled:

An Act amending the act of August 9, 1955 (Act No. 130), "The County Code," authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in third, fourth and fifth class counties, and prescribing their duties.

The PRESIDING OFFICER. This Report will appear on tomorrow's Calendar.

SECOND READING CALENDAR

APPROPRIATION BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1604, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania for the payment of the cost of construction and equipment of the new girls' dormitory.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2023, entitled:

An Act making an appropriation to the Senate and

House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage and expenses.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2024, entitled:

An Act making an appropriation to the Department of Forests and Waters for the development of Erie Harbor and land adjacent thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 324, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" revising the school health program changing the duties of the Department of Health and the Department of Public Instruction relating thereto imposing duties on the State Council of Education and changing the basis for reimbursement therefor

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. PECHAN offered the following amendments:

Amend Sec. 2, (Sec. 1402), page 5, line 15, by striking out "or"; amend Sec. 2, (Sec. 1402), page 5, line 15, by inserting after "examiner": "or dental examiner"; amend Sec. 2 (Sec. 1402), page 5, line 17, by inserting after "medical": "or dental"; amend Sec. 2, (Sec. 1402), page 6, line 14, by inserting after "medical": "or dental"; amend Sec. 2 (Sec. 1403), page 6, line 16, by inserting after "age": "in the Commonwealth (i)"; amend Sec. 2 (Sec. 1403), page 6, line 17, by inserting after "school": "(ii) while in the sixth grade and (iii) while in the eleventh grade."

They were agreed to.

The section was agreed to as amended.

The third and fourth sections and title were read and agreed to.

And said bill having been read at length the second time, as amended.

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 324, Printer's No. 546, on second reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 517, Printer's No. 634, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. PECHAN. Mr. President, I move that Senate Bill No. 736, on second reading, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law" extending the act to register of wills to the extent they are compensated by the Commonwealth

be recommitted to the Committee on State Government.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 816, Printer's No. 369, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1010, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" authorizing erection of warning or protective devices during work on highways

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1017, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949" authorizing the issuance of bonds for refunding purposes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1048, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" requiring entrance of bond in appeals from board of adjustment rulings affecting zoning regulations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispened with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1055, entitled:

An Act amending the act of June 7, 1901 (P. L. 491) entitled "An act authorizing municipalities to define and fix the terms for the use of public parks or grounds of any kind for railroad purposes" extending such authority

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" providing for the establishment by the Department of Property and Supplies of standards for the design construction repair alteration equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein repealing inconsistent legislation directing the Department of Property and Supplies to make a report to the next General Assembly and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RE-REFERRED

Mr. PECHAN. Mr. President, I move that House Bill No. 1113, the bill just read, be re-referred to the Committee on Appropriations.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1116, entitled:

An Act enabling governing bodies of cities of the second class A to establish by ordinance the requirements of responsible bidders for city printing

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1150, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law" defining employes of the Pennsylvania Tunnel Commission as State employes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1269, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1735, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating the speed of certain vehicles

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1781, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" enabling county commissioners to establish by resolution the requirements of responsible bidders for county printing

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1845, entitled:

An Act amending the act of June 20, 1919 (P. L. 521) entitled as amended "Transfer Inheritance Tax Law" changing the tax rate on property transferred to lineal descendants of adopted children

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate, proceeded to the second reading and consideration of House Bill No. 1890, entitled:

An Act reenacting and amending the act of September 26, 1951 (P. L. 1518) entitled "Trademarks Registration Act" extending the act to service-marks used to identify certain services and distinguish them from others

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate, proceeded to the second reading and consideration of House Bill No. 1946, entitled:

An Act amending the act of May 5, 1921 (P. L. 374) entitled "An act providing for the licensing and regulation of corporations copartnerships associations and individuals engaged in the business of receiving payments or contributions to be held or used in any plan of accumulation or investment or of issuing negotiating offering for sale or selling any certificates securities contracts or other choses in actions evidenced by writing on the partial payment or instalment plan or of assuming fixed obligations or issuing in connection therewith . . ." authorizing deposit of bonds of authorities created by the State or political sub-divisions as security for licensure

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate, proceeded to the second reading and consideration of House Bill No. 1972, entitled:

An Act amending the act of September 26, 1951 (P. L. 1505) entitled "An act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment" authorizing the giving of notice by certified mail return receipt requested

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate, proceeded to the second reading and consideration of House Bill No. 2021, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" providing for the fixing of compensation for officers whose salaries are not prescribed by law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate, proceeded to the second reading and consideration of House Bill No. 2082, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing employes of the Commonwealth of Pennsylvania cities of the second and third class boroughs and townships upon application to become members of the county retirement system upon becoming county employes providing for payments by the employes and former employes into the county retirement fund

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SENATE BILL No. 598 CALLED UP FROM SECOND READING POSTPONED CALENDAR

Mr. MAHANY. Mr. President, I call up from the Second Reading Postponed Calendar, Senate Bill No. 598, Printer's No. 399, for the purpose of having it appear on tomorrow's Calendar.

The PRESIDING OFFICER. There being no objection, this bill will appear on tomorrow's Second Reading Calendar.

SENATE BILL No. 599 CALLED UP FROM SECOND READING POSTPONED CALENDAR

Mr. MAHANY. Mr. President, I call up from the Second Reading Postponed Calendar, Senate Bill No. 599, Printer's No. 400, for the purpose of having it appear on tomorrow's Calendar.

The PRESIDING OFFICER. There being no objection, this bill will appear on tomorrow's Second Reading Calendar.

HOUSE BILL No. 1507 CALLED UP FROM SECOND READING POSTPONED CALENDAR

Mr. MAHANY. Mr. President, I call up from the Second Reading Postponed Calendar, House Bill No. 1507, Printer's No. 1020, for the purpose of having it appear on tomorrow's Calendar.

The PRESIDING OFFICER. There being no objection, this bill will appear on tomorrow's Second Reading Calendar.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 929

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 4, 1956.

Resolved (if the Senate concur), That House Bill No. 929, Printer's No. 876, entitled:

An Act amending the act of July 20, 1917 (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing mileage.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE BILL No. 335

He also returned to the Senate, Senate Bill No. 335, entitled:

An Act amending the "Sanitary Water Law" of June 22, 1937 (P. L. 1987) entitled as amended "An act to preserve and improve * * *" authorizing certain corporations to acquire interests in land by eminent domain.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 420

He also returned to the Senate, Senate Bill No. 420, entitled:

An Act amending "The Vehicle Code" ***" providing additional enforcement procedures on traffic violations in first second and second class A cities.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 790

He also returned to the Senate, Senate Bill No. 790, entitled:

An Act to amend the "Second Class County Code * * *" by authorizing collection of data concerning deceased veterans of armed conflicts and authorizing the erection of monuments to veterans of armed conflicts.

with the information that the House has passed the same without amendments.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to,

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 981, entitled:

An Act amending the act of June 24, 1895 (P. L. 212), entitled "An act to establish an intermediate court of appeal; regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts; . . . ," and its supplement of May 5, 1899 (P. L. 248), changing the jurisdiction of the Superior Court.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 991, entitled:

An Act amending the act of April 6, 1953 (P. L. 3), entitled "Uniform Commercial Code" changing fees with respect to filing statements.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1000, enittled:

An Act amending the act of May 2, 1945 (P. L. 375), entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries, wages and other compensation payable out of the treasury . . . " fixing minimum salaries for prothonotaries and deputies in Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1029, entitled:

An Act amending the act of April 6, 1953 (P. L. 3), entitled "Uniform Commercial Code" further regulating filing with respect to perfecting security interests.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1058, entitled:

An Act amending the act of April 26, 1855 (P. L. 328), entitled "An act relating to Corporations and to Estates held for Corporate, Religious and Charitable uses," authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1060, entitled:

An Act to amend the act approved the fifth day of July, one thousand nine hundred forty-seven (P. L. 1335) entitled "Pennsylvania Hospital Survey and Construction Act," by requiring that non-Federal funds be available before application shall be made for hospital construction projects to be owned or operated by the State.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1061, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code," authorizing the appropriation of moneys out of county funds or county institution district funds for the handling, storage and distribution of certain surplus foods and validating appriations heretofore made.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1491, entitled:

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day successding the day required by law.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1504, entitled:

An Act reenacting and amending the act of April 11, 1899 (P. L. 37) entitled "An act relating to the keepers of junk shops and second hand dealers in cities of this

Commonwealth" extending its provisions to municipalities and townships.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1842, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017) entitled "County Institution District Law," changing the amount the institution district may pay for burial costs in each case.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1843, entitled:

An Act amending the act of June 13, 1883 (P. L. 119) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," regulating the burial costs for unclaimed bodies unfit for anatomical purposes and making provisions conform to existing law.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1860, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code," further regulating official inspections of motor vehicles trailer and semi-trailers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1891, entitled:

An Act amending the act of April 12, 1951 (P. L. 90) entitled "Liquor Code," authorizing the board to investigate and cause the prosecution of unlicensed establishments authorizing the confiscation of certain property with certain limitations and changing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1894, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code," making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1905, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code," by changing registration fees for certain motor buses and motor omnibuses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1934, entitled:

An Act amending the act of June 29, 1953 (P. L. 304) entitled "Vital Statistics Law of 1953," making it unlawful for unauthorized persons to copy duplicate or issue certificates of birth death or fetal death.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 235

Mr. SCOTT. Mr. President, I sumbit the report of the Committee of Conference on Senate Bill No. 235, entitled:

An Act amending the act of June 21, 1939 (P. L. 566), entitled "The Pennsylvania Occupational Disease Act," by including tuberculosis within the meaning of the term occupation disease in the occupation of nursing.

The PRESIDING OFFICER. This Report will appear on tomorrow's Calendar.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Thursday, April 5, 1956, at 2:00 o'clock, p. m., Eastern Standard Time.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:11 o'clock, p. m., Eastern Standard Time, until Thursday, April 5, 1956, at 2:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, APRIL 4, 1956

The House met at 10:00 a. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

The SPEAKER. For the information of the Members present the Chair desires to read Rule 2.

> Rule 2. Taking the Chair (concerns the Speaker): He shall take the Chair on every legislative day at the hour to which the House shall have adjourned, ———that is something the Speaker has sometimes neglected to do ——— and immediately call the Members to order, On the appearance of a quorum, the Speaker shall proceed to the regular order of business as prescribed by the rules of the House.

Our proper procedure from the beginning was for the Chair promptly at the hour to which the House had adjourned to call the House to order, and having called the House to order, to await the appearance of a quorum before the House proceeded to business.

The Chair has called the House to order and awaits the appearance of a quorum.

The Chief Clerk will report the appearance of a quorum and the Chair will call the House to order.

PRAYER

The Reverend Robert Knechel, Pastor of the Gettysburg Church of the Brethren, guest Chaplain and guest of the gentleman from Adams, Mr. Worley, offered the following prayer:

O God, we thank Thee for the men who meet in this Assembly to direct the affairs of our great Commonwealth. Grant unto them divine wisdom, so that they may see clearly the facets of the issues at hand. May they not act in haste, or with bias mind to perform their duties. But with help from Thee, may the selfish, stubborn natures be subdued so that the decisions made may be for the common good.

Help them, we pray, to ever sense the yoke of their duty. To feel the extensiveness of their service. To realize the manifold conditions which await their worthy decisions. In the name of Christ, we pray. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, April 3, 1956 will be postponed until printed. The Chair hears none.

RESOLUTION INTRODUCED AND REFERRED

By Mr. KOLANKIEWICZ, Mrs. PASHLEY, Messrs. WELSH, TAYLOR, Mrs. VARALLO, Messrs. FRASCELLA, LIMPER, BRANCA and CHARLES C. SMITH. (Concurrent) RESOLUTION (Not printed).

In the House of Representatives, April 3, 1956.

On April 7, 1956, Dr. Catharine Macfarlane celebrates her 79th birthday. The entire State and Nation celebrates with her in appreciation of the dedicated life she has lived. Born in Philadelphia in 1877, she has become one of the Nation's leaders as a surgeon, researcher and teacher.

In recognition of her excellent professional attainment, highest honors have been conferred on her. She is a fellow of the American College of Surgeons and the American Academy of Obstetrics and Gynecology; she was the first woman to be elected to the College of Physicians of Philadelphia and as President of the Obstetrical Society of Philadelphia. She is a former President of the American Medical Women's Association and a former Vice-President of the Medical Women's International Association. In 1940 she was named recipient of the Gimbel Award for "Outstanding Service to Humanity." In 1949 she was the first woman to be awarded the Strittmatter Award given by the Philadelphia County Medical Society and in 1951 the famed national Lasker Award for "inspiring application of preventive medicine to cancer control." She has received honorary degrees from outstanding colleges and universities. In 1952 she received the Elizabeth Blackwell Citation from the Trustees of the New York Infirmary and in 1953 she received the first annual May E. Silberman Award, for work in cancer prevention.

The control of cancer has been the major interest in her career; for fifteen years she headed a cancer research program under a grant part of the time from the American Medical Association. The pioneer work of that clinic which stressed early detection in prevention of cancer through early examination of presumably well women, has been followed by many other medical colleges and hospitals.

First Professor and then Research Professor of Gynecology at the Woman's Medical College, Dr. Macfarlane has been affectionately called "Kitty Mac" by generations of students. To them she will always be unique in stature, a woman physician whose name is revered and whose insistence on perfection has guided them into paths of service leading away from provincialism; therefore be it

Resolved, That the members of the House of Representatives, on behalf of all the people of Pennsylvania, give our most sincere thanks to this woman and assure her that her noble works, while contributing much to the health of our people have done far more for the goodness of our people: for all who have known her are better people for it, and all who know of her, are inspired by her story; and be it further

Resolved, That on her birthday we wish her all the happiness she has given others even though we know that an infinitesimally small fraction of it is many times more than any one human can experience in a dozen lifetimes; and be it further

Resolved, That a copy of this resolution be forwarded to Dr. Catherine Macfarlane.

Referred to the Committee on Rules.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 416, 669, 1289, 1413, 1450, 1514, 1570, 1617 and 1964.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 416, Printer's No. 141, entitled "An Act amending the act of June 12, 1951 (P. L. 533) entitled 'An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto' permitting the indictment of persons while committed and validating indictments heretofore returned."

GEORGE M. LEADER.

April 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day

approved and signed House Bill No. 669, Printer's No. 416, entitled "An Act amending the act of April 14, 1905 (P. L. 162) entitled 'An act regulating the method and procedure in the erection of line or partition fences' authorizing surveyors appointed by judges of common pleas courts to act as fence viewers."

GEORGE M. LEADER.

April 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1289, Printer's No. 1579, entitled "An Act amending the act of May 4, 1927 (P. L. 519) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' authorizing the issuance of non-debt revenue bonds for capital improvements to certain public service facilities."

GEORGE M. LEADER.

April 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1413, Printer's No. 834, entitled "An Act to amend the act approved the twelfth day of June one thousand nine hundred fifty-one (1951-52 P. L. 533) entitled 'An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto' by changing the qualifications of superintendents of State institutions."

GEORGE M. LEADER.

April 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1450, Printer's No. 495, entitled "An Act to amend section 404 of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1242) entitled 'An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto' by requiring that the additional bond covering labor and materials furnished by the contractor shall also cover equipment rental."

GEORGE M. LEADER.

April 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1514, Printer's No. 1601, entitled "An Act amending the act of September 26, 1951 (P. L. 1518) entitled 'An act to provide for the registration and protection of trademarks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith' further defining the right to registration."

GEORGE M. LEADER.

April 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1570, Printer's No. 1230, entitled "An Act amending the act of May 11, 1925 (P. L. 561) entitled 'An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and board to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof' authorizing the president judge of the court of common pleas to transfer and assign jurors summoned to serve in any court civil and criminal of the county and changing form of venire and summons to comply therewith."

GEORGE M. LEADER.

April 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1617, Printer's No. 946, entitled "An Act amending the act of July 11, 1917 (P. L. 769) entitled 'An act to regulate the importation into the State of Pennsylvania of dependent delinquent or defective children and providing a penalty for the violation thereof' authorizing use of forfeited bond for the further placing of children."

GEORGE M. LEADER.

April 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1964, Printer's No. 1338, entitled "An Act making the offices of constable and justice of the peace or alderman incompatible."

GEORGE M. LEADER.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1619.

An Act providing for the prevention and control of communicable and non-communicable diseases including venereal diseases fixing responsibility for disease prevention and control requiring reports of diseases authorizing financial assistance to typhoid fever carriers and authorizing treatment of venereal diseases and providing for premarital and prenatal blood tests amending revising and consolidating the laws relating thereto and repealing certain acts

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been

prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 221.

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by permitting certain contributors to change from the one one-hundred-sixtieth (1/160) to the one one-hundredth (1/100) class and defining the benefits to be obtained thereby.

SENATE BILL No. 333.

An Act amending the act of January 18, 1952 (P. L. 2111) entitled "An act to provide for minimum compensation and increments for administrators and members of the faculty of State Teachers Colleges providing for leaves of absence imposing certain duties upon the Board of Trustees and Presidents of State Teachers Colleges and the Superintendent of Public Instruction and repealing inconsistent laws" increasing the minimum compensation and increments and changing conditions of payment and making an appropriation

SENATE BILL No. 414.

An Act amending the act of April 9 1929 (P. L. 177) entitled "An act providing for the reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring the Department of Labor and Industry to annually inspect emergency lighting systems sprinkler systems and fire alarm systems in all buildings owned or operated by the Commonwealth

SENATE BILL No. 646.

An Act amending the act of June 21 1939 (P. L. 566) entitled "A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties' as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents" entitling certain unemployed persons to benefits and fixing minimum compensation payments.

SENATE BILL No. 657.

An Act amending the act of August 22, 1953 (Appropriation Acts 101) entitled "An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school" increasing the per capita annual maintenance rate of wards of the Commonwealth

SENATE BILL No. 772.

An Act to amend the act approved the third day of June, one thousand nine hundred forty-three (P. L. 818) entitled "An act for the extension of Capitol Park in the City of Harrisburg and for the acquisition of real estate in connection therewith, and for the demolition of the buildings and structures thereon; . . ." by empowering and directing the Department of Property and Supplies to acquire by purchase or condemnation all lands, buildings and property which will permit the construction by said Department of an extension of East Street (Commonwealth Avenue) northwardly; from Forster Street to connect with Sixth Street, and making an appropriation.

SENATE BILL No. 791.

An Act making an appropriation to the Department of Agriculture for developing and operating a livestock show

SENATE BILL No. 802.

An Act to provide for an additional law judge of the orphan's court in the fifth judicial district

SENATE BILL No. 906.

An Act amending the act of June 20, 1947 (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties" as amended by changing the penalties on taxes not paid when due

SENATE BILL No. 916.

An Act authorizing the Pennsylvania Historical and Museum Commission to make a study of appropriate ways and methods for developing and promoting the historical interest of Philadelphia and vicinity and specifically for developing a "colonial compound" in Germantown

SENATE BILL No. 1020.

An Act amending the act of May 26, 1949 (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of invesments which may be made and retained by such fiduciaries" further prescribing the eligibility for authorized investments of the obligations of municipality authorities

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1769, Printer's No. 1633 together with the communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1769.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operations thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" requiring informations charging violations of summary provisions of the act in cities of the first class to be brought before centrally located traffic courts designated by the chief magistrate

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The Clerk read the amendments as follows:

Amend Title, page 2, line 14, by striking out after the word "magistrate" the following: "and authorizing cities of the first class to fix penalties and fines by ordinances"; page 4, by striking out lines 12 to 19 inclusive as follows:

Section 2 The act is amended by adding after section 1204.1 a new section to read

Section 1204.2 Cities of the first class fines and penalties When any city of the first class adopting operating under or governed by the first class city home rule act prescribes by ordinance fines and penalties for summary offenses for which a fine or penalty is prescribed by the provisions of this act fines and penalties shall be imposed in accordance with the provisions of the ordinance.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION

COMMEMORATING BIRTHDAY OF THADDEUS STEVENS

Mr. WORLEY asked and obtained unanimous consent to offer a resolution which was, read, considered and adopted as follows:

In the House of Representatives, April 4, 1956.

Thaddeus Stevens was born in Danville, Vt. April 4, 1792. He graduated at Dartmouth College in 1814, removed to York, Pennsylvania, where he taught school while preparing himself for the legal profession. He was admitted to the bar in Maryland in 1816 and at once returned to Pennsylvania and began to practice in Gettysburg, which practice he maintained for fifteen years.

In 1833 he was elected to the Pennsylvania Legislature from Adams County, and was reelected six times thereafter. In the Legislature he won local fame as a supporter of the State free school system, just then being established against great opposition. For his work in this respect, he is often credited with being the father of the public school system in Pennsylvania.

Mr. Stevens was a Whig Representative in Congress in 1849-53, and was leader of the radical Whigs and Free Soilers, strongly opposing the Compromise Measures of 1850 and being especially bitter in his denunciation of the Fugitive Slave Law. In 1855 he took a prominent part in organizing the Republican Party in Pennsylvania.

Throughout his career, Mr. Stevens' sympathy was reserved for the weak and oppressed, and was among the first to demand the abolition of slavery; therefore be it

Resolved, that this House of Representaitves hereby commemorates and honors the memory of the outstanding Pennsylvania political leader and educator, the Honorable Thaddeus Stevens, on the one hundred sixty-fourth anniversary of his birth, April 4, 1956.

REPORT FROM COMMITTEE

Mr. OGILVIE from the Committee on Cities—Third Class reported as committed, Senate Bill No. 985, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" further fixing qualifications of members of the board of health.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 985, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" further fixing qualifications of members of the board of health.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof *** and providing penalties" providing additional disability and superannuation retirement allowances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 572, entitled:

An Act amending the act of April 12, 1951 (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

APPROPRIATION BILLS ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1243, entitled:

An Act amending the "Public School Code of 1949" *** providing for annual payments by the Commonwealth to school districts and vocational school districts on account of expenses for educational television broadcasts by nonprofit educational television stations and making an appropriation.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 2064, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to edit illustrate and publish its new report on the Frontier Forts of Pennsylvania providing for the distribution and sale thereof and making an appropriation.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee for the purpose of making a study and investigation and legislative recommendation relating to subsistence of surface soil in anthracite coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and making an appropriation.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation *** under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 31, entitled:

An Act creating a commission to arrange plans for the celebration of the One-hundredth Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address and making an appropriation.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 343, entitled:

An Act making an appropriation to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnostic Laboratory at the National Agricultural College Farm School Pennsylvania.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 425, entitled:

An Act making an appropriation to the Department of Property and Supplies for sanitary and surface drainage sewer disposal at the California State Teachers College.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 659, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school.

And said bill having been read at length the second time, and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 905, entitled:

An Act authorizing the Department of Property and Supplies to acquire by gift ninety-three acres more or less of land with buildings thereon in the City of Pittsburgh Allegheny County for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis and making an appropriation.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 963, entitled:

An Act making an appropriation to the Senate committee appointed to cooperate with certain State departments and commissions with regard to certain matters concerning stream pollution in the Lehigh Canal.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 968, entitled:

An Act making an appropriation to the Department of Welfare for use in the treatment of mentally retarded children and for the repair of buildings used in the treatment of mentally retarded children.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 971, entitled:

An Act amending the act of December 22, 1955, (Appropriation Acts No. 29A) entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five and making appropriations to the Department of Public Instruction for reimbursements to school districts" increasing the amount of the appropriation for state teachers colleges

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1009, entitled:

An Act amending the act of July 28, 1953 (Appropriation Acts page 16 Act No. 20-A) entitled "An act making an appropriation to the Department of Forests and Waters for the protection and stabilization of Presque Isle Peninsula and Erie Harbor at Erie" authorizing the use of funds for improvement and development purposes.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1046, entitled:

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 980, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for supervisors of industrial education and for their compensation and that of supervisors of agriculture and of homemaking.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 981, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" removing the limitation on the maximum compensation payable by the Commonwealth for vocational extension classes and permitting the payment of the full cost of certain vocational training courses and providing for the revision of the budget in such cases

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1574, entitled:

An Act authorizing the City of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1936, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" authorizing expanded audio-visual education programs.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1951, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for reimbursements.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2017, entitled:

An Act amending "The Vehicle Code" approved May 1, 1929 (P. L. 905) further regulating the passing of school buses and prescribing penalties.

The first section was read.

On the question,

Will the House agree to the section?

Mr. READINGER offered the following amendments:

Amend Section 1 (Section 1017.1), page 4, line 2, by striking out "to the front or."

Amend Section 1 (Section 1017.1), page 4, line 6, by inserting after "installations" or center traffic line markings.

Amend Section 1 (Section 1017.1), page 5, by inserting between lines 2 and 3 "Dual roadway" means a roadway having two marked lanes for movement of traffic in one direction.

"Multiple roadway" means a roadway having three or more lanes for movement of traffic in one direction.

"Physical traffic separation installation" means any method of dividing a roadway which extends above the surface of the roadway for at least one inch regardless of whether or not such method is continuous.

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2091, entitled:

An Act amending the act of August 16, 1951 (P. L. 1240) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth purposes thereof and the manner of payments therefrom and contributing State employes defining the uses and and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting certain members at time of entry into military service" extending its provisions to present and future cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2092, entitled:

An Act to further amend section seven of the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 524) entitled "An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania damaged or destroyed by fire or other casualty and regulating the placing of insurance thereon and providing penalties for any violation of the provisions of this act" by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2103, entitled:

An Act amending the "Banking Code" approved May 15 1933 (P. L. 624) limiting the establishment and maintenance of branch banks.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 574, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift the Old Brown's Mill building and project in Antrim Township Franklin County and providing for its maintenance and control.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 893, entitled:

An Act amending the "Public School Employes Retirement Law * * *" changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 997, entitled:

An Act amending the "State Employes' Retirement Law" * * * extending the benefits of the act to employes of institutions of political subdivisions acquired by the Commonwealth for use as hospitals or sanatoriums in the care and treatment of indigent persons.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

REPORTS FROM COMMITTEES

Mr. WESTCOTT from the Committee on Education, reported as committed, House Bill No. 166, entitled:

An Act amending the "Local Tax Enabling Law * * *," temporarily excluding under certain conditions taxes imposed on real property transfers in certain school districts in determining tax limitations.

Mr. A. PATRICK BRENNAN from the Committee on Education, re-reported as committed, House Bill No. 1153, entitled:

An Act amending the "Local Tax Enabling Law * * *," increasing the overall limit of tax revenues for school districts of the second third and fourth class and increasing the maximum tax on house trailers in school districts.

Mr. MATT S. ANDERSON from the Committee on Education, reported as committed, House Bill No. 2094, entitled:

An Act amend the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), changing the provisions for the determination of projects in hardship cases.

Mr. TOMPKINS from the Committee on Judiciary, reported as committed, Senate Bill No. 933, entitled:

An Act amending the act of May 15, 1933 (P. L. 624) entitled as amended "The Banking Code" prohibiting the assumption and use of deceptive names by corporations and persons not authorized to engage in the banking business providing for investments of loans by and the purchase sale and creation of obligations by banks bank and trust companies trust companies and savings banks providing for the voluntary liquidation of banks bank and trust companies and trust companies and further providing for the powers and limitation on powers of corporations authorized to engage in a banking business.

Mr. GAFFNEY from the Committee on Cities—Third Class, reported as committed, Senate Bill No. 972, entitled:

An Act to amend the "Third Class City Code * * *" by further regulating forests and watersheds.

Mr. SWARTZ from the Committee on Education, reported as amended, Senate Bill No. 590, entitled:

An Act amending the "Public School Code of 1949 * * *," authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 2094, entitled:

An Act amending the "Public School Code fo 1949," approved March 10, 1949 (P. L. 30), changing the provisions for the determination of projects in hardship cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 933, entitled:

An Act amending the act of May 15, 1933 (P. L. 624) entitled, as amended, "The Banking Code" prohibiting the assumption and use of deceptive names by corporations and persons not authorized to engage in the banking business, providing for investments of loans by and the purchase, sale and creation of obligations by banks, bank and trust companies, trust companies and savings banks, providing for the voluntary liquidation of banks, bank and trust companies, and trust companies and further providing for the powers and limitation on powers of corporations authorized to engage in a banking business.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 972, entitled:

An Act to amend the "Third Class City Code * * *" by further regulating forests and watersheds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 1021.

An Act authorizing the recovery of damages from parents of children destroying property.

Referred to the Committee on Rules.

Senate Resolution Serial No. 172.

Referred to the Committee on Rules.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Kline for Mr. KNECHT because of illness.
Mr. Breisch for Mr. KEHLER because of illness.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 53

Mr. STRAUSSER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 53.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 53, entitled:

"An act amending the act of May one one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the

Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' prohibiting throwing of certain material from motor vehicles and further limiting and regulating certain actions."

Respectfully submit the following bill as our report:

GEO. N. WADE,
G. GRAYBILL DIEHM,
JO HAYS,
(Committee on the part of the Senate)

ALBERT E. STRAUSSER,
LOUIS LEONARD,
LAWRENCE SWARTZ,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—170

Agnew,	Goldstein,	McKeever,	Sigman,
Amarando,	Gramlich,	McLaughlin,	Smith, C. C.,
Anderson, M. S.,	Greenwood,	Meholchick,	Smith, Wm. B.,
Anderson, S. A.,	Guss,	Metz,	Snider,
Ashton,	Guthrie,	Mihm,	Stank,
Auker,	Hamilton, R. K.,	Mikula,	Steckel,
Barnatovich,	Heavey,	Miller,	Stephens,
Bazin,	Helm,	Monroe,	Stevenson,
Bell,	Henzel,	Moody,	Stoner,
Boles,	Hewitt,	Moran,	Strausser,
Boory,	Hocker,	Moscrip,	Stroup,
Bower,	Holt,	Muldowney,	Swarts,
Branca,	Houk,	Mullen,	Taylor,
Breisch,	Isaacs,	Munley,	Thomas,
Brennan, A. P.,	Jenkins,	Murphy,	Thompson,
Brenninger,	Johnson,	Murray, J. J.,	Toll,
Breth,	Jones, G. E.,	Musto,	Tompkins,
Brown,	Jones, T. H. W.,	Naugle,	Toomey,
Bucchin,	Jump,	Needham,	Varallo,
Capano,	Kamyk,	Ogilvie,	Varner,
Cianfrani,	Keller,	Olsen,	Verona,
Cochran,	Kline,	Pacchioli,	Wall,
Curwood,	Kolankiewicz,	Parry,	Wallace,
Davis,	Kooker,	Pashley,	Walsh,
Donahue,	Kornick,	Paulhamus,	Wargo,
Donaldson,	Kratz,	Petrosky,	Waterhouse,
Dougherty,	Kromer,	Polaski,	Weidner,
Down,	Lafore,	Polen,	Welsh,
Eilberg,	Leiby,	Pomeroy,	Wescott,
Erb,	Leonard,	Price,	Wheeler,
Ewing,	Leven,	Pursley,	Whitenight,
Filo,	Light,	Readinger,	Willaredt,
Fineman,	Lippincott,	Reibman,	Williams,
Flint,	Lopresti,	Reidenbach,	Wilt,
Floyd,	Lovett,	Renwick,	Wood,
Flynn,	Lutty,	Rigby,	Worley,
Foster,	Magee,	Rovansek,	Yetter,
Frank,	Mahan,	Royer,	Yetzer,
Frost,	Markley,	Rubin,	Young,
Gaffney,	McCann,	Sarraf,	Ziegler,
Garlock,	McCormack,	Scarcelli,	Andrews,
Gelfand,	McGee,	Schuster,	Speaker
Gibson,	McInroy,	Sherman,	

NAYS—0

NOT VOTING—37

Adam,	Ehrgood,	Kehler,	Murray, H. P.,
Banker,	Eshleman,	Kent,	Murray, P. G.,
Blair,	Farabaugh,	Knecht,	O'Neil,
Bonner,	Frascella,	Lawyer,	Pettigrew,
Brennan, J. J.,	George,	Leisey,	Rosen,
Bullen,	Gibb,	Limper,	Rudisill,
Cioffi,	Hass,	Maxwell,	Stebbins,
Comer,	Haudenshield,	McWherter,	Stone,
Connelly,	Horst,	Mills,	Vaughan,
Cooper,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

The SPEAKER. If there is no objection, the Chair will turn to page 13 of today's calendar, bills on third reading, Senate Bill No. 246.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 246, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

On the question,

Will the House agree to the bill on third reading?

Mr. HOCKER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 1 (Sec. 23), page 3, line 4, by inserting after "paid" "The revenue derived from such revenue-raising measures shall be used only for the payment of the debt created as herein provided and the measures shall provide for their termination when sufficient funds are accumulated to pay the debt."

The SPEAKER. Will the House give unanimous consent to the offering of amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

Mr. READINGER. Mr. Speaker, I would like to interrogate the gentleman from Dauphin, Mr. Hocker.

The SPEAKER. Will the gentleman from Dauphin, Mr. Hocker, permit himself to be interrogated?

Mr. HOCKER. I shall, Mr. Speaker.

Mr. READINGER. Will the gentleman inform the House what is intended to be accomplished by his amendments?

Mr. HOCKER. Mr. Speaker, these amendments are the thinking of the Veterans Councils in regard to this Korean bonus. We are perfectly willing, we in the veteran world to go along. We went along with the amendments yesterday that a tax should be created and must be created, but we would like to insert these amendments so that when this tax is paid, whatever it is, will be terminated at that time.

Mr. READINGER. May I ask the gentleman whether the intention of this amendment would be, for example, to allow a tax measure, if one were passed sufficient to raise enough during the biennium to pay the cost of this bond issue during that biennium, to run so long as the obligation continued? For example, the bonds could be amortized over a fifteen-year period. If a tax measure were passed which would raise enough in one biennium to pay the cost in that biennium, does the gentleman intend by this amendment that such tax would be allowed to run during the fifteen-year period until the bonds were all paid off?

Mr. HOCKER. I think, in my humble opinion, Mr. Speaker, with this amendment—if I am correct, we will have to create a tax before the bonds are issued. Now, it is good housekeeping, I believe, that when we put this tax on, whatever it may be, if it can be paid for in one biennium, I do not see any reason why those bonds should be stretched out over a fifteen-year period.

Mr. READINGER. I do not know whether I understand the gentleman's last remark properly or not, but I do not believe he is even suggesting that we try to raise $150 million in one biennium to pay off the bonus. I think that is a matter which properly should be left to the good judgment and wisdom of the future legislative body which will pass the enabling legislation, at that time to decide whether the bonds should be retired in five, ten, fifteen or twenty years.

I want the Members to know that I have no objection at all to these amendments. I was asking these questions merely to clarify the intent of them. I think I understand them and I believe most of the Members do. I think the principle involved is good. In other words, we do not want the public to think that because a tax might be imposed to raise the money for this Korean bonus it is going to remain on the books forever. I do not think it would and this, in effect, tell the public that when the purpose for which the tax is levied has been served the tax shall no longer remain as a tax for that particular purpose.

I am asking the Members to agree to these amendments.

QUESTION OF INFORMATION

Mr. LOVETT. I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. LOVETT. Is it permissible to amend a bill that we do not have before us?

The SPEAKER. If the bill is not before the Members, any Member can object to its consideration.

Mr. LOVETT. I object to its consideration due to the fact that the bill is not before us.

The SPEAKER. The bill will be passed over until it is in the possession of the Members.

The Chair thought a bill which everybody has agreed to might be disposed of at this time. The reason it was brought up at this time was to get the amendments in the bill and get the bill printed as amended simply to hurry up consideration. That was the reason.

Mr. LOVETT. Mr. Speaker, I still object.

PARLIAMENTARY INQUIRY

Mr. HOCKER. I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. HOCKER. Mr. Speaker, am I to understand then, that any bill on this calendar that is not on my desk, or the other Members' desks, will not be considered at this session today unless the bills are brought in?

The SPEAKER. If there is objection, the Members can insist that the bill be on file on their desks.

Mr. HOCKER. In that case then, I will have to raise objection to any bill that is tried to be handled here today that is not in print.

The SPEAKER. The gentleman is in order as far as future procedure is concerned, but he cannot expunge the record as to the action of the House which has already been taken.

BILLS PASSED OVER

There being no objection

Senate Bill No. 246, Printer's No. 644

was passed over at the request of Mr. READINGER.

There being no objection

House Bill No. 1544, Printer's No. 1533 and

House Bill No. 1948, Printer's No. 1608

were passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1976, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the board of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" changing the Brandywine Battlefield Park Commission from an independent administrative commission to a commission in the Pennsylvania Historical and Museum Commission

Mr. HOCKER. Mr. Speaker, that bill is not in my folder.

The SPEAKER. What is the last Printer's number?

Mr. HOCKER. Mr. Speaker, the last number in my folder is Printer's No. 1658.

Mr. READINGER. Mr. Speaker, I request the Chair to recognize the gentleman from Westmoreland, Mr. Lovett, for the purpose of making a statement relative to the calendar.

The SPEAKER. The gentleman from Berks, Mr. Readinger, yields to the gentleman from Westmoreland, Mr. Lovett.

Mr. LOVETT. Mr. Speaker, I withdraw my objections to the amendments to Senate Bill 246 being considered at this time.

Mr. READINGER. Mr. Speaker, I request that the House now return to consideration of Senate Bill 246 on page 13 in connection with the amendments which have been offered by the gentleman from Dauphin.

The SPEAKER. The Chief Clerk is informed that the bill is in print, but it may not be on all of the Member's desk, but the bill is in print.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 246, entitled:

A Joint Resolution proposing an amendment to artcle nine of the Constitution of the Commonwealth of Pennsylvania authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

On the question,

Will the House agree to the bill on third reading?

Mr. HOCKER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 23), page 3, line 4, by inserting after "Paid" The revenue derived from such revenue-raising measures shall be used only for the payment of the debt created as herein provided and the measures shall provide for their termination when sufficient funds are accumulated to pay the debt.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. LOVETT. Mr. Speaker, the amendments offered by the gentleman from Dauphin deal somewhat with the amendments which were entered into the bill yesterday. I opposed the amendments to the bill yesterday, and I feel these amendments are only confusing the issue more.

I see no way in which these amendments will assist in making it accord with the actions of the Legislature in regard to bonuses for veterans of World War I and World War II. Attention has been drawn to this particular Resolution by the amendments, and these present amendments will not help in any way to have a bonus created for the Korean War veterans under the same circumstances that bonuses were paid to other war veterans of this state.

Mr. READINGER. Mr. Speaker, if the gentleman from Westmoreland insists on remaining confused, that is his right. I do not think the rest of us are confused, and therefore I think we should vote for these amendments and dispose of this matter promptly.

On the question recurring,

Will the House agree to the amendments?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Mr. READINGER. Mr. Speaker, I request that we now return to House Bill No. 1976 and request that the gentleman from Dauphin withdraw his objection to considering this bill at this time.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1976, entitled:

An Act amending the act of April 9 1929 (P L 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" changing the Brandywine Battlefield Park Commission from an independent administrative commission to a commission in the Pennsylvania Historical and Museum Commission

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. HOCKER. Mr. Speaker, by reason of what has happened, I will withdraw my objection. We are really getting lovely now.

PARLIAMENTARY INQUIRY

Mr. McCORMACK. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. McCORMACK. Mr. Speaker, under a decision of this House, specifically 46A, is it correct that a bill can be considered even though it is not in the file on the desk of a Member?

The SPEAKER. That is correct. The Constitution requires the bill to be printed for the use of the Members. The bill has been printed. If this House desires unanimously, without objection, or by a decisive vote, to consider a bill that is in print but does not happen to be on the desk of any particular Member, it can do so. Until the House does so decide, the objection upon the part of a single Member will prevent its consideration.

Mr. McCORMACK. Mr. Speaker, would the Speaker recite the particular Rule which requires unanimous consent to consider a bill not in the files when the bill is in print?

The SPEAKER. There is no rule except the rule that the House is absolutely master of its own proceedings and by unanimous consent or majority vote, if there is no contrary Rule, the House can do as it pleases.

Mr. McCORMACK. Mr. Speaker, am I correct in saying you do not need unanimous consent of the House to consider a bill which has been printed but not in the files of the Members?

The SPEAKER. The gentleman is correct.

Mr. LIPPINCOTT. Mr. Speaker, I rise to oppose this bill. The Brandywine Battlefield Park Commission is and has been since its creation a completely independent agency. The men who are on this Commission are men of the highest caliber and they are Members of both political parties. I think solely through their efforts this park has developed into a place of real beauty and great historic interest.

The Chairman of this Commission, for example, is the President Judge of the Orphans' Court of Delaware County. Through his efforts and the efforts of many other of the members a number of persons of renown have become interested in this park. For example, Henry F. du Pont, the owner of the Winterthur Museum, has donated a number of pieces and has created a great interest in the park.

This present Commission has made many contacts with historical agencies, and so on. To now place this com-

mission under the Department of Forests and Waters would result, among other things, in a greatly increased budget. It would eliminate the voluntary contributions that are now being made. As I said, the Commission is non-political and non-partisan.

This bill, Mr. Speaker, is another example of the two-faced false statements the Governor of this Commonwealth has made. In this case I can prove it. I have in my hand a copy of The Evening News of Harrisburg dated January 27, 1955. The article on the first page states:

> "Reshuffling Plan Would Exclude State Groups.
>
> "Aides of Gov. Leader today listed 10 different agencies under his jurisdiction which would be exempt from an administration-backed government reorganization plan."
>
> "Henry M. Leader, legislative secretary to the governor, said the measure specifically excludes, in addition to entire departments, all independent administrative agencies from abolition or consolidation.
>
> "The governor's office listed these agencies as" —and I will skip the other nine, but the last one is—the Brandywine Battlefield Park Commission.

Now, I ask you, was the Governor lying when he made that statement?

I think the people of this Commonwealth should know, should become aware of the way the administration both at the city and state level once it gets into power is grabbing the slightest bit of patronage it can and the general attitude at this point seems to be, "The public be damned."

I ask the Members to vote against this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—95

Anderson, M. S.,	Flynn,	McGee,	Renwick,
Anderson, S. A.,	Frank,	McKeever,	Rovansek,
Barnatovich,	Frascella,	McLaughlin,	Rudisill,
Bazin,	Gaffney,	Meholchick,	Sarraf,
Boies,	Gelfand,	Mihm,	Schuster,
Bonner,	Guss,	Mills,	Sherman,
Boory,	Hass,	Monroe,	Smith, W. B.,
Branca,	Heavey,	Moran,	Snider,
Brennan, A. P.,	Holt,	Muldowney,	Stank,
Brennan, J. J.,	Jenkins,	Mullen,	Stebbins,
Breth,	Jones, G. E.,	Munley,	Stone,
Bucchin,	Kamyk,	Murray, J. J.,	Swartz,
Capano,	Kolankiewicz	Musto,	Taylor,
Cianfrani,	Kornick,	Needham,	Thomas,
Cioffi,	Leiby,	Olsen,	Toll,
Cochran,	Leonard,	Pacchioli,	Varallo,
Comer,	Leven,	Pashley,	Wallace,
Curwood,	Limper,	Paulhamus,	Walsh,
Dougherty,	Lopresti,	Petrosky,	Wargo,
Eilberg,	Lovett,	Polaski,	Welsh,
Filo,	Lutty,	Polen,	Wheeler,
Fineman,	Maxwell,	Readinger,	Whitenight,
Flint,	McCann,	Reibman,	Williams,
Floyd,	McCormack,	Reidenbach,	Yetzer,

NAYS—86

Agnew,	Gramlich,	Magee,	Steckel,
Ashton,	Greenwood,	Mahan,	Stephens,
Auker,	Guthrie,	Markley,	Stevenson,
Banker,	Haudenshield,	McInroy,	Stoner,
Bell,	Helm,	Metz,	Strausser,
Bower,	Henzel,	Mikula,	Stroup,
Breisch,	Hewitt,	Miller,	Thompson,
Brenninger,	Hocker,	Moody,	Tompkins,
Brown,	Horst,	Moscrip,	Toomey,
Davis,	Houk,	Murphy,	Varner,
Donahue,	Isaacs,	Murray, H. P.,	Wall,
Donaldson,	Johnson,	Murray, P. G.,	Weidner,
Down,	Jones, T. H. W.,	Naugle,	Wescott,
Ehrgood,	Jump,	Oglivie,	Willaredt,
Erb,	Keller,	O'Neil,	Wilt,
Eshleman,	Kline,	Parry,	Wood,
Ewing,	Kooker,	Pomeroy,	Worley,
Foster,	Kratz,	Price,	Young,
Frost,	Kromer,	Pursley,	Ziegler,
Garlock,	Lafore,	Rigby,	Andrews,
Gibson,	Light,	Royer,	Speaker
Goldstein,	Lippincott,	Sigman,	

NOT VOTING—26

Adam,	George,	Lawyer,	Scarcelli,
Amarando,	Gibb,	Leisey,	Smith, C. C.,
Blair,	Hamilton, R. K.,	McWherter,	Vaughan,
Bullen,	Kehler,	Pettigrew,	Verona,
Connelly,	Kent,	Rosen,	Waterhouse,
Cooper,	Knecht,	Rubin,	Yetter,
Farabaugh,			

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2015, entitled:

An Act amending the act of June 24 1931 (P. L. 1206) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" further regulating the publication of ordinances

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—182

Agnew,	Frost,	Mahan,	Sarraf,
Amarando,	Gaffney,	Markley,	Scarcelli,
Anderson, M. S.,	Gelfand,	Maxwell,	Schuster,
Anderson, S. A.,	George,	McCann,	Sherman,
Ashton,	Gibson,	McCormack,	Sigman,
Auker,	Goldstein,	McGee,	Smith, C. C.,
Banker,	Gramlich	McInroy,	Smith, Wm. B.,
Barnatovich,	Greenwood,	McKeever,	Snider,
Bazin,	Guss,	McLaughlin,	Stank,
Bell,	Guthrie,	Meholchick,	Stebbins,
Blair,	Hamilton, R. K.,	Metz,	Steckel,
Boies,	Hass,	Mihm,	Stevenson,
Bonner,	Haudenshield,	Mikula,	Stone,
Boory,	Heavey,	Miller,	Stoner,
Bower,	Helm,	Mills,	Strausser,
Branca,	Henzel,	Moody,	Stroup,
Breisch,	Hewitt,	Monroe,	Swartz,
Brennan, A. P.,	Hocker,	Moran,	Taylor,
Brennan, J. J.,	Holt,	Moscrip,	Thomas,
Brenninger,	Horst,	Muldowney,	Thompson,
Brown,	Houk,	Munley,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cianfrani,	Johnson,	Murray, P. G.,	Varallo,
Cioffi,	Jones, G. E.,	Musto,	Varner,
Cochran,	Jones, T. H. W.,	Naugle,	Verona,
Cooper,	Jump,	Needham,	Wall,
Curwood,	Kamyk,	Ogilvie,	Wallace,
Davis,	Keller,	Olsen,	Walsh,
Donahue,	Kent,	Pacchioli,	Wargo,
Donaldson,	Kline,	Parry,	Waterhouse,
Dougherty,	Kolankiewicz,	Paulhamus,	Weidner,
Down,	Kooker,	Petrosky,	Wescott,
Ehrgood,	Kornick,	Polaski,	Wheeler,
Eilberg,	Kratz,	Polen,	Whitenight,
Erb,	Kromer,	Pomeroy,	Willaredt,
Eshleman,	Leiby,	Price,	Williams,
Ewing,	Leonard,	Pursley,	Wilt,
Filo,	Leven,	Readinger,	Wood,
Fineman,	Light,	Reibman,	Yetter,

Flint,	Limper,	Reidenbach,	Yetzer,
Floyd,	Lippincott,	Renwick,	Young,
Flynn,	Lopresti,	Rigby,	Ziegler,
Foster,	Lovett,	Royer,	Andrews,
Frascella,	Lutty,	Rubin,	Speaker
Frank,	Magee,	Rudisill,	

NAYS—12

Breth,	Lafore,	O'Neil,	Stephens,
Comer,	Mullen,	Pashley,	Welsh,
Garlock,	Murphy,	Rovansek,	Worley,

NOT VOTING—13

Adam,	Gibb,	Lawyer,	Pettigrew,
Bullen,	Kehler,	Leisey,	Rosen,
Connelly,	Knecht,	McWherter,	Vaughan,
Farabaugh,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 2043, Printer's No. 1450, and
House Bill No. 2070, Printer's No. 1611

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2097, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by abolishing the State Civil Service Commission creating the State Personnel Board and establishing duties of that board

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, some of the Members will probably be walking out to have lunch thinking we are going right through with the program. I would like the membership to know we are planning to call a recess of the House for the purpose of having lunch immediately after considering House Bill 2097 and House Bill 2098.

Mr. Speaker, since you are the sponsor of these two bills, I would request that you leave the rostrum and take the floor to explain your bills.

The SPEAKER. The Chair requests the gentleman from Berks, Mr. Readinger, to preside temporarily.

Mr. READINGER IN THE CHAIR.

Mr. ANDREWS. I hope someone raises a very difficult point of order while the gentleman from Berks is in the Chair.

Mr. READINGER. The Chair hopes the same.

Mr. ANDREWS. Mr. Speaker, House Bill 2097, of course, is without value or meaning unless House Bill 2098 is enacted, and unless 2097 is enacted 2098 is without value. The two bills must travel together.

These two bills are a bit peculiar by reason of their impact upon the two sides of this House. I find there are Democratic Members who do not like these bills because they say they are calculated to seal, to blanket, a lot of wicked Republicans in office. Over on the other side of the House I find there are those who do not like these bills because they are to be used to get a lot of jobs away from Republicans and give them to wicked Democrats. Now, both cannot be right.

For a great many years I have had one fundamental disagreement with the existing setup. There are practically no civil service jobs for which I would be eligible to apply. I would not be permitted to take the examinations. I do not have a high school certificate and I have not gone to college. I tried the experiment back a number of years ago when the liquor stores were established and applied for the least important job in the setup, but I could not take it, they said only high school graduates were eligible.

The one thing that is written into this bill that I would be willing to accept of all its provisions for is that it specifically states that no educational experience is necessary in order to take a qualifying examination for any of the jobs in the proposed classified service. If outside of the halls of learning you have been able to equip yourself so that you can take the qualifying examination, you under this proposed bill, will be able to do so, and it is specifically so stated in the bill.

I am a little tired of the practice, continued during the present administration, of having applicants for certain positions for which by reason of their experience they are fitted told it is just too bad, they would be in line for consideration if they had just managed to graduate from college.

I have no objection to college graduates, but I know I have acquired it the hard way. I wish I could have had the opportunity of getting a high school certificate and going to college. I sympathize with the many qualified people who cannot under our present setup obtain employment in the Commonwealth simply because they lack a certain educational background and their experience does not count.

Another thing that has always concerned me is the lack of tenure for professional and technical people. If we cannot assure tenure to technical and professional people, we are going to have an increasingly hard job in maintaining state services at the proper level. The man who has a job is not going to enter state service if he imagines that he is likely to be tossed out on his ear for no reason at all except there has been a change in administration.

The purpose of this bill is to establish a classified service which would at the present time probably in-

clude between 900 and 1,100 people. Our technical help has never been properly classified as to duties, and neither has it been properly classified as to salary.

So the purpose of the proposed personnel board is to create a classified service, the members of which, both those in the present service and new applicants, would be required to take a qualifying examination.

There is one basic difference between the operations of the proposed personnel board and the present setup. Every rule promulgated by the proposed personnel board must be subject to a public hearing; the demotion of anybody in the classified service can go to a public hearing upon request; any citizen who objects to any of the proceedings of the personnel board can demand a public hearing. It is even specifically mentioned in the bill that when there are public hearings, or other actions, that the gentlemen of the Press and the newsroom must receive copies at least seven days in advance of the hearing. Now, that degree of publicity does not prevail at the present time. Technical people can be dismissed without the opportunity of a public hearing.

This classified service cannot be created overnight. If it is ready for operation by the time the next General Assembly convenes, they will have been making remarkable progress. In view of legislation that is pending, we will have a legislative committee empowered to observe every step the proposed personnel board takes in the promulgation of its rules and its procedures.

I want to suggest that there are two Chambers of this General Assembly and it is not likely that those who work in another place will be inclined to look with favor upon a measure which would get all good Republicans fired and wicked Democrats placed in their stead.

I do not want to take your time to go into the technicalities of this bill. It is somewhat involved and in some respects a bit muddled. Amendments have been drawn to clarify a number of sections of the bill, but I said what was the use of going to the trouble of clarifying the various sections of the bill if the bill was never destined to leave this House with a favorable vote.

We are always as a House, as a Legislature, permitted to ride herd on every move this proposed personnel board makes. It is even required when it holds a hearing to notify every Member of the General Assembly that a hearing is to be held about a certain thing, and, if we are watching it, if we are in a position to observe it, if we can possibly get going as an active concern during the current year, I can candidly recommend it as a step in advance in the matter of recruiting and retaining competent technical and professional employes.

I want to close by saying there is not any branch of our government, any commission, that is subject to the publicity, the scrutiny, that this personnel board will be. It cannot make a move, if anybody objects, without a public hearing.

Various Members might want to consider this section, or that section, the matter of procedure, the examinations and the protection that is given to those now in the service who would at the end of a definite period be required to take a requalifying examination. My interest is in the personnel, the technical and professional personnel, because of my conviction that without tenure, and they do not have it now, they cannot be assured of tenure.

Just a few days ago I learned that a person I believe to be a valued employe of one of the branches of our government has been on a provisional appointment under civil service for eleven years and he never was transferred from provisional into permanent and given permanent status.

You cannot do that sort of thing under this bill that I am talking about because if you are qualified and you are on the list, a list that every Member of this House can scrutinize if you are eligible, they cannot pass you by for eleven years.

I thank the Chair for the able manner in which he has presided over this somewhat scattered discourse.

As I say, I have no disposition to debate the various provisions of the bill at length from a technical point of view. I am urging favorable consideration of the bill because of its over-all aspects. If the bill fortunately should meet with favor in this House, there later will be on the part of the minority party in the House, which is the majority party in another place, abundant opportunity to take out any provisions that might possibly inure to the special benefit of wicked Democrats.

Mr. JOHNSON. Mr. Speaker, I would like permission to interrogate the gentleman from Cambria, Mr. Andrews.

The SPEAKER pro tempore. Will the gentleman permit himself to be interrogated?

Mr. ANDREWS. Yes, Mr. Speaker. If there are to be lawyer's questions, I shall ask the Majority Leader to return to his station upon the floor.

The SPEAKER pro tempore. The Chair is of the opinion that the gentleman does not need the Speaker pro tempore's help in this matter.

Mr. ANDREWS. If it is not a lawyer's question, the gentleman may proceed.

Mr. JOHNSON. Mr. Speaker, I will try to confine myself to the simple rudiments of this profound and far-reaching instrument that is in front of us which will require more than a lawyer to describe and explain.

Mr. Speaker, I would like to inquire first of the gentleman, in what departments on Capitol Hill do we presently have civil service among our employes?

Mr. ANDREWS. We have civil service in the Department of Public Assistance, which is not disturbed. The bill which you have before you, which is classified service, will not be applicable in the case of those employes who are paid in part or in whole by Federal funds. That is my understanding. If that is not in the bill it should be. I think it is.

Of course, the Liquor Control Board, Public Assistance, some of the employes of the Health Department, and how much further it permeates I do not know.

Mr. JOHNSON. May I inquire of the gentleman, will this bill affect the civil service system in the Liquor Control Department?

Mr. ANDREWS. My impression is that it will not.

Mr. JOHNSON. Will it affect the merit system in the Health Department? I believe they call it the merit system, do they not, in the Health Department? I know you have some misgivings on that point, but—

Mr. ANDREWS. We expect the merit system in the Health Department to be a vanishing factor. The merit system never has been efficient, never will be, until it is reorganized, but various employes could be.

I have not made myself clear. The first job will be to establish a classified service. If you need an optometrist,

f you need a psychiatrist, if you need anyone technical, ou create that classified service.

Now where all of that classified service will be, I can- ot tell you at the present time and neither can anybody lse, but you have to have some form of civil service for hose employes who are paid either in whole or in part y Federal funds.

I presume I have not made myself clear. As I have said o the gentleman, if there are technical matters, if the bill n its purpose meets approval, he will have abundant pportunity to present his technical amendments in an- ther place where he will receive, I have no doubt, a very ordial reception.

Mr. JOHNSON. I believe that is all. With the permission f the Chair, I would like to make a brief statement on his matter.

Mr. Speaker, I discussed these two bills with the peaker of the House this morning and I informed him hat our Republican Caucus yesterday had taken caucus ction against these bills, which, by the way, are among he few bills this session we have taken caucus action gainst.

Naturally, the party out of power always looks with lisfavor or askance at any legislation which appears on ts face to be ripper legislation. As to these bills we think erhaps the end in view is good, but it could be ac- omplished by a series of amendments. It reminds me of —

Mr. ANDREWS. Could I interrupt to make one state- ent?

Mr. JOHNSON. Yes.

Mr. ANDREWS. One of the reasons why you create a ersonnel board is because you create the board outside f the present civil service setup. There is an ingrowing n civil service. You have to appeal now through purely ivil service channels clear to the top if you have a rievance.

This personnel board is not in any way acquainted with, ot in any way associated with and not a part of the civil ervice setup. It is a board of five, no more than three f which can be members of any one party. That is the nal place for the appeals of those who have been de- oted, those who have been discharged and those who ave any grievance. That is the final place in which they ay rest their appeal. There is a publicity attached to he proceedings that cannot be attached under present tatutes to the operations of the civil service system.

Mr. JOHNSON. Mr. Speaker, if we understand the entleman correctly, this five-man board you have set p as you say, will be a bipartisan board?

Mr. ANDREWS. No more than three members can be rom any one party, three and two.

Mr. JOHNSON. I believe the present Civil Service oard is a board of three members, is it not?

Mr. ANDREWS. I could not tell the gentleman for cer- ain. I have thought so little of the present civil service et up that I have not come equipped to answer as to all f its faults.

Mr. JOHNSON. I believe the present board consists of hree members.

The SPEAKER pro tempore. The Chair rules that is a awyer's question.

Mr. JOHNSON. This far-reaching bill reminds me of a ituation up at Force, Pennsylvania, in Elk County—a representative from Elk County is here—where by reason of life in the company houses there were impurities in the water and it came to the attention of the Shawmut Railroad Company at that time, who were running the coal mines and the company houses. A leading doctor there, I believe, complained here in Harrisburg. In order to get rid of the impurities in the water at Force, Pennsylvania, they tore up the railroad all the way from Brockway, Pennsylvania, to Angelica, New York.

It seems to me that is what is happening here in this bill. You are ripping out a Board and you are establishing some very far-reaching legislation. I think on this side of the House we would probably look with favor on many of the things you have brought out here this morning if you would amend existing legislation and not go in for ripping out the present Board, proceed by amendment rather than in the drastic way in which you are proceeding.

I believe that was the theory back of our going on record against these bills. It is not that we are not in sympathy with the spirit and some of the very fine things you have mentioned this moring. It is probably too bad to have your bills defeated if there is a great deal of merit in what you have said.

I am sorry I do not know more about these bills to intelligently debate them with you, but that was our general over-all opinion of the legislation.

By the way, Members of the House, the gentleman told me he did not want any sympathy votes on this bill, he wanted the bills to stand on their own two feet.

Mr. ANDREWS. I thank the gentleman for saying that. There were perhaps two or three Members on the other side of the House who might have felt, well, we will give Old Hi a couple votes for his no-good bills.

Vote for the measure on the basis of the measure and I will still consider you all my friends if you do that.

Mr. CHARLES C. SMITH. Mr. Speaker, this is one of those sympathetic hearts starting to beat. I would suggest, Mr. Speaker, rather than call this bill for a vote today, if the gentleman is really anxious about it he give us a complete brief so that we can again go to our caucus and probably after the discussion today there may be some people who feel the same way as he does. We did not thoroughly understand the bill originally. Rather than sacrifice them today, if time would not be the element—

Mr. ANDREWS. Time is not the element.

Mr. CHARLES C. SMITH. I would like to suggest, if it meets with your approval that we pass the bills over, you give us a personal brief on them, and we will again go to our caucus—it seems funny that we are fighting for you over here like this, but we would be perfectly willing to again take it up in our caucus and possibly there will be some votes after the discussion, because we did not understand the bills thoroughly in the caucus.

Mr. ANDREWS. Will you also have such technical amendments as you might desire to suggest other than the ripping out of the present board? The present civil service system has been going a long time and it has not given us as yet a properly classified list of technical and professional people, and has not managed to support them and recognize them. We are primarily interested in a setup which will guarantee tenure to competent technical professional employes.

Mr. CHARLES C. SMITH. Then I would suggest that

it might be wise to put the bills over and if this side of the House agrees, and I think they probably will, I will appoint an off-the-record committee of maybe two or three Members, some of our legal brains and some of our lay brains on this side of the House to look the bill over and maybe suggest some amendments. Maybe we can put the bill through, or kill it really dead.

Mr. ANDREWS. I thank the gentleman and I will be very glad to cooperate along that line.

Mr. TOMPKINS. Mr. Speaker, in view of a statement the gentleman from Cambria made in the interrogation by the gentleman from McKean, Mr. Johnson, and in view of the possibility that these bills are going to be put into a subcommittee to be given further study, I would like to interrogate the gentleman from Cambria on one point, if I may?

The SPEAKER pro tempore. Will the gentleman permit himself to be interrogated?

Mr. ANDREWS. The gentleman will proceed. If it is within the province of my information, I shall be glad to reply.

Mr. TOMPKINS. Mr. Speaker, I would like to know whether these bills would in any manner touch any of those people who are under the jurisdiction of, or receive their money from or are paid from Federal funds? In other words, what I am getting at is this, will this touch any of the people who are under so-called civil service?

Mr. ANDREWS. It is my understanding that you cannot change the status of the employes who are paid in whole or in part from Federal funds and that those employes are not within the scope of this bill.

Mr. TOMPKINS. This bill would not touch those particular employes?

Mr. ANDREWS. That is my understanding.

Mr. TOMPKINS. I thank the gentleman very much, and I hope some day Pennsylvania may recoup its own jurisdiction over its own people.

Mr. ANDREWS. I would be glad to assist you.

The SPEAKER pro tempore. The Chair would suggest that the gentleman from Cambria move to place this bill on the final passage postponed calendar.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. ANDREWS. Mr. Speaker, I move that this bill be placed on the final postponed calendar.

The motion was agreed to.

BILL PASSED OVER

There being no objection

House Bill No. 1098, Printer's No. 1620

was passed over at the request of Mr. ANDREWS.

STUDENTS OF MYERSTOWN HIGH SCHOOL WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House seventy seniors from the Myerstown High School, who are here under the supervision of Harvey L. Nitrauer, Supervising Principal, Frederick W. Lantz, Guidance Director, and Dwight C. Fake, Social Studies Department. They are the guests of the gentlemen from Lebanon County, Messrs. Light and Ehrgood.

FORMER MEMBER WELCOMED

The SPEAKER pro tempore. The Chair is pleased t note the presence in the House today of a former Membe of this House from Blair County, Mr. D. Raymond Sollen berger.

The SPEAKER pro tempore. The Chair will now retur the gavel to the Speaker of the House.

The SPEAKER (Hiram G. Andrews) IN THE CHAI

The SPEAKER. The Chair thanks the gentleman fro Berks for presiding.

The Chair was in error on one of the replies to the in quiries addressed to him. The Federal Government re quires some sort of an approved merit rating.The Federa Government could accept under this setup, if it were s disposed, the qualifications of the proposed personne board. It would be up to the Federal Government whethe it did or did not recognize the standards set by the pro posed personnel board.

QUESTION OF INFORMATION

Mr. VARNER. I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. VARNER. I would like to ask the Majority Leade or someone on the other side, if we propose to adjour finally on Friday, April 13, 1956?

The SPEAKER. Will the Majority Leader permit him self to be interrogated?

Mr. READINGER. Mr. Speaker, I shall.

The SPEAKER. The Majority Leader has heard th gentleman's question and the Chair awaits with consider able interest the Majority Leader's reply.

Mr. VARNER. Mr. Speaker, I might say that this is n a lawyer's question.

Mr. READINGER. Mr. Speaker, I agree with the gentle man. No lawyer could conceive such a diabolical questio as that one.

I should, Mr. Speaker, inquire before answering th gentleman whether I am entitled to immunity or wheth any answer I give will be held against me or might ten to incriminate me?

Mr. VARNER. I will give the gentleman immunity. personally do not have an opponent, but some of the men are anxious to get out into the hustings and on th stump and they are anxious to know whether they ar going to be kept here after April 13th.

I might add, too, if I can put this in a statement, that recently as this afternoon I read about some very impo tant administration bills being introduced at this late dat and I know they are absolutely necessary. I have the fee ing they may hold us here until after April 13th and th is the reason I have asked this question.

Mr. READINGER. Mr. Speaker, I would answer th gentleman's question by stating that right up to the pre ent moment we have been hpoing we could adjourn th session finally by April 14th. Those hopes are still existence and I cannot give the gentleman a definite, fir answer at this time.

As things are developing it will probably be possib by Friday of this week to make a definite determinati as to whether final adjournment can be achieved by th 14th.

I would like to assure the gentleman that if we cann

complete this session's business by the 14th it is the present intention of the leadership on this side of the House not to call the Members back to a session next week, but to hold a token session and, in effect, go into recess until after April 24th.

I say we are still hoping we can clean up our business finally by the 14th, but that cannot be determined at the moment. We think by Friday of this week we will know.

Mr. VARNER. We will look forward to Friday with a great deal of interest as the day of deliverance.

Mr. READINGER. I might say, in addition to the answer given so far, that as soon as the determination is made telegrams or letters will be sent promptly to all Members of the House so that if it is not necessary for them to be here next week they will know that before the end of this week, or by Sunday at the latest.

Mr. MOSCRIP. I ask permission to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. MOSCRIP. Without being facetious, Mr. Speaker, I would ask the Majority Leader if he can give us any information as to how long we will be here this week?

Mr. READINGER. As announced previously, we are going to have three working days and that includes tomorrow, Thursday, April 5th.

Mr. MOSCRIP. I would ask further, does the Majority Leader have any approximate idea as to what time tomorrow we might be through?

Mr. READINGER. My best guess would be 4:00 o'clock p. m.

Mr. MOSCRIP. I thank the gentleman, Mr. Speaker.

Mr. READINGER. Provided the gentlemen get in a little earlier tomorrow. We have been calling these sessions at 10:00 o'clock in the morning for the purpose of giving us ample time to dispose of a lot of work, but it seems as though the Members do not get here until about 10:30 o'clock. We would appreciate your prompt attendance tomorrow morning.

PERMISSION TO ADDRESS HOUSE

Mr. MOSCRIP asked and obtained unanimous consent to address the House.

Mr. Speaker, for the information of the Majority Leader, I was in the House chamber this morning at 9:10 o'clock. On Monday I left my office at noon to drive down here so I would be sure I would be here at 10:00 o'clock Tuesday morning. At 11:45 o'clock I was advised we would go into caucus, and that was the extent of the business up until that moment.

Mr. READINGER. I hope the gentleman is elected Majority Floor Leader some day.

RECESS

The SPEAKER. At the request of the Majority and Minority Floor Leaders, if there is no objection, the Chair will now declare a recess for one hour. The Chair hears none. Will the Members return promptly at the end of the hour.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 35

Mr. POLEN. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 35.

The SPEAKER. The report will lie over for printing under the Rules.

REPORTS FROM COMMITTEE

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 986, entitled:

An Act amending the act of July 20, 1953 (P. L. 550) entitled "An act providing for and regulating the annexation of parts of a second class township to boroughs cities and townships" fixing the time when annexation takes effect and further providing for the payment of costs

Mr. NEEDHAM from the Committee on Cities—Counties Second and Second Class A, reported as committed, Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A

Mr. TOLL from the Committee on Judiciary, re-reported as amended, Senate Bill No. 1002, entitled:

An Act amending the act of January 8, 1952 (P. L. 1851) entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto" regulating bail for persons charged with commission of sex crimes

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1057, entitled:

An Act amending the "Flood Control Law" of August 7, 1936 * * *, authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly

Mr. READINGER from the Committee on Rules, reported as committed, House Resolution No. 166.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 986, entitled:

An Act amending the act of July 20 1953 (P. L. 550) entitled "An act provided for and regulating the annexation of parts of a second class township to boroughs cities and townships" fixing the time when annexation takes effect and further providing for the payment of costs

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 999, entitled:

An Act amending the act of May 20 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1057, entitled:

An Act amending the "Flood Control Law" of August 7 1936***, authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. MIHM asked and obtained permission for the Committee on Cities—Counties—Second and Second Class A to meet during the session of the House.

Mr. POLASKI asked and obtained permission for the Committee on State Government to meet during the session of the House.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection,
Senate Bill No. 209, Printer's No. 610,
was passed over at the request of Mr. READINGER.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 335, entitled:

An Act amending the act of June 22, 1937 (P. L. 1987), entitled as amended "An act to preserve and improve the purity of the waters of the Commonwealth for the protection of public health, animal and aquatic life, and for industrial consumption, and recreation; empowering and directing the creation of indebtedness or the issuing of non-debt revenue bonds by political subdivisions to provide works to abate pollution; providing protection of water supply; providing for the jurisdiction of courts in the enforcement thereof; requiring the approval of the Attorney General for prosecutions thereunder; providing additional remedies for abating pollution of waters; imposing certain penalties; and repealing certain acts; authorizing the acquisition by purchases or condemnation, or otherwise, of easements and rights of ways; the acquisition or construction of pipes, conduits, drains or tunnels by the Sanitary Water Board; and providing for payment of the costs thereof by the Commonwealth; authorizing the Sanitary Water Board to establish standards of purity and to determine the time for compliance with certain provisions of the act in certain cases and making it unlawful to open, reopen or continue operation of any coal mine, or to change any approved drainage or disposal plan without prior approval by the Sanitary Water Board," authorizing certain corporations to acquire interests in land by eminent domain.

On the question,
Will the House agree to the bill on third reading?

Mr. MOSCRIP. Mr. Speaker, it is not of particular concern to me, but I understood some of the Members on this side were going to vote against this bill. Whether there will be enough to upset it on a consent basis, I do not know.

The SPEAKER. It is the opinion of the Chair that unless the Floor Leaders have agreed no bills will be taken up while the Committees are absent from the floor.

There was plenty of time for Committees to have met prior to this time. I should object, if I were a Member, to business in which I was interested being conducted while I was absent in a committe meeting.

Mr. READINGER. Mr. Speaker, I then suggest that the House be at ease for a few minutes while these committees are out.

BILL PASSED OVER

There being no objection
Senate Bill No. 335, Printer's No. 425
was passed over at the request of the SPEAKER.

The SPEAKER. The Chair would like to inquire of the Majority Leader whether the amendments to be offered to House Bill 1948, page 11 of the calendar, are or are not controversial?

Mr. READINGER. I understand they are not, Mr. Speaker. They are now available.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 1948, entitled:

An Act amending the act of May 1 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" authorizing the reconveyance or disposition of real property acquired for certain designated purpose

On the question,
Will the House agree to the bill on third reading?

Mrs. REIBMAN. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 1 (Sec. 701), page 2, line 13, by inserting after "supervisors" with the prior approval of the court of quarter sessions

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the bill on third reading as amended?
It was agred to.
Ordered, that the bill as amended lie over for printing.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 209, entitled:

An Act amending the act of May 1 1929 (P. L. 905)

entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" providing for an annual registration fee for issuance of special registration plates to certain persons.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, as I understand this bill, it provides for the payment of a five dollar additional fee for issuing a special registration plate to a person who might request one.

I do not like the bill. I think the Department can do as it is doing now, give a person a particular number if it happens to be available. I think that is the system that should be used.

I am opposed to the idea of somebody being able to get some plate earmarked for himself by sending in five dollars and completely excluding somebody else from getting that plate if he does not happen to be able to afford the additional five dollars. I thing it is wrong in principle. I see nothing wrong with giving John Smith a particular number, if that number is available to be given to him and he applies for it before somebody else does. But this bill smacks of personal privilege to too great an extent for me to swallow. I am going to vote against it.

Mr. BANKER. Mr. Speaker, this bill is a similar bill to one I was going to have drawn during the last session. I went over to the Department of Revenue, the Motor Vehicle Bureau, and was advised there that such a bill would create more havoc than could ever be gotten around. I was asked, please, not to put such a bill in, I complied with their wishes.

I do not think this is a good bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—10

Cianfrani,	Guss,	McCormack,	Whitenight,
Frank,	Haudenshield,	Price,	
Goldstein,	Jones, T. H. W.,	Strausser,	

NAYS—188

Agnew,	Frost,	Maxwell,	Rudisill,
Amarando,	Gaffney,	McCann,	Sarraf,
Anderson, M. S.,	Garlock,	McGee,	Scarcelli,
Anderson, S. A.,	Gelfand.	McInroy,	Schuster,
Ashton,	George,	McKeever,	Sherman,
Auker,	Gibb,	McLaughlin,	Sigman,
Banker,	Gibson,	Meholchick,	Smith, C. C.,
Barnatovich,	Gramlich,	Metz,	Smith, Wm. B.,
Bazin,	Greenwood,	Mihm,	Snider,
Bell,	Guthrie,	Mikula,	Stank,
Blair,	Hamilton, R. K.,	Miller,	Stebbins,
Boles,	Hass,	Mills,	Steckel,
Bonner,	Heavey,	Moody,	Stephens,
Boory,	Helm,	Monroe,	Stevenson,
Bower,	Henzel,	Moran,	Stone,
Branca,	Hewitt,	Moscrip,	Stoner,
Breisch,	Hocker,	Muldowney,	Stroup,
Brennan, A. P.,	Holt,	Mullen,	Swartz,
Brennan, J. J.,	Horst,	Munley,	Taylor,
Brenninger,	Houk,	Murphy,	Thomas,
Breth,	Isaacs,	Murray, H. P.,	Thompson,
Brown,	Jenkins,	Murray, J. J.,	Toll,
Bucchin,	Johnson,	Murray, P. G.,	Tompkins,
Bullen,	Jones, G. E.,	Musto,	Toomey,
Capano,	Jump,	Naugle,	Varallo,
Cioffi,	Kamyk,	Needham,	Varner,
Cochran,	Keller,	Ogilvie,	Vaughan,
Cooper,	Kent,	Olsen,	Verona,
Comer,	Kline,	O'Neil,	Wall,
Curwood,	Kolankiewicz,	Pacchioli,	Wallace,
Davis,	Kooker,	Parry,	Walsh,
Donahue,	Kornick,	Pashley,	Wargo,
Donaldson,	Kratz,	Paulhamus,	Waterhouse,
Dougherty,	Kromer,	Petrosky,	Weidner,
Down,	Lafore,	Pettigrew,	Welsh,
Ehrgood,	Leiby,	Polaski,	Wescott,
Eilberg,	Leonard,	Polen,	Wheeler,
Erb,	Leven,	Pomeroy,	Willaredt,
Eshleman,	Light,	Pursley,	Williams,
Ewing,	Limper,	Readinger,	Wilt,
Filo,	Lippincott,	Reibman,	Wood,
Fineman,	Lopresti,	Reidenbach,	Worley,
Flint,	Lovett,	Renwick,	Yetter,
Floyd,	Lutty,	Rigby,	Yetzer,
Flynn,	Magee,	Rovansek,	Young,
Foster,	Mahan,	Royer,	Ziegler,
Frascella,	Markley,	Rubin,	Andrews, Speaker

NOT VOTING—9

Adam,	Kehler,	Lawyer,	McWherter,
Connelly,	Knecht,	Leisey,	Rosen,
Farabaugh,			

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 335, entitled:

An Act amending the act of June 22 1937 (P. L. 1987) entitled as amended "An act to preserve and improve the purity of the waters of the Commonwealth for the protection of public health animal and aquatic life and for industrial consumption and recreation empowering and directing the creation of indebtedness or the issuing of non-debt revenue bonds by political subdivisions to provide works to abate pollution providing protection of water supply providing for the jurisdiction of courts in the enforcement thereof requiring the approval of the Attorney General for prosecution thereunder providing additional remedies for abating pollution of waters imposing certain penalties and repealing certain acts authorizing the acquisition by purchase or condemnation or otherwise of easements and right of ways the acquisition or construction of pipes conduits drains or tunnels by the Sanitary Water Board and providing for payment of the costs thereof by the Commonwealth authorizing the Sanitary Water Board to establish standards of purity and to determine the time for compliance with certain provisions of the act in certain cases and making it unlawful to open reopen or continue operation of any coal mine or to change any approved drainage or disposal plan without prior approval by the Senitary Water Board" authorizing certain corporations to acquire interests in land by eminent domain

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Agnew,	Frascella,	Mahan,	Sarraf,
Amarando,	Frost,	Markley,	Scarcelli,
Anderson, M. S.,	Gaffney,	Maxwell,	Schuster,
Anderson, S. A.,	Gelfand,	McCann,	Sherman,
Ashton,	George,	McCormack,	Sigman,
Auker,	Gibb,	McGee,	Smith, C. C.,
Banker,	Gibson,	McInroy,	Smith, Wm. B.,
Barnatovich,	Gramlich,	McKeever,	Snider,
Bazin,	Greenwood,	McLaughlin,	Stank,
Bell,	Guss,	Meholchick,	Stebbins,
Blair,	Guthrie,	Metz,	Steckel,
Boles,	Hamilton, R. K.,	Mihm,	Stevenson,
Bonner,	Hass,	Mikula,	Stone,
Boory,	Haudenshield,	Miller,	Stoner,
Bower,	Heavey,	Mills,	Strausser,
Branca,	Helm,	Monroe,	Stroup,
Breisch,	Henzel,	Moran,	Swartz,
Brennan, A. P.,	Hewitt,	Muldowney,	Taylor,
Brennan, J. J.,	Hocker,	Mullen,	Thomas,
Brenninger,	Holt,	Munley,	Thompson,
Breth,	Horst,	Murphy,	Toll,
Brown,	Houk,	Murray, H. P.,	Tompkins,
Bucchin,	Isaacs,	Murray, J. J.,	Toomey,
Bullen,	Jenkins,	Murray, P. G.,	Varallo,
Capano,	Johnson,	Musto,	Varner,
Cianfrani,	Jones, G. E.,	Naugle,	Vaughan,
Cioffi,	Jones, T. H. W.,	Needham,	Verona,
Cochran,	Jump,	Ogilvie,	Wall,
Cooper,	Kamyk,	Olsen,	Wallace,
Comer,	Keller,	Pacchioli,	Walsh,
Curwood,	Kent,	Parry,	Wargo,
Davis,	Kline,	Pashley,	Waterhouse,
Donahue,	Kolankiewicz,	Paulhamus,	Weidner,
Donaldson,	Kooker,	Petrosky,	Welsh,
Dougherty,	Kornick,	Pettigrew,	Wescott,
Down,	Kratz,	Polaski,	Wheeler,
Ehrgood,	Kromer,	Polen,	Whitenight,
Eilberg,	Lafore,	Pomeroy,	Willaredt,
Erb,	Leiby,	Price,	Williams,
Eshleman,	Leonard,	Pursley,	Wilt,
Ewing,	Leven,	Readinger,	Wood,
Filo,	Light,	Reidenbach,	Yetter,
Fineman,	Limper,	Renwick,	Yetzer,
Flint,	Lippincott,	Rigby,	Young,
Floyd,	Lopresti,	Rovansek,	Ziegler,
Flynn,	Lovett,	Royer,	Andrews,
Foster,	Lutty,	Rubin,	Speaker
		Rudisill,	

NAYS—10

Frank,	Magee,	O'Neil,	Stephens,
Garlock,	Moody,	Reibman,	Worley,
Goldstein,	Moscrip,		

NOT VOTING—9

Adam,	Kehler,	Lawyer,	McWherter,
Connelly,	Knecht,	Leisey,	Rosen,
Farabaugh,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 420, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act, conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making and appropriation and providing for refunds," providing additional enforcement procedures on traffic violations in first second and second class A cities.

And said bill having beed read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Agnew,	Gaffney,	McCann,	Rubin,
Amarando,	Garlock,	McCormack,	Rudisill,
Anderson, M. S.,	Gelfand,	McGee,	Sarraf,
Anderson, S. A.,	George,	McInroy,	Scarcelli,
Auker,	Gibson,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bazin,	Greenwood,	Meholchick,	Sigman,
Bell,	Guss,	Metz,	Smith, C. C.,
Blair,	Guthrie,	Mihm,	Smith, Wm. B.,
Boles,	Hamilton, R. K.,	Miller,	Snider,
Bonner,	Hass,	Mills,	Stank,
Boory,	Heavey,	Moody,	Stebbins,
Bower,	Helm,	Monroe,	Steckel,
Branca,	Henzel,	Moran,	Stephens,
Breisch,	Hewitt,	Moscrip,	Stevenson,
Brennan, A. P.,	Hocker,	Muldowney,	Stone,
Brennan, J. J.,	Holt,	Mullen,	Stoner,
Brenninger,	Horst,	Munley,	Strausser,
Breth,	Houk,	Murphy,	Stroup,
Bucchin,	Isaacs,	Murray, H. P.,	Swartz,
Bullen,	Jenkins,	Murray, J. J.,	Taylor,
Capano,	Johnson,	Murray, P. G.,	Thomas,
Cianfrani,	Jones, G. E.,	Musto,	Thompson,
Cioffi,	Jump,	Naugle,	Toll,
Cochran,	Kamyk,	Needham,	Tompkins,
Cooper,	Keller,	Ogilvie,	Toomey,
Comer,	Kent,	Olsen,	Varallo,
Curwood,	Kline,	O'Neil,	Varner,
Davis,	Kolankiewicz,	Pacchioli,	Verona,
Donahue,	Kooker,	Parry,	Wall,
Donaldson,	Kornick,	Pashley,	Wallace,
Dougherty,	Kratz,	Paulhamus,	Walsh,
Down,	Kromer,	Petrosky,	Wargo,
Ehrgood,	Leiby,	Pettigrew,	Waterhouse,
Eilberg,	Light,	Polaski,	Weidner,
Erb,	Leonard,	Polen,	Welsh,
Eshleman,	Leven,	Pomeroy,	Wescott,
Filo,	Limper,	Price,	Wheeler,
Fineman,	Lippincott,	Pursley,	Whitenight,
Flint,	Lopresti,	Readinger,	Williams,
Floyd,	Lovett,	Reibman,	Wood,
Flynn,	Lutty,	Reidenbach,	Yetter,
Foster,	Magee,	Renwick,	Yetzer,
Frank,	Mahan,	Rigby,	Young,
Frascella,	Markley,	Rovansek,	Ziegler,
Frost,	Maxwell,	Royer,	Andrews,
			Speaker

NAYS—14

Ashton,	Ewing,	Haudenshield,	Vaughan,
Banker,	Gibb,	Jones, T. H. W.,	Willaredt,
Brown,	Goldstein,	Lafore,	Wilt,
		Mikula,	Worley,

NOT VOTING—9

Adam,	Farabaugh,	Knecht,	Leisey,
Connelly,	Kehler,	Lawyer,	McWherter,
			Rosen,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 591, entitled:

An Act amending the act of May 1 1933 (P L 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" increasing the land area appurtenant to fire hydrants which may be taxed

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 600, entitled:

An Act to amend clause (2) of the second paragraph of section 493 as amended of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State Liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by permitting sales on credit of liquor malt or brewed beverages by railroad or pullman companies in dining club or buffet cars to passengers for consumption while enroute holding authorized credit cards issued by railroad or railroad credit bureaus.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. JOHNSON. Mr. Speaker, I just want to say something about this bill. As we understand it, it would permit on a railroad train liquor being paid for through a credit card or having a charge, which is the same privilege now enjoyed by hotels. I just want to inform the membership that that is what the real significance of the bill is. It is that the trains which, in effect, are doing a hotel service are asking for the same privilege which is now enjoyed by hotels.

On the question, recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—85

Amarando,	Erb,	Markley,	Pettigrew,
Anderson, M. S.,	Ewing,	McCormack,	Polaski,
Anderson, S. A.,	Flint,	McGee,	Pomeroy,
Auker,	Foster,	McKeever,	Price,
Banker,	Frost,	McLaughlin,	Readinger,
Boles,	Gaffney,	Meholchick,	Reidenbach,
Boory,	Goldstein,	Mihm,	Renwick,
Branca,	Henzel,	Miller,	Sigman,
Breisch,	Hewitt,	Moody,	Stank,
Brennan, A. P.,	Johnson,	Monroe,	Steckel,
Brennan, J. J.,	Jones, G. E.,	Moran,	Taylor,
Brenninger,	Jones, T. H. W.,	Mullen,	Thompson,
Bucchin,	Jump,	Munley,	Tompkins,
Cianfrani,	Keller,	Murray, H. P.,	Varallo,
Cioffi,	Kooker,	Murray, P. G.,	Vaughan,
Cochran,	Kratz,	Needham,	Wargo,
Cooper,	Kromer,	Ogilvie,	Weidner,
Comer,	Lafore,	Olsen,	Willaredt,
Dougherty,	Leonard,	Pacchioli,	Williams,
Ehrgood,	Lutty,	Pashley,	Yetter,
Eilberg,	Magee,	Petrosky,	Yetzer,
			Ziegler,

NAYS—86

Agnew,	Gramlich,	Lopresti,	Stebbins,
Ashton,	Greenwood,	Lovett,	Stephens,
Barnatovich,	Guss,	Mahan,	Stevenson,
Bazin,	Guthrie,	Maxwell,	Stone,
Bonner,	Hamilton, R. K.,	McInroy,	Stoner,
Bower,	Hass,	Mikula,	Strausser,
Brown,	Haudenshield,	Mills,	Stroup,
Curwood,	Heavey,	Moscrip,	Swartz,
Davis,	Helm,	Muldowney,	Thomas,
Donahue,	Hocker,	Murphy,	Toll,
Donaldson,	Holt,	Murray, J. J.,	Toomey,
Eshleman,	Houk,	Musto,	Varner,
Filo,	Isaacs,	O'Neil,	Wall,
Fineman,	Jenkins,	Paulhamus,	Walsh,
Frank,	Kamyk,	Reibman,	Welsh,
Frascella,	Kent,	Rovansek,	Wheeler,
Garlock,	Kline,	Royer,	Whitenight,
Gelfand,	Kornick,	Schuster,	Wilt,
George,	Leiby,	Sherman,	Wood,
Gibb,	Leven,	Smith, C. C.,	Worley,
Gibson,	Light,	Smith, Wm. B.,	Andrews,
	Limper,	Snider,	Speaker

NOT VOTING—36

Adam,	Floyd,	McCann,	Rubin,
Bell,	Flynn,	McWherter,	Rudisill,
Blair,	Horst,	Metz,	Sarraf,
Breth,	Kehler,	Naugle,	Scarcelli,
Bullen,	Knecht,	Parry,	Verona,
Capano,	Kolankiewicz,	Polen,	Wallace,
Connelly,	Lawyer,	Pursley,	Waterhouse,
Down,	Leisey,	Rigby,	Wescott,
Farabaugh,	Lippincott,	Rosen,	Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

PERMISSION TO ADDRESS HOUSE

Mr. HEWITT asked and obtained unanimous consent to address the House.

Mr. Speaker, you have been in the House a good many terms, as I have myself, and I do not think you ever saw as jittery a bunch of Members as we have at the present time. There is a reason for it.

There are over 200 men here running for office and the campaign is on. The men who are running against them in their various districts are taking advantage of the fact that they are down here fifteen months today and they are saying, "Why don't you put a man down there that will close that place up and get out of there?"

It is unfair to the men who are campaigning. Every week there are fellows off campaigning, not always the same ones, but they are taking advantage of the men who are coming down here. We are getting the worst of it because the fellows are staying away when they should be here.

Therefore, Mr. Speaker, I make a motion that when this House finishes today's work it take a recess until 1:00 o'clock p. m., April 30, 1956.

The SPEAKER. The Chair cannot entertain that as a motion. It must be presented in the form of a resolution. The Chair would like to say so that Members of the House running for renomination may be under no misapprehension, are they not legislative marathon champions, having participated without doubt in the longest session in the history of this Commonwealth or any other Commonwealth? They should have nothing to fear.

Mr. HEWITT. Mr. Speaker, I realize that my motion should have been put in the form of a joint resolution with the Senate to concur. But I have been wrong in this House since the 28th of March, 1955, and I have been wrong ever since. So I knew I would get in wrong.

The SPEAKER. The Chair takes the privilege of saying he sympathizes with the view expressed by the gentleman from Indiana. Perhaps events will work out a compromise somewhat resembling the thought he has in mind.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 790, entitled:

An Act to amend the act approved the twenty-eighth day of July one thousand nine hundred fifty-three (P. L. 723) entitled "An act relating to counties of the second class amending revising consolidating and changing the laws relating thereto" by authorizing collection of data concerning deceased veterans of armed conflicts and authorizing the erection of monuments to veterans of armed conflcts

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—198

Agnew,	Gaffney,	Markley,	Rudisill,
Amarando,	Garlock,	Maxwell,	Sarraf,
Anderson, M. S.,	Gelfand,	McCann,	Scarcelli,
Anderson, S. A.,	George,	McCormack,	Schuster,
Ashton,	Gibb,	McGee,	Sherman,
Auker,	Gibson,	McInroy,	Sigman,
Banker,	Goldstein,	McKeever,	Smith, C. C.,
Barnatovich,	Gramlich,	McLaughlin,	Smith, Wm. B.,
Bazin,	Greenwood,	Meholchick,	Snider,
Bell,	Guss,	Metz,	Stank,
Blair,	Guthrie,	Mihm,	Stebbins,
Boies,	Hamilton, R. K.,	Mikula,	Steckel,
Bonner,	Hass,	Miller,	Stephens,
Boory,	Haudenshield,	Mills,	Stevenson,
Bower,	Heavey,	Monroe,	Stone,
Branca,	Helm,	Moody,	Stoner,
Breisch,	Henzel,	Moran,	Strausser,
Brennan, A. P.,	Hewitt,	Moscrip,	Stroup,
Brennan, J. J.,	Hocker,	Muldowney,	Swarts,
Brenninger,	Holt,	Mullen,	Taylor,
Breth,	Houk,	Munley,	Thomas,
Brown,	Horst,	Murphy,	Thompson,
Bucchin,	Isaacs,	Murray, H. P.,	Toll,
Bullen,	Jenkins,	Murray, J. J.,	Tompkins,
Capano,	Johnson,	Murray, P. G.,	Toomey,
Cianfrani,	Jones, G. E.,	Musto,	Varallo,
Cioffi,	Jones, T. H. W.,	Naugle,	Varner,
Cochran,	Jump,	Needham,	Vaughan,
Comer,	Kamyk,	Ogilvie,	Verona,
Cooper,	Keller,	Olsen,	Wall,
Curwood,	Kent,	O'Neil,	Wallace,
Davis,	Kline,	Pacchioli,	Walsh,
Donahue,	Kolankiewicz,	Parry,	Wargo,
Donaldson,	Kooker,	Pashley,	Waterhouse,
Dougherty,	Kornick,	Paulhamus,	Weidner,
Down,	Kratz,	Petrosky,	Welsh,
Ehrgood,	Kromer,	Pettigrew,	Wescott,
Eilberg,	Lafore,	Polaski,	Wheeler,
Erb,	Leiby,	Polen,	Whitenight,
Eshleman,	Leonard,	Pomeroy,	Willaredt,
Ewing,	Leven,	Price,	Williams,
Filo,	Light,	Pursley,	Wilt,
Fineman,	Limper,	Readinger,	Wood,
Flint,	Lippincott,	Reibman,	Worley,
Floyd,	Lopresti,	Reidenbach,	Yetter,
Flynn,	Lovett,	Renwick,	Yetzer,
Foster,	Lutty,	Rigby,	Young,
Frank,	Magee,	Rovansek,	Ziegler,
Frascella,	Mahan,	Royer,	Andrews, Speaker
Frost,		Rubin,	

NAYS—0

NOT VOTING—9

Adam,	Farabaugh,	Knecht,	Leisey,
Connelly,	Kehler,	Lawyer,	McWherter,
			Rosen,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 833, entitled:

An Act amending the act of May 1 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" authorizing townships to improve public streets or roads without petition and collect the costs thereof from owners of abutting properties

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. HOCKER. Mr. Speaker, I do not want to prolong this thing, but I think there are people opposed to this bill. It is highly controversial. I think there should be a slow roll call.

The SPEAKER. Simply the request of the gentleman that there be a roll call is sufficient to determine the action of the House.

Mr. HOCKER. I ask that only those answering be recorded.

On the question, recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—85

Agnew,	Erb,	Lutty,	Reibman,
Amarando,	Eshleman,	Maxwell,	Reidenbach,
Anderson, S. A.,	Filo,	McCormack,	Rubin,
Barnatovich,	Flint,	McGee,	Scarcelli,
Bazin,	Frank,	McKeever,	Sherman,
Boies,	Frascella,	McLaughlin,	Sigman,

Boory,	Gaffney,	Meholchick,	Smith, Wm. B.,
Bower,	Gelfand,	Mills,	Stank,
Branca,	Gibb,	Monroe,	Stebbins,
Brennan, A. P.,	Goldstein,	Moran,	Stone,
Brenninger,	Hamilton, R. K.,	Muldowney,	Swartz,
Bucchin,	Hass,	Mullen,	Taylor,
Cianfrani,	Heavey,	Murray, H. P.,	Thompson,
Cioffi,	Henzel,	Musto,	Toll,
Comer,	Jump,	Needham,	Wargo,
Cooper,	Kamyk,	Olsen,	Willaredt,
Donahue,	Kratz,	Pacchioli,	Williams,
Donaldson,	Lafore,	Pashley,	Wilt,
Dougherty,	Leonard,	Paulhamus,	Yetter,
Ehrgood,	Leven,	Petrosky,	Yetzer,
Eilberg,	Limper,	Pomeroy,	Andrews,
		Readinger,	Speaker

NAYS—86

Ashton,	Guthrie,	Magee,	Smith, C. C.,
Auker,	Haudenshield,	Mahan,	Snider,
Banker,	Helm,	Markley,	Steckel,
Bell,	Hewitt,	McInroy,	Stephens,
Bonner,	Hocker,	Metz,	Stevenson,
Breisch,	Holt,	Miller,	Stoner,
Brown,	Horst,	Moody,	Strausser,
Bullen,	Houk,	Moscrip,	Stroup,
Cochran,	Isaacs,	Murphy,	Thomas,
Curwood,	Jenkins,	Murray, J. J.,	Tompkins,
Davis,	Johnson,	Murray, P. G.,	Toomey,
Ewing,	Jones, G. E.,	Naugle,	Varallo,
Fineman,	Jones, T. H. W.,	Ogilvie,	Varner,
Floyd,	Keller,	O'Neil,	Vaughan,
Foster,	Kent,	Pettigrew,	Wall,
Frost,	Kline,	Polaski,	Walsh,
Garlock,	Kooker,	Price,	Weidner,
George,	Kornick,	Pursley,	Welsh,
Gibson,	Leiby,	Renwick,	Whitenight,
Gramlich,	Light,	Rovansek,	Wood,
Guss,	Lovett,	Royer,	Worley,
		Schuster,	Ziegler,

NOT VOTING—36

Adam,	Flynn,	Lopresti,	Rosen,
Anderson, M. S.	Greenwood,	McCann,	Rudisill,
Blair,	Kehler,	McWherter,	Sarraf,
Brennan, J. J.,	Knecht,	Mihm,	Verona,
Breth,	Kolankiewicz,	Mikula,	Wallace,
Capano,	Kromer,	Munley,	Waterhouse,
Connelly,	Lawyer,	Parry,	Wescott,
Down,	Leisey,	Polen,	Wheeler,
Farabaugh,	Lippincott,	Rigby,	Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS PASSED OVER

The SPEAKER. If there is no objection, all the remaining Senate bills on the third reading calendar will be passed over. The Chair hears none.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 794

Mr. STANK. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 794.

The SPEAKER. The report will lie over for printing under the Rules.

The SPEAKER. The Chair requests the gentleman from Cambria, Mr. Lopresti, to preside temporarily.

Mr. LOPRESTI IN THE CHAIR.

RESOLUTION

RECALLING HOUSE BILL No. 929 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read considered and adopted as follows:

In the House of Representatives, April 4, 1956.

Resolved (if the Senate concur), that House Bill No. 929, Printer's No. 876, entitled "An act amending the act of July 20 1917 (P. L. 1158) entitled 'An act to fix regulate and establish the fees to be charged and recived by constables in this Commonwealth' increasing mileage," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1774, entitled:

An Act amending the act of May 20 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" extending the time for claiming credit for service with a school district of the first class and increasing the time of service which may be claimed.

On the question,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. TOLL. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. WELSH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Toll vote on the third reading.

Mr. TOLL. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Welsh vote on the third reading of this bill?

Mr. WELSH. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. TOLL. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 1 (Sec. 11), page 3, line 12, by inserting brackets before and after "ten" and inserting immediately thereafter "twelve."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 217, entitled:

An Act amending the act of April fourteen one thousand eight hundred sixty-eight (P. L. 1083) entitled "A supplement to an act entitled 'An act appropriating ground for public purposes in the city of Philadelphia approved the twenty-sixth day of March Anno Domini one thousand eight hundred and sixty-seven" permitting sale of liquor in a restaurant in Fairmount Park.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCORMACK. I feel as though there might be a little bit of controversy attached to this bill and for that reason I would like to explain it briefly.

It is an amendment to the Fairmount Park Act and it would permit the sale of intoxicating liquors in a restaurant in Fairmount Park.

Considering this out of context, it is a little difficult to understand just the reason behind the bill. The reason is this, in Fairmount Park today there is a first-class restaurant being operated. It is operated on a very high plane by the Fairmount Park Commission and immediately adjacent to the restaurant is the Theater In The Park, a theater that has legitimate shows and which in the past two years has been built up considerably.

It is the feeling of the Fairmount Park Commissioners, and more particularly the Vice President, Mr. John B. Kelly—whose daughter you may have read about in the papers recently—that it would be desirable for the people wanting to attend the show to have dinner prior thereto in the restaurant and perhaps have a cocktail.

This bill would enable that to be done, but I want to point out the express amendment says, it shall be subject to the present provisions of the Liquor Control Act, so that no new license would be granted by the Liquor Control Board. If this bill is passed the Fairmount Park Commission will advertise for bids and they will award the concession to the highest bidder, but the liquor license which would be used in the restaurant would have to be an existing license. This would not create a new license.

I submit that all of the irrelevancies that have been bandied about concerning this bill, the possibility of drunks congesting the park and drunken drivers traveling throughout the area of the park, are just simply not correct. This bill will not do that, nor is it intended to do that. The Fairmount Park Commission without any question consists of prominent members of the community who operate the Commission without regard to politics or partisanship.

I think because of the simplicity of the bill and the fact that it would only apply to one restaurant within Fairmount Park as I said this is a high class restaurant, it would not permit the sale of liquor, package sales, the liquor would have to be consumed at a table within the restaurant. It is intended primarily and solely to serve those people who are contemplating attending the theatre adjacent to the restaurant, and for no other people.

I therefore ask for you to vote in favor of the bill.

Mr. POMEROY. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. McCormack.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. McCormack, permit himself to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. POMEROY. Mr. Speaker, does this bill have any further backing from the Fairmount Park Commission other than Mr. John B. Kelly?

Mr. McCORMACK. I do not know whether it would be fair to say that it has the backing, but I have never heard to the contrary. Inasmuch as Mr. Kelly, who is a Vice President, was apparently acting in his official capacity, I assumed the Commission was in accord with his thinking. I do not know anything to the contrary.

Mr. POMEROY. Mr. Speaker, I believe there are some fourteen members of that Board, a large number of whom I might say are Republicans, and I have not heard that they are in favor of this bill.

May I further interrogate the gentleman and ask, is it not true that under the liquor regulations today, the package regulations, persons could go into this restaurant and buy twelve bottles of beer and take them from the premises and drink them elsewhere?

Mr. McCORMACK. Mr. Speaker, under the Liquor Control Code I believe the gentleman is correct. But I pointed out, Mr. Speaker, that the intent of this bill is specifically to permit the sale of a cocktail prior to people going to the theater adjacent thereto. Under the Liquor Control Code certainly people could walk into the restaurant and make a purchase of a few quarts of beer. That is absolutely correct.

Mr. POMEROY. May I further interrogate the gentleman and ask him if this would not open the entire Fairmount Park to other specific restaurants which might be favored by, say, powerful personages on the Fairmount Park Commission by introducing such a bill as Mr. Kelly, for whom I have great respect?

Mr. McCORMACK. Mr. Speaker, the intent of this bill is for the specific purpose of having liquor sold at the Belmont Mansion Restaurant. The original amendment I introduced mentioned the Belmont Mansion Restaurant, but because of constitutional objections to the naming of a specific restaurant it was deemed advisable by the Attorney General for the Liquor Control Board and other constitutional lawyers that it be stricken. So on their advice I struck it out and just made it a restaurant within the park, but it is the intention—

Mr. POMEROY. May I further ask one final question? Would this bill not open Fairmount Park to the entire quota system?

Mr. McCORMACK. No, definitely it would not, Mr. Speaker. The reason I say that is the language of this proposed amendment which, if you will indulge me, I will read:

> "That intoxicating liquors may be sold for consumption on the premises only in a restaurant located in the park when a license therefor is issued by the Pennsylvania Liquor Control Board such license shall be subject to the quota provisions of the Pennsylvania Liquor Code."

I added that as a safeguard, also because there was some question that it might open the quota provisions and it was not the intention that the quota provision be opened. I merely added that language as a safeguard.

Mr. POMEROY. If such property, Mr. Speaker, was sold,

as has been true in the past, to private individuals, this would open it to the quota system, is that correct?

Mr. McCORMACK. I am sorry, Mr. Speaker, I did not get that question. Would the gentleman mind repeating it?

Mr. POMEROY. Recently, in the last few years, we have had property that the Fairmount Park Commission sold to private individuals. If such should occur again, would that open it to the quota system? I am referring to the sale of land to Mr. Greenfield in Fairmount Park.

Mr. McCORMACK. I am sorry, I am not at all familiar with that, Mr. Speaker, but I do not understand how this bill would affect anything like that.

Mr. POMEROY. I thank the gentleman.

Mr. McCORMACK. Just a moment, Mr. Speaker, may I . . .

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Pomeroy, yield to the gentleman from Philadelphia?

Mr. POMEROY. I shall sir.

Mr. McCORMACK. It was just brought to my attention, Mr. Speaker, that the gentleman was perhaps referring to the sale of Woodside Park, is that correct?

Mr. POMEROY. No, sir, I was not.

Mr. McCORMACK. That is all.

Mr. POMEROY. Mr. Speaker, the gentleman from Philadelphia has admitted, if this bill were passed, under the Pennsylvania Liquor Control Act it would entitle people to go into this restaurant and purchase beer and take it outside for consumption elsewhere.

Secondly, it is also stated that whereas this bill is specifically directed at one particular restaurant to serve liquor, it could be extended to other restaurants if it was so desired at that time.

I would like to assure this House, and particularly the Members on the Republican side, that all of my constituents to whom I have spoken throughout Philadelphia, and particularly in areas bordering on Fairmount Park, are strongly opposed to this bill.

Therefore, I ask both sides of this House to vote down this bill.

Mr. McCORMACK. Mr. Speaker, I would like, if I may at this time, to correct one answer I made to the gentleman from Philadelphia with respect to people going into the restaurant if a license were granted, and purchasing bottles of beer and taking them off the premises. The amendment specifically says it is only for consumption on the premises.

Mr. STROUP. Mr. Speaker, I have listened with interest to the debate on this bill and I am impressed with the fact that if we vote for it we are voting for a special piece of legislation for a particular restaurant in a particular spot. I doubt very much whether we could escape the onus and the burden of the fact that it is that type of legislation.

I do not believe as a matter of principle alone that we should lend ourselves to voting for legislation designed for a particular restaurant in a particular place in the Commonwealth.

Mr. LOVETT. I wish to interrogate the gentleman from Philadelphia, Mr. McCormack.

The SPEAKER pro tempore. Will the Gentleman from Philadelphia, Mr. McMormack, permit himself to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. LOVETT. Mr. McCormack, how big is Fairmount Park?

Mr. McCORMACK. Fairmount Park is several thousand acres. That is the closest I can estimate now.

Mr. LOVETT. Does the gentleman have any idea what the population at any given time is in Fairmount Park?

Mr. McCORMACK. The population?

Mr. LOVETT. That is right.

Mr. McCORMACK. Well, it is a park and there is no population to—

Mr. LOVETT. May I ask, does the gentleman have an idea of the number of people that would be in Fairmount Park at any given time?

Mr. McCORMACK. You mean people that use the park for purposes other than eating and attending the theater?

Mr. LOVETT. Correct.

Mr. McCORMACK. Fairmount Park is a great park, it is one of the largest public parks in the country, and I would say that literally hundreds of thousands of people in the course of a year use its facilities.

Mr. LOVETT. Mr. Speaker, I was only asking at a given time, some day, or some holiday, the population or the number of people that would be congregated in Fairmount Park?

Mr. McCORMACK. Offhand, other than a national holiday, I would say there were several hundred, at least.

Mr. LOVETT. Mr. Speaker, may I ask the gentleman who will operate this restaurant?

Mr. McCORMACK. As I pointed out, Mr. Speaker, if this bill is passed, it is the intention of the Fairmount Park Commission to advertise and award the concession to the highest competitive bidder. There will be a stipulation in the advertisement that there must be Union help employed.

Mr. LOVETT. I am very much for that.

I would further ask the gentleman if he thinks this particular restaurant would have a monopoly?

Mr. McCORMACK. Of necessity, Mr. Speaker, there would be a monopoly because this bill only provides for a license in one restaurant. Of course, when you consider that it will be awarded to the highest competitive bidder, then of course, the adverse effects of the monopoly would not come into play. I think if it were just an arbitrary award on a political basis, or a friendship basis, then it would be quite a legitimate objection. But since the Fairmount Park Commission through Mr. Kelly has told me they would advertise and award to the highest competitive bidder, I think that is certain.

Mr. LOVETT. Are people allowed to take beer and whiskey into Fairmount Park?

Mr. McCORMACK. Yes, sir, they are, and they do.

I am also informed that at the present time when people go to this particular restaurant it is not unusual for them to bring their own refreshments with them, although I do not have firsthand knowledge of that. I have been so informed.

Mr. LOVETT. There would be no question in your mind that the Park Commission at a later date might forbid the bringing into Fairmount Park of liquor or beer?

Mr. McCORMACK. If this bill were passed?

Mr. LOVETT. If this bill were passed?

Mr. McCORMACK. No, this would only apply to that one situation. I think any fears to the contrary are groundless. It just cannot happen under this bill.

Mr. LOVETT. Mr. Speaker, the question I asked is: the

Commissioners, or whoever is in charge of Fairmount Park, could at any time rule that you could not bring beer or liquor on your person into Fairmount Park other than that which you bought within this restaurant, is that correct?

Mr. McCORMACK. I am terribly sorry, Mr. Speaker, I did not hear the first part of the gentleman's question.

Mr. LOVETT. The first part of the question was, at the present time if the Commissioners, or whoever is in charge of Fairmount Park, wanted to make a ruling that you could not bring beer or liquor on your person into Fairmount Park for consumption therein, they could so do? Would that be possible at this present day, or would it be possible if this restaurant were established?

Mr. McCORMACK. This is only an off-the-cuff opinion, Mr. Speaker, but it seems to me they could well have a regulation, if they do not have it at the present time, that would prohibit the bringing of any intoxicating liquors into Fairmount Park. Is that what you mean?

Mr. LOVETT. That is what I mean.

Mr. McCORMACK. I would not be surprised if they have such a regulation now. I do not know, but they could do that, I would say.

Mr. LOVETT. Then this definitely would be a monopoly for this one particular restaurant in Fairmount Park?

Mr. McCORMACK. There is no question about it, the bill itself only requires that one restaurant be allowed to sell liquor or use liquor. Now, that itself is a monopoly.

Mr. LOVETT. But it would be a greater monopoly if the Commission ruled that you could no longer bring beer or liquor into Fairmount Park?

Mr. McCORMACK. That is so, but you just cannot appreciate the picture, Mr. Speaker, unless you are acquainted with the physical surroundings. This is not a—and I say this without any fear of contradiction—scheme or a device to enrich anybody. It is for the perfectly legitimate purpose of allowing people who come to have a meal in the restaurant to have a drink before going to the theater. That is the only purpose.

Mr. HEAVEY. Mr. Speaker, I would like to inform this House of what I think is one of Mr. McCormack's main points, the idea of giving a cocktail at the tent summer theater in Fairmount Park.

I have been a neighbor of Fairmount Park for fifty-six years. I have walked every inch of it. I am amazed at Mr. Kelly's attitude in this case because this is one of his pet projects in the park.

To my mind, they do not need liquor in this tent theater in any way, shape or form because the theater was appropriated $60,000 by the city to start it off. Every year—I think it is in its third or fourth year now—it has played for eleven weeks to capacity audiences, six nights a week and Wednesday and Saturday matinees. It has brought in a profit of around $11,000 each year.

I am amazed at Mr. Kelly trying to bring liquor into the picture. I do not see where it is necessary in any way, shape or form in connection with this tent theater.

Mr. BAZIN. Mr. Speaker, I would like to interrogate Mr. McCormack for one minute, please.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. McCormack, permit himself to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. BAZIN. Mr. Speaker, I believe I heard the gentleman say this would allow only one licensee in Fairmount Park, is that correct?

Mr. McCORMACK. That is correct.

Mr. BAZIN. Where in the bill does it say only one? It says, "only in a restaurant," and I am sure after the Playhouse In The Park picks up a license there is no reason why the Robin Hood Dell should not get a license, because they cater to the same type of people and they are among the finest in Philadelphia, there is no doubt about it.

Mr. McCORMACK. Are you interrogating me or making a speech?

Mr. BAZIN. I would like to know whether or not it would keep this down to one restaurant?

Mr. McCORMACK. Well, my interpretation of the language of this bill is that it may be sold for consumption "in a restaurant located in the park." You cannot get the language any finer than that. The only thing you can do is to indicate on the floor of the House in debate, and I as a sponsor of the bill am intending to do so, that it is the intent and the sense of this House, if the bill is passed, that it is to apply to only one restaurant in that park.

If the act is passed and a license granted, the privilege should be given to no other restaurant. That is the finest that we can get the language down, in my opinion.

Mr. BAZIN. I thank gentleman. I would like to make one statement about the location and the surrounding area of this particular restaurant.

It is known as Belmont Plateau and it is adjacent to a district which I represent. There are a great many picnics held out there every day in the week during the summer. It caters to a great many young children.

Also, another problem may arise here that has to do with our Boy Scout activities. The Belmont Plateau is used throughout the warmer weather for overnight camping by the Boy Scouts in the Philadelphia area. What may happen with a gentleman who has a few under his belt, more than he can handle, is just something you will have to leave to your imagination.

I, therefore, oppose this bill.

On the question, recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

A verification of the roll was requested by Mr. McCORMACK, Mrs. PASHLEY and Mr. FLOYD.

The affirmative roll was verified.

Mr. McCORMACK withdrew his request for a verification.

YEAS—45

Amarando,	Gaffney,	Muldowney,	Reidenbach,
Anderson, M. S.,	Holt,	Mullen,	Renwick,
Anderson, S. A.,	Kolankiewicz,	Munley,	Rubin,
Boles,	Leven,	Musto,	Sarraf,
Boory,	Limper,	Needham,	Stank,
Bucchin,	McCormack,	Pacchioli,	Taylor,
Cochran,	McGee,	Pashley,	Toll,
Dougherty,	McKeever,	Petrosky,	Varallo,
Eilberg,	Mihm,	Pettigrew,	Wargo,
Floyd,	Monroe,	Polaski,	Welsh,
Frascella,	Moran,	Readinger,	Williams,
			Yetzer,

NAYS—129.

Agnew,	Frost,	Leiby,	Rovansek,
Ashton,	Garlock,	Leonard,	Royer,
Auker,	Gelfand,	Light,	Sherman,

Banker,	George,	Lopresti,	Sigman,
Barnatovich,	Gibb,	Lovett,	Smith, C. C.,
Bazin,	Gibson,	Lutty,	Snider,
Bell,	Goldstein,	Magee,	Steckel,
Bonner,	Gramlich,	Mahan,	Stephens,
Bower,	Guss,	Markley,	Stevenson,
Branca,	Guthrie,	Maxwell,	Stone,
Breisch,	Hamilton, R. K.,	McCann,	Stoner,
Brennan, A. P.,	Haudenshield,	McInroy,	Strausser,
Brennan, J. J.,	Heavey,	McLaughlin,	Stroup,
Breth,	Helm,	Meholchick,	Swartz,
Brown,	Henzel,	Mikula,	Thomas,
Bullen,	Hewitt,	Miller,	Thompson,
Capano,	Hocker,	Mills,	Tompkins,
Comer,	Horst,	Moody,	Toomey,
Cooper,	Houk,	Moscrip,	Varner,
Curwood,	Isaacs,	Murphy,	Vaughan,
Davis,	Johnson,	Murray, H. P.,	Wall,
Donahue,	Jones, G. E.,	Murray, J. J.,	Walsh,
Donaldson,	Jones, T. H. W.,	Murray, P. G.,	Weidner,
Down,	Jump,	Naugle,	Willaredt,
Ehrgood,	Kamyk,	Ogilvie,	Whitenight,
Erb,	Keller,	Olsen,	Wilt,
Eshleman,	Kent,	O'Neil,	Wood,
Ewing,	Kline,	Parry,	Worley,
Filo,	Kooker,	Paulhamus,	Yetter,
Fineman,	Kornick,	Pomeroy,	Young,
Flint,	Kratz,	Price,	Ziegler,
Frank,	Kromer,	Pursley,	Andrews,
	Lafore,	Reibman,	Speaker

NOT VOTING—33.

Adam,	Foster,	Lippincott,	Schuster,
Blair,	Greenwood,	McWherter,	Smith, Wm. B.,
Brenninger,	Hass,	Metz,	Stebbins,
Cianfrani,	Jenkins,	Polen,	Verona,
Cioffi,	Kehler,	Rigby,	Wallace,
Connelly,	Knecht,	Rosen,	Waterhouse,
Farabaugh,	Lawyer,	Rudisill,	Wescott,
Flynn,	Leisey,	Scarcelli,	Wheeler,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

RECONSIDERATION OF VOTE ON SENATE BILL No. 467

Mr. TOLL. Mr. Speaker, I move that the vote by which Senate Bill No. 467, Printer's No. 464, entitled:

"An Act providing for the creation and incorporation as bodies corporate and politic of joint service districts by counties, cities of the third class boroughs, towns and townships to perform certain functions prescribing the powers and duties of such joint service districts and the duties of participating counties, cities, boroughs, towns and townships and conferring jurisdiction on courts of quarter sessions in connection therewith."

was defeated on final passage Tusiday, April 3, 1956, be reconsidered.

Mr. WELSH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Toll vote on the final passage of this bill?

Mr. TOLL. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Welsh vote on the final passage of this bill?

Mr. WELSH. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

The SPEAKER pro tempore. The Chair is unable to decide.

Whereupon, a division was had, seventy-seven Members voting in the affirmative and sixty-six in the negative, the question was determined in the affirmative and the motion was agreed to.

On the question, recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. TOLL. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The SPEAKER pro tempore. The Chair will now return the gavel to the Speaker.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

BILL INTRODUCED AND REFERRED

By. Messrs. TOLL, BAZIN, HOLT, SARAH A. ANDERSON and FINEMAN. HOUSE BILL No. 2104.

An Act amending the act of May 7, 1937 (P. L. 589) entitled, as amended, "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the first class as State highways, and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of said streets; providing for the taking, opening, relocation, widening or change of grade of such State highways by the Comomnwealth at the expense of the Commonwealth and any such city, or either of them, and authorizing agreements between cities and the Commonwealth for the opening, taking, relocating, widening or change of grade of said streets, and designating the city as agent of the Commonwealth in such opening, taking, relocating, widening or change of grade and the determination of damages to private property arising therefrom; imposing duties on such cities and on public utility companies using such streets; authorizing cities, persons, associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction; regulating the replacement of certain facilities of public utility companies; prohibiting the making of any opening in said street after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," changing certain routes and adding a new route.

Referred to the Committee on Rules.

BILLS ON THIRD READING POSTPONED

Mr. READINGER. Mr. Speaker, since the House is in the mood to kill bills, I call up on page 17 of today's calendar House Bill No. 889.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 889, entitled:

An Act providing for an additional law judge of the court of common pleas in the thirty-eighth judicial district

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, despite my facetious remark of a minute ago, I did not call this bill up for the purpose of seeing it die. I think it should be passed.

Sometime ago the Democratic Members of the House caucused on this bill, at the same time on the York County judge bill and the Philadelphia County judge bill. It was agreed generally in our caucus that we would give sup-

port on this side to the passage of this bill, with the firm belief that Montgomery County needed an additional judge.

I do not think there have been any changes in the facts since we had that caucus. I am asking the membership on this side of the House to vote for this additional judge in Montgomery County, even though the matter of whether Philadelphia is going to get any additional judges has not been decided.

I do not think the two have any relation to each other. We either believe that Montgomery County through its increase in ppoulation and amount of business is entitled to another judge and needs one, or we do not.

I have heard from the three judges in that County. I have been informed by them that they are badly in need of an additional common pleas judge.

I ask the membership of the House to support this bill.

Mr. THOMAS H. W. JONES. Mr. Speaker, I want to thank the Majority Leader for being so statesmanlike in this matter. I realize that latent in this situation there is perhaps some partisan politics, which should not enter into it.

This bill was introduced solely at the request of our Bar Association. Our judges represent on a per capita basis about 80,000 people each. We really need an additional judge.

I would like the Members on this side of the aisle to support this bill, also.

Mr. LOPRESTI. Mr. Speaker, this bill having come out of the Judiciary Committee, I think as Chairman of that Committee I should inform the Members of the House that a great deal of information was forwarded to the Committee, with correspondence from all the judges of the present court, together with resolutions of the Bar Association, asking for this additional Judge.

After having reviewed those requests, the Committee felt that they were juestified.

We would also ask that you vote for the bill.

On the question, recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—176

Agnew,	Frascella,	Lutty,	Royer,
Amarando,	Frost,	Magee,	Rubin,
Anderson, M. S.,	Gaffney,	Mahan,	Rudisill,
Anderson, S. A.,	Gelfand,	Maxwell,	Sarraf,
Ashton,	George,	McCann,	Scarcelli,
Barnatovich,	Gibb,	McCormack,	Schuster,
Bazin,	Gibson,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Greenwood,	McKeever,	Smith, Wm. B.
Boles,	Guss,	McLaughlin,	Snider,
Bonner,	Guthrie,	Meholchick,	Stank,
Boory,	Hamilton, R. K.,	Metz,	Stebbins,
Bower,	Hass,	Mihm,	Stevenson,
Branca,	Haudenshield,	Mikula,	Stone,
Breisch,	Heavey,	Mills,	Stoner,
Brennan, A. P.,	Helm,	Monroe,	Stroup,
Brennan, J. J.,	Henzel,	Moody,	Swartz,
Brenninger,	Hewitt,	Moran,	Taylor,
Breth,	Hocker,	Muldowney,	Thomas,
Brown,	Holt,	Mullen,	Thompson,
Bucchin,	Houk,	Munley,	Toll,
Bullen,	Isaacs,	Murphy,	Tompkins,
Capano,	Jenkins,	Murray, H. P.,	Toomey,
Cianfrani,	Johnson,	Murray, J. J.,	Varallo,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varner,
Cochran,	Jones, T. H. W.	Musto,	Verona,
Comar,	Jump,	Needham,	Wall,
Cooper,	Kamyk,	Ogilvie,	Wallace,
Davis,	Keller,	Olsen,	Walsh,
Donahue,	Kline,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Pashley,	Waterhouse,
Dougherty,	Kooker,	Paulhamus,	Weidner,
Down,	Kornick,	Petrosky,	Welsh,
Ehrgood,	Kratz,	Pettigrew,	Wescott,
Eilberg,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Ewing,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leonard,	Price,	Williams,
Fineman,	Leven,	Readinger,	Wood,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rovansek,	Andrews, Speaker

NAYS—22

Auker,	Goldstein,	Moscrip,	Steckel,
Banker,	Horst,	Naugle,	Stephens,
Curwood,	Kent,	O'Neil,	Strausser,
Erb,	Markley,	Parry,	Vaughan,
Garlock,	Miller,	Pursley,	Wilt,
		Smith, C. C	Worley,

NOT VOTING—9

Adam,	Farabaugh,	Knecht,	Leisey,
Connelly,	Kehler,	Lawyer,	McWherter,
			Rosen,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

TIME EXTENDED ON BILLS

Mr. READINGER, asked and obtained unanimous consent to extend the time five days on House Bill No. 1217, Printer's No. 1469, on page 17 of today's calendar, bills on third reading postponed.

Mr. READINGER, asked and obtained unanimous consent to extend the time five days on House Bill No. 1240, Printer's No. 1419, on page 17 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 1939, entitled:

An Act amending the act of June 3 1937 (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" authorizing use of money from resident hunter's fees for controlled burning of marginal and submarginal game land

On the question, recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McINROY. Mr. Speaker, I would like to interrogate one of the sponsors of this bill, preferably Mr. Breth.

The SPEAKER. Will the gentleman from Clearfield permit himself to be interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. McINROY. Mr. Speaker, I would like to ask the gentleman from Clearfield what is the purpose of this bill?

Mr. BRETH. Mr. Speaker, the purpose of the bill is

to authorize the Pennsylvania Game Commission specifically, if it cares to, to use the game management tool of controlled burning in their game management problems to bring back more game to game lands in Pennsylvania.

Mr. McINROY. Mr. Speaker, I would like to further ask the gentleman. Can you control burning?

Mr. BRETH. Mr. Speaker, controlled burning has been practiced by the human race way back to Neolithic man.

Mr. McINROY. Mr. Speaker, I would like to ask the gentleman if that is possible, if you can control it?

Mr. BRETH. Mr. Speaker, I will answer the gentleman from Tioga in this way. I think it will interest the Members of the House to know that the transition of man from a hunting creature to an agrarian creature was made by the use of controlled burning. This has been proved definitely.

There was an article in last month's "Scientific American" which showed that two research men followed the same procedure as Neolithic man did in using flint axes to cut down trees, green trees, pile them in windrows, burn them slowly, control the burning, rake the hot ash between the thirty-foot wide windrows, plant their to five and six feet high, produced the first agrarian crops wild seeds, particularly a wild barley which would grow by man and enabled man to become sedentary and progress in his path towards civilization.

Finally, after two or three years early man found that the burnt area would no longer produce the big crops of barley needed to sustain him in wintertime, but they did produce remarkable growths of wildlife food which attracted game back to those areas and helped him by benefit in his desire to become a sedentary creature and to proceed further along the path of civilization.

Mr. McINROY. Mr. Speaker, I would like to ask the gentleman if there is any difference in population in 1956 over what it was back in the Dark Ages of the Neolithic man?

Mr. BRETH. The gentleman must be aware of the fact that that question has only one answer, and the answer is "yes."

Let me add, Mr. Speaker, that today man's desires are still basically the same. There are a great many of us who are still hunters, as we were in the Neolithic period, and we still like abundance of game to hunt. We can still take a leaf from an ancient book to add to our available game supply for the present day, 1956.

Mr. McINROY. Mr. Speaker, I would like to ask the gentleman if he has checked up with the heads of our departments to find out if the head of the Game Commission, since he is talking about game, is in favor of this bill?

Mr. BRETH. Mr. Speaker, I talked to various people concerning this bill, not only the officials of the Game Commission. I talked to the most outstanding and experienced game men of the United States, men who have had unlimited experience in all forms of game management, including the one under discussion at the present time, controlled burning. The opinion of these outstanding gentlemen, well-versed and experienced in game management is that controlled burning is a very efficient tool in game management.

Mr. McINROY. Would the gentleman please name some of these great men that he is talking about, Mr. Speaker?

Mr. BRETH. Mr. Speaker, I have here a book that I was perusing called "Our Wildlife Legacy" by Durward L. Allen, who at the present time is the Chief of the Wild Life Management Division of Purdue University, who before that was one of the outstanding experts in game management with the U. S. Fish and Wild Life Service in Washington, D. C., who before that was connected with the Wild Life Management Division of the State of Michigan, and who has a very long record in wildlife management over a period of what I would estimate to be twenty-five years. That gentleman in his book on page 68, says—and if the gentleman will bear with me I will quote what he says.

I will proceed. Mr. Allen says in his book, which by the way, has received international acclaim and also national acclaim as being the most basic and fundamental treatise ever written on the entire problem of game management in the United States and the various states which comprise it.

Mr. McINROY. If the gentleman will just excuse me a minute, if it is all right with the gentleman on the other side, would he reserve that for his debate, if it is going to be a long answer. I will just ask a couple more questions and then move on the with the debate.

My question is, has the head of the Pennsylvania Game Commission OK'd this bill?

Mr. BRETH. Mr. Speaker, I doubt if the head, as you call him—I suppose you are talking about Dr. Bennett?

Mr. McINROY. That is right, Mr. Speaker.

Mr. BRETH. Dr. Logan J. Bennett?

Mr. McINROY. That is right.

Mr. BRETH. Dr. Logan J. Bennett in my conversations with him stated that under the present law the Game Commission could possibly proceed with controlled burning and this bill was not necessary as far as their basic right to proceed along this line is concerned.

Mr. McInROY. Have you checked with the head of Forests and Waters, Dr. Goddard, whether he is in favor of this bill?

Mr. BRETH. Mr. Speaker, I would like to say at this time that this bill concerns only marginal and submarginal game lands purchased with a certain amount from the hunting license fees of the Pennsylvania hunters since 1926. It has absolutely nothing to do with state forest lands. Dr. Goddard, the Secretary of Forests and Waters, is charged with managing state forests for forestry and forest products. His opinion, as far as I personally am concerned, regarding forestry and forestry management practices is very valuable. When it comes to game management and game management practices, his opinions are not, may I say with due regard to his professional status, incident to the purpose of the bill.

Mr. McINROY. It is true, however, Mr. Speaker, is it not, that forest lands do adjoin these game lands?

Mr. BRETH. Mr. Speaker, I would have to consult a map to find out where.

Mr. McINROY. Mr. Speaker, has the gentleman checked with the Department of Agriculture?

Mr. BRETH. Mr. Speaker, in answer to that question I might say I am only one small county legislator. I am interested in cetrain things regarding legislation, certain things which will benefit the people in my district and certain segments of the state's population. If I should take the time in introducing every bill to consult and ask the opinions of every department involved, and every

Member of this House were to do the same, the record of completed legislation in this House would not only be small, but I think we would turn into a completely regulated bureaucracy instead of a democracy.

Mr. McINROY. Mr. Speaker, some Members of this Assembly might think this was a bill of no importance or of little importance. When I first noticed it on the calendar it struck my attention right away as being a bad bill. I was a teacher of biology for several years, and we talked many times about the theory of burning over land. All of the authorities I have ever been able to find on it have been against it.

I checked with these departments about which you heard me ask questions of one of the sponsors of the bill, and I found them all opposed to it. I will be glad to read some of their answers.

I went further, I checked with the Conservation Department, not only our state Conservation Department but our national Conservation Department, because when you burn marginal lands around forests you are burning fields and, of course, it concerns conservation also.

I would like to read to you what Dr. Logan J. Bennett, who is the head of our Game Commission, said about House Bill 1939.

> "House Bill 1939 proposes to authorize the Commission to conduct controlled burning of marginal and submarginal game lands. We are under the impression that presently Section 1401, paragraph (z), authorizes the Commission to conduct such controlled burning for management purposes although it is not specifically mentioned."

They already have the authority, in other words. It is a useless bill, according to the way he understands it.

I also have the opinion of Dr. Goodard and I have the opinion of the head of the Sportsmen's Federation of Pennsylvania. I will read you next what Mr. Ray Armstrong, head of the Pennsylvania Federation of Sportsmen's Clubs said in regard to this bill:

> Any method of burning, be it controlled or otherwise, to create food and cover for game in Pennsylvania, is a definite mistake.
>
> Forestry experts tell us that burning takes much more from the soil than it adds to it.
>
> Cutting or bulldozing may be a little more costly, but it is much safer and less destructive to our land.
>
> I am confident that the Game Commission has the power at the present time to experiment along this line. Why publicize or popularize something that can do great harm?

Mr. Speaker, here is the statment by the Secretary of Forests and Waters. The reason I am quoting the Secretary of Forests and Waters is because he is an expert along this line. I do not think we have a man any more skilled in the line, possibly in the United States, than Secretary Goddard. I know everyone in this Assembly who has come in contact with Secretary Goddard has a high regard not only as to his ability but as to his actions. Here is what he says about House Bill 1939:

> "House Bill 1939 would authorize the Commission to do or cause to be done carefully controlled burning of marginal and submarginal game lands. Mr. Bennett reports that he believes present law would permit the Game Commission to conduct controlled burning for management purposes. I sincerely believe if such controlled burning is to be done it must be done by the Commission and not by anyone else, therefore, the bill is not needed. The Department is opopsed to the authorization of controlled burning because we feel that the public would misinterpret this policy and would believe we condone forest fires."

Then he goes on to tell about some of the cutting which they are doing and which was in a companion bill which was passed some time ago and I did not debate it because it slipped over before I knew what we were doing. I am not going to read that part of it.

I talked with Dr. Goddard again recently and he is still very much opposed to it. He thinks it will do more harm than good.

I would like to call the attention of the Members to Route 84. If you have ever driven from Wellsboro down to Jersey Shore, there is a perfect illustration of this very thing. On one side of the road there is a piece of land which was burned over, on the other side there is control cutting. Where the burning was there is death and destruction, on the other side you see green grass growing and you see ferns and other vegetation. It has been several years since this tract was burned over.

I went to the Department of Forests and Waters and talked to some of their foresters and this is what they told me:

> "There are only two places in the United States where controlled burning is of any value whatsoever and that is in Florida and certain parts of California."

Down in Florida in the swamps where the vegetation falls down and rots very slowly there is created an acid condition in the soil and it is all right in certain parts there to burn it, but we have no conditions like that in Pennsylvania.

There are certain tracts in California that are similar to Florida, but not in Pennsylvania. When you burn fields you kill rabbits, you also kill turkey eggs in the nests and you kill grouse. When you burn a field—every farmer should know this, but mistakenly I think they do it sometimes, the net result is less than you started with. Fields should never be burned over because you burn the humus in the soil. It takes years and years to make that humus, which is decayed vegetable matter.

In any bill before use either in this House or any other House the question always is: what is the net result? Is it going to be good or is it going to be bad? The net result here is going to be bad.

Further more, I asked the sponsor of the bill if it could be controlled? I would like to say that it cannot be controlled.

The Chief Forester over in the Department of Forests and Waters told me of cases where they tried to burn over rights-of-way, and by the way the only place in Pennsylvania where they recommend it is along rights-of-way of railroads. By the way, the railroads are not doing it any more, they are now spraying the weeds instead of burning them because of the danger.

This forester told me how they tried to burn certain tracts of land, for instance, near the town of Galeton. They picked out a day they thought was a favorable day, a day in which the ground was half covered with snow, the grass was wet and the ground was wet. They doubled the

crew of men and still they had to fight for the town. The wind changed and drove the fire into the town, and they had to let the rest of the fire go over the hill and destroy several hundred acres of valuable land.

That is what would happen if you tried to do it. You just cannot control it, and farmers watching the Game Commission try it would do the same thing.

I have quotes here from other departments, but I am not going to read all of these. Some of them go over the same thing. I have, for instance, two pages written by the Department of Conservation, which absolutely is 100 per cent opposed to any burning of fields whether they be marginal, submarginal, or any other kind of marginal. The net result is going to be less than you started with. We should not even burn cornstalks, or weeds, or anything else.

Considering the bill as a whole, I think it should be turned down. They already have permission to do it and they do not want to do it, that is why they are not doing it. They know better than to burn it.

Therefore, I ask the Members on both sides of the House to vote "no" on this bill.

Mr. BRETH. Mr. Speaker, I do not know where the gentleman got all his information. As I mentioned a little while ago, controlled burning has been used since man turned from hunting to farming for both game and farm management.

The first thing I want to point out about this bill is that it is a "may" bill. It does not compel the Game Commission to do any burning at all. It may suggest something that they might do.

So far as the importance of putting the two words "controlled burning" into the Game Law, I would like to say this. Just in the last session of the Legislature the Pennsylvania Fish Commission came to this House and asked for a specific bill to authorize them to poison lakes for proper fish management purposes. It was pointed out to them that they had the right under the present law, and they said, as a matter of public relations in the event that extreme opposition, or a vehement misguided opposition, objected to a poisoned lake management program they could point to the law and say they had specific authorization in the law to at least experiment with it.

By putting these two words "controlled burning" in the Game Code, it merely does the same thing for game management that poisoning lakes did for fish management.

The many gentlemen in this House who fish know that today across the nation poisoning of fishing waters has become the greatest and most productive tool in improved and better fishing.

As far as rights-of-ways are concerned, I am not going to discuss many of these things. I do want to say though, for the gentleman's information, as far as the prevelance of burning as a game management tool is concerned, it is not confined to Florida and California.

Here is what Dr. Durward L. Allen says about this particular tool, controlled burning, and he does say "controlled burning." I want to quote, he says:

> "Fire in the wrong place has long been recognized as one of the greatest enemies of mankind. The destructiveness of a crown fire in the pines has been demonstrated repeatedly in many sections of the country. Yet it has been observable in some areas that hardwoods sprouted vigorously following a burn (the conifers do not, but must be seeded in again), and game populations built up to greater densities.

Members of the House, many of you are hunters. You remember the time of taking off the timber from our great game sections of Pennsylvania. Do you remember the great uncontrolled fires which swept the central mountain counties? You also remember that from 1915 to 1935 was the golden age for game in Pennsylvania. Those were the years when Pennsylvania's game supply built up to annual crops of five and six million rabbits a year, 500,000 ringneck pheasants, the deer herds zoomed by the thousands, and various other animals, ruffed grouse, quail and snowshoe rabbits were in abundance.

I want to point out one simple thing to the members of this House and to the public. In the last ten years since 1945 the annual bag of game has dropped in Pennsylvania from 66 2/3 per cent in some species up to almost 100 per cent in others.

Back in 1945 we were still taking 100,000 quail a year; last year if the bag of quail was two or three thousand, it was too large. Ten or twelve years ago we were still taking 200,000 ruffed grouse a year; last year if the hunters bagged 25,000 they did well. This means that the take of ruffed grouse alone is off 90 per cent. In rabbits, the backbone of all hunting, the timber rabbits have practically disappeared because there is no cover. The cottontail rabbit along the edges has almost disappeared. As appears from the figures of the game kill, our rabbit kill is now down to very little over a million rabbits a year.

At the same time our hunting pressure has increased. We have around 850,000 hunters buying licenses in Pennsylvania. Those hunters are spending $100 to $200 million a year, which is a great factor in the business economy of many of our small lightly populated counties which formerly were great areas for all kinds of game.

In Maine, for instance, the farmers of Maine maintain a tremendous huckleberry crop every year by simple rotation burning. They have three fields, and those fields are large in acres, in extent. They burn one field, clip another and harvest another. They do that on a rotation basis in Maine.

According to Allen:

> "In southern states of this country burning has been the means, since primitive times, of establishing pine woodlands on the land. . . . A slow ground fire, properly controlled, exposed spots of bare soil to seeding and did negligible damage to older trees."

In Alabama, in Mississippi, in Georgia, controlled burning has brought back the quail and the population of quail in the southern states is back where it used to be years ago.

Allen says:

> "With help by the Conservation Department, certain northern Michigan hunting clubs were improving deer ranges by burning in the late thirties. In 1940 with the problem of controlling successions for grouse and deer before him, Ben C. Jenkins began a three-year study of the history and plant cover of the state's northern burns. He reached several significant conclusions: To maintain desirable openings, such areas should be burned over every five to ten years, either in late fall or early spring when the possibilities for these great sweeping ground fires would be

negligible—light burns in woody cover increased not only sprout growth but (probably through the quick availability of plant-ash fertilizer and reduction of acidity) legumes and the fruit crops of shrubs which improved the game population."

Mr. Speaker, every year in the state of Pennsylvania we have hundreds of small ground fires. Those ground fires are mainly either on private lands or forest lands. Despite the fact that the Department of Forests and Waters is opposed to any kind of burning, those burned areas, as the hunters in this House know who hunt them, have been a major factor in maintaining even the dwindling supplies of game which we have now.

I might say one of the purposes of this bill is partly to do a public relations job. I believe that the discussion which has gone on this afternoon when brought to the attention of the public, as it probably will be in various ways, will have saultatary effects on our future game problems.

As a hunter I have carried a gun in the woods since I was twelve years old. I have hunted in the days when it was impossible to carry home the game that it was possible to kill. I have also hunted in recent years in Pennsylvania and I have found that the opposite is the rule rather than the former. I have found, and the small game hunters, the rabbit hunters, the grouse hunters, have found, that many times they go into the fields fruitlessly.

None of us in these modern days are game-hogs, but all of us do want a modicum of sport, which means at least a small amount of game available when we go into the fields.

The hunters' bill in Pennsylvania amounts to millions, and the only way to maintain it is through proper game management programs. By writing into the game code these few little words which state that the Game Commission may use controlled burning on marginal and submarginal game lands as a game management tool, in the future I believe may bring about an appreciable effort to at least experiment, which at the present time the Pennsylvania Game Commission is not doing.

Mr. GIBSON. Mr. Speaker, I am going to speak very briefly.

The question before us in this bill is a calculated risk. Mr. Breth said a few minutes ago he has been hunting since he was twelve years old. I have been hunting longer than he, because I am a few years older than he is. I have had the opportunity to observe controlled burning, small fires from railroads, and so forth, and I know from experience that it does produce game food and game cover.

On the other hand, I had the opportunity twenty or twenty-five years ago to observe one of the most disastrous fires in northwestern Pennsylvania which occurred in Elk County and was the result of controlled burning.

I could not let this opportunity go by without pointing out that the thing we are voting on here is a controlled risk and I think that is where we should make up our minds.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—97

Agnew,	Flint,	Lutty,	Renwick,
Amarando,	Floyd,	McCann,	Rovansek,
Anderson, M. S.,	Flynn,	McKeever,	Sarraf,
Anderson, S. A.,	Frank,	McLaughlin,	Sherman,
Barnatovich,	Frascella,	Meholchick,	Snider,
Bazin,	Gaffney,	Monroe,	Stank,
Boies,	Garlock,	Moran,	Stephens,
Bonner,	Gelfand,	Muldowney,	Taylor,
Boory,	Gibb,	Mullen,	Thomas,
Bower,	Goldstein,	Munley,	Thompson,
Branca,	Guss,	Musto,	Toll,
Breisch,	Heavey,	Needham,	Varallo,
Brennan, A. P.,	Holt,	Olsen,	Vaughan,
Brennan, J. J.,	Jenkins,	O'Neil,	Wallace,
Bucchin,	Johnson,	Pacchioli,	Wargo,
Capano,	Jones, G. E.,	Pashley,	Welsh,
Cioffi,	Kamyk,	Petrosky,	Wheeler,
Cochran,	Kolankiewicz,	Pettigrew,	Whitenight,
Cooper,	Kornick,	Polaski,	Willaredt,
Curwood,	Leonard,	Polen,	Williams,
Donaldson,	Leven,	Price,	Wilt,
Dougherty,	Limper,	Readinger,	Yetter,
Eilberg,	Lopresti,	Reibman,	Yetzer,
Filo,	Lovett,	Reidenbach,	Andrews, Speaker
Fineman,			

NAYS—61

Ashton,	Gramlich,	Leiby,	Smith, Wm. B.,
Auker,	Guthrie,	Magee,	Steckel,
Bell,	Hamilton, R. K.,	Mahan,	Stevenson,
Breth,	Helm,	Markley,	Stone,
Brown,	Henzel,	McInroy,	Strausser,
Bullen,	Hewitt,	Mikula,	Stroup,
Davis,	Hocker,	Miller,	Swartz,
Donahue,	Horst,	Moody,	Toomey,
Down,	Houk,	Moscrip,	Varner,
Ehrgood,	Isaacs,	Murray, H. P.,	Wall,
Erb,	Jump,	Murray, J. J.,	Walsh,
Ewing,	Keller,	Ogilvie,	Weidner,
Frost,	Kline,	Paulhamus,	Wood,
George,	Kooker,	Pomeroy,	Worley,
Gibson,	Kratz,	Pursley,	Young, Ziegler,

NOT VOTING—49

Adam,	Haudenshield,	McCormack,	Royer,
Banker,	Jones, T. H. W.,	McGee,	Rubin,
Blair,	Kehler,	McWherter,	Rudisill,
Brenninger,	Kent,	Metz,	Scarcelli,
Cianfrani,	Knecht,	Mihm,	Schuster,
Comer,	Kromer,	Mills,	Sigman,
Connelly,	Lafore,	Murphy,	Smith, C. C.,
Eshleman,	Lawyer,	Murray, P. G.,	Stebbins,
Farabaugh,	Leisey,	Naugle,	Stoner,
Foster,	Light,	Parry,	Tompkins,
Greenwood,	Lippincott,	Rigby,	Verona,
Hass,	Maxwell,	Rosen,	Waterhouse, Wescott,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

The SPEAKER. The Chair requests the gentleman from Cambria, Mr. Lopresti, to preside temporarily.

Mr. LOPRESTI IN THE CHAIR.

BILL ON FINAL PASSAGE

Mr. READINGER. Mr. Speaker, I request that we return to page 8, bills on final passage, House Bill No. 2101.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property * * *" by redefining certain words terms and procedural provisions in the act

On the question recurring,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, House Bill 2101 is the bill which amends in part the sales and use tax which is now in effect in Pennsylvania.

The amendments contained in this bill are substantially the corrective amendments which appear to be necessary to put the law in better working order than it is at the present time. It spells out, for example, in more detail the use of the stamp plan after July 1st of this year, makes certain clerical corrections, adds a few items and takes out a few items, all of which I know have been discussed in the respective caucuses, but does not include two of the major amendments which are contemplated to be placed in this law, and those relate to the redefinition of the words "manufacture" and "use."

The plan is to pass this bill over to the Senate and have the Senate insert two additional amendments which would redefine those two words, which amendments are expected to place the law in the shape intended when it first passed the Senate and came to us.

As stated at the time the sales tax law passed the House on March 6th, I agreed at that time to make every effort to furnish enough Democratic votes to insert correctional amendments, and I intend to do just that. I do not think the passage of this bill with Democratic votes should be interpreted as an endorsement of the stamp plan or of many of the other phases of the sales tax law. But to keep our commitment with you, whose bill this was and whose amendments these are, I have endeavored, and I think I have succeeded in supplying about 30 or 35 votes, which I trust will be enough to pass this bill. But I definitely, on behalf of the majority party, want to reemphasize the fact that our giving you votes on this bill does not make it our bill. We do not like it any more now, with or without these amendments, than we did before, but we will still give you enough votes to pass it.

Mr. CHARLES C. SMITH. Mr. Speaker, I do want to say I am in complete agreement as far as the commitments being kept by the Majority Leader and the Speaker of this House are concerned.

We have again sat down with the leaders of both parties in the Senate and have worked this thing out completely, we are in agreement.

The Majority Leader has been a big help in assisting us to pass a very excellent bill. Regardless of what he wants to say, his commitments have been kept 100 per cent, and so have the Speaker's. It has been a compromise agreement that has been worked out very equitably, I think, for the betterment of the state.

We would ask as much support for the amendments as possible.

Mr. LOVETT. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. Smith.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Smith, permit himself to be interrogated?

Mr. CHARLES C. SMITH. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, who are you trying to kid?

Mr. CHARLES C. SMITH. Mr. Speaker, I am the most serious man in the world about this. I would not kid anybody, because your Majority Leader has worked with us, he has kept his word, the Speaker has kept his word, so I am telling the truth.

Mr. LOVETT. Mr. Speaker, does the gentleman realize that the Chambers of Commerce throughout the state of Pennsylvania are now condemning the stamp tax?

Mr. CHARLES C. SMITH. Mr. Speaker, I have no connection whatsoever with the Chamber of Commerce nor have they contacted me for or against this bill.

Mr. LOVETT. Due to the fact that it is very expensive, they say. So I would just like to know, who you are kidding, Mr. Smith?

Mr. CHARLES C. SMITH. That must have been a good saying, Mr. Speaker. A lot of people like it.

Mr. PRICE. Mr. Speaker, I would like to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. PRICE. Mr. Speaker, under this clause (j) the Majority Leader stated the amendment on use tax would be put in in the Senate. I was wondering if he could inform me if the use tax would include contract carriers the same as the other type of carriers for exemption?

Mr. READINGER. Mr. Speaker, I would refer the gentleman to the Minority Leader, he is the expert on the new amendments. I am sure he would know a lot more about them at the moment than I do.

The SPEAKER pro tempore. Does the gentleman yield to the gentleman from Philadelphia, Mr. Smith?

Mr. READINGER. I do, with great joy.

The SPEAKER pro tempore. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. CHARLES C. SMITH. I shall, Mr. Speaker, but I do not like the term of "expert," because I have but a rough knowledge of what the gentleman is going to ask me.

In answer to the gentleman, I would say that contract carriers are taxable.

Mr. PRICE. And the common carrier is exempt?

Mr. CHARLES C. SMITH. Your common carrier, I believe, would be exempt.

If the gentleman will just give me a chance to confer here—I think I am right in stating that the common carrier is exempt because of coming under PUC.

Mr. PRICE. The contract carrier also comes under PUC.

Mr. CHARLES C. SMITH. If the gentleman will hold up just a moment, I can clarify why the contract carrier is not exempt. Just a minute.

In answer to the gentleman on the contract carrier, getting into interstate commerce, he would be exempt. Your common carrier who does most of his business in Pennsylvania would—wait a minute—you contract carrier on interstate business would be exempt. Your common carrier is a public utility and therefore would be exempt.

Mr. READINGER. Mr. Speaker, would the gentleman be happier if I would refuse to yield any further?

Mr. CHARLES C. SMITH. Yes, I would be a lot happier. If the gentleman would have told me he was going to ask me a technical question, I would have been only too glad to get information, but this part of the bill is rather technical. I can tell you definitely, rather than getting into the whys and wherefores, that the contract carrier is taxable.

Mr. PRICE. That answers my question and the infor-

mation I wanted, except one part, the fact that it has been anticipated that the conract carrier will be treated the same as the common carrier on the amendments to be inserted in the Senate. Do you know that to be the fact?

Mr. CHARLES C. SMITH. I would say "no." Do not hold me to that, but my impression would be that they will not be treated the same.

Mr. READINGER. Will the gentlemen quit whispering, I cannot hear on this side of the House.

Mr. CHARLES C. SMITH. The microphone went dead.

Mr. Speaker, I would say, no, on the present basis they will not be treated the same. I think the Majority Leader had a lot to do in drawing up that amendment, maybe I should yield to him at this time.

The Majority Leader would be able to answer that because he worked on that part of it, I think, and it is a legal question.

The SPEAKER pro tempore. Does the Minority Leader now yield to the Majority Leader?

Mr. CHARLES C. SMITH. I will gladly yield to the Majority Leader at this time.

Mr. READINGER. Mr. Speaker, I would suggest that the interrogator wait until the bill comes back from the Senate with amendments in it, at which time we will give him plenty of opportunity to read the bill. We will read it as amended, and we will be glad to advise him at that time whether the contract carriers are in or out.

Before we vote I would just like to deny one statement which was made by the Minority Leader in which he flattered me by saying I was a great help in getting those amendments through. I deny that.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—121

Agnew,	Goldstein,	Magee,	Snider,
Amarando,	Gramlich,	Mahan,	Stank,
Ashton,	Greenwood,	Markley,	Steckel,
Auker,	Guthrie,	McCann,	Stephens,
Banker,	Hamilton, R. K.,	McInroy,	Stevenson,
Bell,	Haudenshield,	Mikula,	Stone,
Blair,	Heavey,	Miller,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Breisch,	Henzel,	Moscrip,	Stroup,
Brennan, A. P.,	Hewitt,	Munley,	Swartz,
Brown,	Hocker,	Murphy,	Taylor,
Bullen,	Horst,	Murray, H. P.,	Thomas,
Capano,	Houk,	Murray, P. G.,	Thompson,
Cochran,	Isaacs,	Naugle,	Tompkins,
Cooper,	Jenkins,	Ogilvie,	Toomey,
Davis,	Johnson,	Olsen,	Varner,
Donahue,	Jones, T. H. W.,	O'Neil,	Vaughan,
Donaldson,	Jump,	Parry,	Wall,
Down,	Kamyk,	Paulhamus,	Walsh,
Ehrgood,	Keller,	Petrosky,	Wargo,
Erb,	Kent,	Polen,	Waterhouse,
Ewing,	Kline,	Pomeroy,	Weidner,
Eshleman,	Kolankiewicz,	Price,	Wheeler,
Flynn,	Kooker,	Pursley,	Whitenight,
Frank,	Kornick,	Readinger,	Willaredt,
Frost,	Kratz,	Reibman,	Wilt,
Garlock,	Kromer,	Rigby,	Wood,
George,	Lafore,	Royer,	Young,
Gibb,	Light,	Sarraf,	Ziegler,
Gibson,	Lippincott,	Smith, C. C.,	Andrews,
		Smith, Wm. B.,	Speaker

NAYS—57

Anderson, M. S.,	Filo,	Lopresti,	Pacchioli,
Anderson, S. A.,	Fineman,	Lovett,	Pashley,
Barnatovich,	Flint,	Lutty,	Polaski,
Bonner,	Floyd,	McCormack,	Reidenbach,
Boory,	Frascella,	McKeever,	Renwick,
Branca,	Gaffney,	McLaughlin,	Rovansek,
Brennan, J. J.,	Gelfand,	Meholchick,	Sherman,
Breth,	Guss,	Monroe,	Toll,
Bucchin,	Holt,	Moran,	Varallo,
Cioffi,	Jones, G. E.,	Muldowney,	Wallace,
Comer,	Leiby,	Mullen,	Welsh,
Curwood,	Leonard,	Murray, J. J.,	Williams,
Dougherty,	Leven,	Musto,	Worley,
Eilberg,	Limper,	Needham,	Yetter,
			Yetzer,

NOT VOTING—29

Adam,	Foster,	McGee,	Rubin,
Bazin,	Hass,	McWherter,	Rudisill,
Boles,	Kehler,	Metz,	Scarcelli,
Brenninger,	Knecht,	Mihm,	Schuster,
Cianfrani,	Lawyer,	Mills,	Sigman,
Connelly,	Leisey,	Pettigrew,	Stebbins,
Farabaugh,	Maxwell,	Rosen,	Verona,
			Wescott,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. CHARLES C. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to make a brief statement for some of the Members who are interested in common and contract carriers.

I just have it unofficially that there is going to be a meeting tomorrow of the Attorney General, the Sales Tax Division and some of the trucking groups who represent both the common and contract carriers to see if this bill cannot be ironed out in the regulations, because that is the way it should be done, by regulations.

I assume the arguments of the gentleman from Mifflin are correct, and I do not believe either the Attorney General or the State Sales Tax Division would try to discriminate unfairly against either group of carriers.

I would say after the meeting tomorrow if the regulations are not ironed out possibly something can be done in the Senate, but I do believe in all fairness it will be taken care of tomorrow.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. Speaker, the advice given to the Members last week by a letter from the Chief Clerk's office was that we would have three full working days this week. Those three days included tomorrow, Thursday, April 6th.

We are going to meet at 10:00 o'clock tomorrow morning and we hope to work no longer than about 4:00 o'clock, so that any Members who desire to check out of hotels tomorrow morning may do so.

We have a great many important bills left on the calendar and much work remaining to be done. I would like the Members to come as promptly in the morning as they can, as close to 10:00 o'clock as possible and remain until we have finished the business for the day.

We realize that there are many dinners, banquets and other social engagements to take you elsewhere, but we hope you can stay long enough to process the important controversial bills remaining on this calendar.

Our plans for today call for the processing of no more bills. We have a few routine matters which should not detain anybody.

Personally, I would like to extend our apologies to the Members of the Press who have been invited to a dinner and who will probably be late getting there.

These things must be done and we cannot delay more days if we hope to get out of here by the 14th of April.

PERMISSION TO ADDRESS HOUSE

Mr. STECKEL asked and obtained unanimous consent to address the House.

Mr. Speaker, I was glad to hear the Majority Leader mention that tomorrow will be a work day in accordance with an announcement that was sent out last week.

In view of the sweetness and light that prevails in this Chamber after that last bipartisan effort, I hesitate to make these remarks which I had thought of this morning, but I will proceed anyway.

Mr. Speaker, much has been said on this floor and in the Press about the length of this session with the blame for it laid on the Governor, the other branch of the Legislature, the tax program, and so forth.

The time has come for this House to wake up. From the date the Manufacturers' Excise Tax passed this House to the date it passed the bipartisan tax program the so-called majority party, with but one or two exceptions, failed to muster the votes to pass any controversial legislation.

Much is wasted in this way—time and money—both taxpayers' and legislators'. Notice is sent of a three-day session, calendars and histories are printed. Members attend—and we sit waiting for a quorum, a majority, or just waiting.

As patient minority Members we attend regularly. having missed no unexcused sessions except consent calendar days myself, and we find nothing doing. Yet if we fail to attend we subject ourselves to the possible ignominy of being called by the Sergeant-at-Arms or State Police.

Let's not evade the issue on grounds of poor salary, passage of a tax bill, lack of cooperation from the other body, bad weather, or so-called Republican obstructionism—let's state it plainly, the Democratic majority simply hasn't been in its seats to pass the legislation it or its Governor desires and has failed to shoulder the responsibility it has rarely had in this state in the last ninety years.

The Speaker himself has said in his release today:

> The sin of absenteeism rises to accuse us. This sin has lengthened the Session unnecessarily. It has lengthened the Session by deferring vital decisions. Under our two-party system a majority party, in the House or in the Senate, is vested by the people with power to act. Absenteeism during the present Session has, at various times, rendered the majority party in the House impotent.
>
> Because of dilatory practices in the House the Senate was afforded an excuse for dilatory practice on its part. The result is that the General Assembly is approaching decisions in April 1956 that should have been made, which doubtless could have been made, during September 1955.
>
> Moreover, House Committees have not always functioned in Johnny-on-the-spot fashion. On far too many occasions committees were unable to act through lack of a quorum.

That is the end of the quote of the Speaker of this House. Whose sin of absenteeism is it?

The papers are always conjecturing on an adjournment date. This morning the question was raised in this House. Yesterday, April 3rd the majority was unable to pass a single controversial bill after special notice of a three-day session this week.

It is time the finger be placed on the cause of the delay and indecision, that is, the failure of the Democratic majority to accept the responsibility handed it by the people two years ago.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 1023.

An Act amending the act of June 1 1933 (P. L. 1172) entitled "Borough Rural State Highway Law" changing or deleting certain routes and adding certain new routes.

Referred to the Committe on Rules.

SENATE BILL No. 1024.

An Act amending the act of June 22 1931 (P. L. 720) entitled "City State Highway Law" adding certain new routes.

Referred to the Committee on Rules

SENATE BILL No. 1025.

An Act amending the act of June 22 1931 (P. L. 594) entitled "Rural State Highway Law" changing or deleting certain routes and adding certain new routes

Referred to the Committee on Rules.

SENATE BILL No. 1040.

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near the City of Chester Delaware County thence in a general northerly direction to connect with the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable and conferring powers and imposing duties on the Pennsylvania Turnpike Commission * * *

Referred to the Committee on Rules.

RESOLUTION INTRODUCED AND REFERRED

By Mr. DOWN. Resolution (Not Printed.

In the House of Representatives, April 4, 1956.

On March 24, 1956, before a capacity crowd at Penn's Palestra, Philadelphia, the basketball team of Farrell High School western Pennsylvania champions, defeated the eastern Pennsylvania champions, Palmerton High School basketball team for the PIAA Class A State Championship by the score of 57 to 45.

Farrell High School entered the championship play-offs with an outstanding season's record of twenty-eight wins in thirty-two games. Eddie McCloskey, coach of the Farrell High School basketball team has compiled a record probably unequaled by any other high school coach in Pennsylvania. In his eight years as coach, Farrell High School won the State championship in

1952 and 1954. In addition, Farrell has been undefeated on its home court in ninety-six consecutive games extending over a period of approximately seven years. However, his record is not his sole attribute. He has always instructed his team to fight hard but in a clean sportsmanlike manner and his team at the championship game at the Palestra displayed the fact that his instructions were followed to the letter.

Although Palmerton battled Farrell through every quarter, the excellently coached team of Farrell displaying a full court press, excellent ball handling, accurate shooting combined with the tremendous rebounding efforts and defensive play by Jones were just too much for Palmerton High School.

The citizens of Farrell, justly proud of one of the finest basketball teams ever to represent their city in a State championship play-off, subscribed $4,000 to offset the expense of a special radio program for the Farrell coach and players; therefore be it

Resolved, That the House of Representatives extend its heartiest congratulations to Coach Eddie McCloskey and players of Farrell High School basketball team and wish it continued success in the future; and be it further

Resolved, That the Chief Clerk transmit copies of this resolution to Coach McCloskey of the Farrell High School basketball team and the principal of Farrell High School.

Referred to the Committe on Rules.

REPORTS FROM COMMITTEE

Mr. KOLANKIEWICZ from the Committee on Rules, reported as committed, House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled, as amended "An act providing for the taking over by the Commonwealth, * * * of certain streets in the cities of the first class as State highways * * *" changing certain routes and adding a new route.

Mr. HORST from the Committee on State Government, reported as committed, House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act, approved the twentieth day of August, one thousand nine hundred fifty-three (Appropriation Act No. 75-A), entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities, under certain conditions," by providing that the Federal Government pay a portion of the cost of each facility.

BILLS ON FIRST READING

Pursuant to the resolution February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 489) entitled, as amended, "An act providing for the taking over by the Commonwealth, * * * of certain streets in cities of the first class as State highways * * *" changing certain routes and adding a new route.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act, approved the twentieth day of August, one thousand nine hundred fifty-three (Appropriation Act No. 75-A), entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities, under certain conditions," by providing that the Federal Government pay a portion of the cost of each facility.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of House Bill No. 2083 entitled:

An Act amending the act of April 9 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" providing for the appointment of deputy commissioners of the Pennsylvania State Police and the fixing of their salaries

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. KORNICK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger, vote on the third reading of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Fayette, Mr. Kornick vote on the third reading of this bill?

Mr. KORNICK. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. KORNICK. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1, (Sec. 205), page 3, line 8, by inserting after "Commissioners]" "not more than three."

Amend Sec. 1, (Sec. 205), page 3, line 9, by inserting after "salaries," "not to exceed thirteen thousand five hundred dollars ($13,500) per annum shall be."

The SPEAKER. Will the House give unanimous consent

o the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL SIGNED BY SPEAKER

The SPEAKER pro tempore. The Speaker has signed the following Senate bill:

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SENATE BILL No. 160.

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing cetrain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," changing the provisions as to contributors who died before retirement.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMITTEE MEETINGS

AGRICULTURE and DAIRY INDUSTRIES—Mr. Snider, Chairman, Room 331, Thursday, April 5, at 9:45 a. m.

ELECTIONS and APPORTIONMENT—Mr. Lopresti, Chairman, Room 145, Thursday, April 5, at 9:45 a. m.

HIGHWAYS—Mr. Petrosky, Chairman, Room 329, Thursday, April 5, at 9:45 a. m.

ADJOURNMENT

Mr. JENKINS. Mr. Speaker, I move that this House do now adjourn until Thursday, April 5, 1956 at 10:00 a. m.

The motion was agreed to, and (at 6:53 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., THURSDAY, APRIL 5, 1956. No. 164.

SENATE

THURSDAY, April 5, 1956.

The Senate met at 2:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

The Chaplain, Rev. FRANK MESAROS, Pastor of St. John the Baptist Greek Catholic Church, Ambridge, offered the following prayer:

O Thou, Who art the companion and counselor of all man, we rejoice in our times that we have the opportunity to unburden ourselves to Thy listening ear and understanding heart.

We humbly confess that we often are afraid to look into the future for it appears so dark and full of mystery. Help us to see the rainbow promise of Thy grace and go forth with a grateful acknowledgment, that hitherto Thou hast blessed us and with a continuing faith that in all our days Thy presence will be our joy and strength.

Grant that, in communion with Thee, we may have those gracious experiences which always come to all who truly pray. May we also find poise and peace for our restless spirits, enlightenment for our confused and troubled minds, guidance in the midst of disturbing circumstances and inspiration and hope for our noblest plans and purposes.

In Christ's Name we offer our prayer, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. HARNEY, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 587, PRINTER'S No. 290

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 587, Printer's No. 290, entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire five tracts of land in the Borough of West Chester Chester County for use of West Chester State Teachers' College and making an appropriation."

GEORGE M. LEADER.

NOMINATION BY THE GOVERNOR

REFERRED TO COMMITTEE

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 5, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Marvin L. Dunn, R. D. 3, Bloomsburg, Columbia Ciunty, for appointment as Justice of the Peace in and for the Township of Main, Columbia County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1060, AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1060, entitled:

An Act defining and providing for the licensing of water well drillers prevention of waste and pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties.

and has appointed Messrs. WHITENIGHT, GUSS and Mrs. MARKLEY as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1609, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1609, entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus, supplies and equipment.

and has appointed Messrs. KOLANKIEWICZ, TOLL and C. C. Smith as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1769, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1769, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "Vehicle Code," requiring information charging violations of summary provisions of the act in cities of the first class to be brought before centrally located traffic court designated by the chief magistrate.

and has appointed Messrs. KOLANKIEWICZ, TOLL and POMEROY, JR. as a Committee of Conference to confer with a similar commitee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1928, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1928, entitled:

An Act amending the act of May 20, 1949 (P. L. 1594), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and possessing with intent to sell, of adulterated or deleterious ice cream, french ice cream, french custard, frozen custard, frozen ice confections, frozen sherbet confections, sherbet, ice and fruit ice, including coated ice cream and the coating thereof . . ." extending its provisions to ice milk and ice milk confections; and conferring additional powers and duties on the Department of Agriculture, and changing labeling requirements.

and has appointed Messrs. SNIDER, FARABAUGH and KENT as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1955, AND APPONTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1955, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defenee for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of October, 1955.

and has appointed Messrs. WILLIAMS, WHITENIGHT and BOWER as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 320

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 320, entitled:

An Act making an appropriation to the Department of Commerce for the advertisement and advancement of Pennsylvania as a resort and travel area.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1703

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1703, entitled:

An Act making an appropriation to the Water and Power Resources Board of the Department of Forests and Waters for payment into the Flood Control Fund for flood control purposes.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 889, entitled:

An Act providing for an additional law judge of the court of common pleas in the thirty-eighth judicial district

Which was committed to the Committee on Rules.

House Bill No. 1574, entitled:

An Act authorizing the City of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin

Which was committed to the Committee on Rules.

House Bill No. 1774, entitled:

An Act amending the act of May 20 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities ***" extending the time for claiming credit for service with a school district of the first class

Which was committed to the Committee on Rules.

House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property * * *" by redefining certain words terms and procedural provisions in the act

Which was committed to the Committee on Rules.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 335, entitled:

An Act amending the act of June 22, 1937 (P. L. 1987), entitled as amended "Sanitary Water Law," authorizing certain corporations to acquire interests in land by eminent domain.

Senate Bill No. 420, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," providing additional enforcement procedures on traffic violations in first second and second class A cities.

Senate Bill No. 790, entitled:

An Act to amend the act approved the twenty-eighth day of July, one thousand nine hundred fifty-three (P. L. 723), entitled "Second Class County Code," by authorizing collection of data concerning deceased veterans of armed conflicts and authorizing the erection of monuments to veterans of armed conflicts.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. WOLFE, from the Committee on Military Affairs and Aeronautics, reported as amended, House Bill No. 789, entitled:

An Act authorizing the Department of Military Affairs to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft and making an appropriation.

Mr. WHALLEY, from the Committee on Education, reported as commited, House Bill No. 147, entitled:

An Act amending the act of March ten one thousand nine hundred forty-nine (Pamphlet Laws 30) entitled "Public School Code of 1949," providing for increasing the membership of county boards of school directors in certain counties.

He also, from the Committee on Education, reported as amended, Senate Bill No. 876, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing limitations on driver-education expenses of the Department; changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs; and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardizatizon driver-education programs.

He also, from the Committee on Education, reported as committed, Senate Bill No. 1043, entitled:

An Act amending the act of December 22, 1955 (Appropriation Acts No. 29A), entitled 'An act to provide for the ordinary expenses of the Department of Public Instruction for two years, . . ." increasing the amount of the appropriation for farm and home safety education.

He also, from the Committee on Education, reported as committed, Senate Bill No. 1065, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

He also, from the Committee on Education, reported as committed, Senate Bill No. 1067, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" clarifying provisions relating to school directors, county superintendents, assistant county superintendents, supervisors of special education, district superintendents and payment of certain salaries.

Mr. VAN SANT, from the Committee on Local Government, reported as amended, House Bill No. 296, entitled:

An Act amending the act of May 16, 1951 (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county" extending provisions of the act to certain counties and limiting the amount counties may expend on training schools in certain cases.

Mr. RUTH, from the Committee on Rules, reported as committed, Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August, one thousand nine hundred fifty-five (Pamphlet Laws) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions; . . . " by making certain technical changes and and matchmakers.

He also, from the Committee on Rules, reported as as committed, Senate Bill No. 1069, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation, domestic or foreign, to enforce a secondary right because the corporation refuses to enforce rights, which may be asserted by it, requiring that plaintiff be a shareholder at the time of the transaction of which hecomplains, or that his shares thereafter devolved upon him by operation of law; . . ." specifically including a suit by shareholders to compel the declaration of dividends by a corporation as a suit within the provisions of the act.

He also, from the Committee on Rules, reported as committed, House Bill No. 2006, entitled:

An Act amending the act of May 21, 1943 (P. L. 595) entitled "An Act authorizing the Department of Property and Supplies to establish operate and maintain self-sustaining restaurants as herein defined in the State Capitol . . ." changing provisions relating to the operation of restaurants in the basement of the Main Capitol Building.

He also, from the Committee on Rules, reported as committed, House Bill No. 2015, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" further regulating the publication of ordinances.

He also, from the Committee on Rules, reported as committed House Bill No. 2077, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949" authorizing the issuance of bonds for refunding purposes.

Md. PROPERT, from the Committee on Local Government, reported as committed, House Bill No. 1474, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code," further regulating the power of boroughs to levy and collect the annual tax for general purposes.

Mr. FLEMING, on behalf of Mr. KOPRIVER, JR., from the Committee on Education, reported as committed, House Bill No. 503, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law," by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

He also, on behalf of Mr. KOPRIVER, JR., from the Committee on Education, reported as committed, House Bill No. 563, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law," providing credit for retirement purposes for out-of-state service in certain cases.

He also, on behalf of Mr. KOPRIVER, JR., from the Committee on Education, reported as committed, House Bill No. 890, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws 1043) entitled "Public School Employes Retirement Law" by further providing for return to service with full retirement rights.

He also, on behalf of Mr. KOPRIVER, JR., from the Committee on Education, reported as committed, House Bill No. 895, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting disability annuitants who withdrew from school service to elect to become members of the one one-hundred-forieth (1/140) class upon restoration to school service.

He also, on behalf of Mr. KOPRIVER, JR., from the Committee on Education, reported as committed, House Bill No. 1130, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws 1043) entitled "Public School Employes Retirement Law," by permitting employes to make up back payments to the retirement system from the time they enter school service and securing to such employes the full benefit of the retirement system from the time they entered school service.

He also, on behalf of Mr. KOPRIVER, JR., from the Committee on Education, reported as committed, House Bill No. 1253, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law," authorizing contributors in the one one-hundred-sixtieth class to transfer to the one one-hundred-fortieth class.

He also, on behalf of Mr. KOPRIVER, JR., from the Committee on Education, reported as committed, House Bill No. 1935, entitled:

An Act amending the act of May 31, 1947 (P. L. 377) entitled "A supplement to the act approved the twenty-sevententh day of June one thousand nine hundred twenty-three (Pamphlet Laws 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof . . .'" providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government.

He also, on behalf of Mr. KOPRIVER, JR., from the Committee on Education, reported as committed, House Bill No. 1983, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949," clarifying provisions relating to the right to participate in the election of county boards of school directors associate superintendents suspension of professional employes on consolidation of schools rule making power in reference to medical and dental examinations status of State teachers college graduates and incurring penalty for employing teachers with only emergency certificate.

He also, on behalf of Mr. KOPRIVER, JR., from the Committee on Education, reported as committed, House Bill No. 2001, entitled:

An Act amending the act of June 20, 1947 (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein . . ." fixing a period of limitations for making assessments and for beginning suits for collection of unpaid taxes and reducing the penalty on unpaid taxes.

Mr. YOSKO, from the Committee on Corporations, reported as committed, Senate Bill No. 291, entitled:

An Act amending the act of June 7, 1887 (P. L. 365), entitled "An act to encourage and authorize the formation of cooperative associations, productive and distributive, by farmers, mechanics, laborers, or other persons," authorizing perpetual existence for cooperative associations; providing for prospective and retroactive amendments to articles of association; increasing terms of existence or making such terms of existence perpetual.

BILLS RE-REFERRED

Mr. WHALLEY, from the Committee on Education, returned to the Senate, House Bill No. 2055, entitled:

An Act to further amend section nine of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "School Employes Retirement Law," by providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction, State Teachers Colleges, Thaddeus Stevens Trade School, Pennsylvania State Oral School for the Deaf, Scotland School for Veterans' Children, and Pennsylvania State University.

which was re-referred to the Committee on Appropriations.

He also, from the Committee on Education, returned to the Senate, House Bill No. 2056, entitled:

An Act to further amend the act of June 27, 1923 (P. L. 858) entitled: "State Employes' Retirement Law," by defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956, as State employes.

which was re-referred to the Committee on Appropriations.

He also, from the Committee on Education, returned to the Senate, House Bill No. 2057, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "School Employes Retirement Law," by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and make contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions.

which was re-referred to the Committee on Appropriations.

He also, from Committee on Education, returned to the Senate, House Bill No. 2058, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled, "State Employes' Retirement Law" by permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions.

which was re-referred to the Committee on Appropriations.

SENATE CONCURRENT RESOLUTION, SERIAL No. 173, REPORTED FROM COMMITTEE AND LAID ON THE TABLE

Mr. RUTH, from the Committee on Rules, to which was referred resolution offered by Mr. Stiefel, on April 4, 1956, reported the same without amendment as follows:

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY AND INVESTIGATE PROPER AND LAWFUL METHODS OF PREVENTING THE SHOWING OF OBSCENE AND LEWD MOTION PICTURES

In the Senate, April 4, 1956.

Whereas, By the Act of May 15, 1915, P. L. 534, as amended May 8, 1929, P. L. 1655, relating to motion picture films, reels or steropticon views or slides, providing a system of examination, approval, and regulation thereof and of the banners, posters and other like advertising matter used in connection therewith, creating a board of censors, and providing penalties, it was sought to make unlawful the showing of obscene, lewd, licentious, indecent, filthy and vile films which tend to corrupt morals and offend decency; and

Whereas, The Supreme Court of the Commonwealth of Pennsylvania in the case of Hallmark Productions, Inc., declared the foregoing acts unconstitutional; and

Whereas, It is deemed advisable to prevent the showing in the Commonwealth of motion pictures which are obscene, lewd, licentious, indecent, filthy and vile, which corrupt morals and promote juvenile delinquency; now, therefore, be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission is hereby directed to study and investigate proper and lawful methods of preventing such showing within the limitations of the Constitutions of Pennsylvania and of the United States; and, be it further

Resolved, That the Joint State Government Commission report to the next regular session of the General Assembly, its findings and recommendations, with drafts of legislation necessary to carry such recommendations into effect.

Laid over for one day under the Rules.

SENATE RESOLUTION, SERIAL No. 19a, REPORTED FROM COMMITTEE AND LAID ON THE TABLE

Mr. RUTH, from the Committee on Rules, to which was referred resolution offered by Messrs. Fleming, Whalley and Lane on April 4, 1956, reported the same without amendment as follows:

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY THE METHODS USED TO REGULATE OPEN-PIT MINING AND CONSERVE AND IMPROVE THE LAND AFFECTED BY SUCH MINING

In the Senate, April 4, 1956.

Whereas, The bituminous coal industry in Pennsylvania furnishes employment to some 76,000 Pennsylvanians; and

Whereas, In the recent past, total annual production of bituminous coal in Pennsylvania amounted to 70,000,000 tons, of which approximately 20,000,000 were produced by strip-mining methods; and

Whereas, The production of bituminous coal in Pennsylvania has declined more rapidly than bituminous production in the nation as a whole; and

Whereas, The thickness of the bituminous seam in the United States ranges from a low of 2.6 feet in the central Pennsylvania field to 7.1 feet in the Illinois field; and

Whereas, Pennsylvania bituminous production equals but 5.07 tons per man-day, compared to 6.07 and 8.00 tons in the competitive states of West Virginia and Illinois, respectively; and

Whereas, These facts indicate that Pennsylvania's bituminous coal industry is in a relatively unfavorable competitive position and that efforts to improve this position should be consistent with the interests of the Commonwealth as a whole; therefore be it

Resolved, That the Joint State Government Commission be directed to study the methods used to regulate open-pit mining and conserve and improve the land affected by such mining in the major bituminous producing states, from the point of view of the cost to the affected bituminous operators, the regulatory agency, and the effective restoration of the mined areas; and be it further

Resolved, That the Commission report the findings in its study to the next regular session of the General Assembly.

Laid over for one day under the Rules.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, before I make the motions, relative to the appointment of Conference Committees, I desire to make a brief statement.

Mr. President, I understond that the leadership of the House is planning to hold only token Sessions next week. They have sent over to us several messages, in which they have appointed Conference Committees and they expect us to appoint similar Conference Committees in the Senate to work with their Conference Committees in the House. We, the Members of the Senate, at least the Republican Members, are willing to work next week. Everyone of us is willing to come down here to work from morning until night to see if we cannot get this Session of the Legislature adjourned sine die by April 13th or

April 14th. I do not know how the House Members expect our Conference Committees to work with their Conference Committees unless the Members of the House are down here ready to work and are willing to cooperate with us in our endeavor to have this Session adjourn within a reasonable length of time.

I do not know what motivates the Members of the House in their desire seemingly, to have no end to this Session of the Legislature. Evidently, they, in their desire to have token Sessions next week, feel that perhaps the week after that they will not have any Sessions at all because several Members of the House have opposition in the Primary Election and I suppose they will want to campaign the week before election. They will probably want to take the week of the Election off, and we will not get back here again until after May 1st.
having trouble now getting his Members down here to

I want to say to Mr. Readinger that if he thinks he is having trouble now getting his Members down here to attend the Sessions, after the election is over, if any of the Members over there are defeated in the Primary, he will probably have a lot more trouble getting the defeated Members to come to the Legislature and vote the way he would like to have them vote. I would, therefore, suggest to the House Leadership that they have full Sessions next week, for five or six days, and have all the Members in attendance. I would suggest that they get these Conference Committee Reports adopted and also get whatever controversial legislation that they still have over there voted on. If it passes, then send it over to us in order for us to act on it. In that way, I can see some end to this Session of the Legislature.

If we do what the House would like to have us do, I can see that we are going to have to make plans to lay off for Memorial Day, the Fourth of July and Labor Day, too. The President pro tempore, whom we elected yesterday to serve in the interim, will not have any interim in which to serve. We will be happy to get out of here just in time to start the 1957 Session of the Legislature.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, I paid very close attention to what the Majority Leader said. He predicates his statements on what he understands the situation to be. We, on the Democratic side, have no official information from the House as to what their plans are for this coming week. However, I would say to the gentleman that it seems to me that the House actually can control their own operations.

I want to assure the Majority Leader that the Democratic Members of this Senate are ready, willing and able to perform their duties at any time. We are ready to work all of next week; we are ready to work all of this week. It depends upon whatever the Majority wants. We cannot control what the House does. I think that Mr. Readinger, the Majority Leader in the House, is well able to take care of his own problems. If we keep our own house in order, I believe we will be doing a good job ourselves.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY, Mr. President, in answer to Senator Lane, I agree with him that we cannot control the House. However, I do want to call to the attention of the Members of the House the fact that they have sent these Conference Committee Appointments over to us and I do not see how we are going to be able to work with them very much if they are not going to show up next week.

Therefore, Mr. President. I do suggest to Senator Lane, or anyone else over there, that we unofficially appoint a committee of two or three Members to go over to the House right now and find out what their plans are. All that I have is secondhand information.

I will appoint Senator Fleming on the Republican side to go over.

INTERROGATION

Mr. YOSKO. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. YOSKO. Senator Mahany, from your remarks, I implied that if the House is holding token Sessions next week, it is because the Democratic Leadership, alone, made that decision. Is that correct? Is my implication correct?

Mr. MAHANY. I undestand that the control of the House rests with the Democrats. Certainly, if they want to conduct full Sessions next week, I am sure they would be able to do so. As Senator Lane said awhile ago, we are in the Majority in the Senate and if we decide to work next week, the Democratic Senators will come down and work with us. If Mr. Readinger, over in the House, will make the statement that he plans to work all next week and he wants all the Members to come down, I feel sure that the Republicans in the House will have to cooperate with him.

Mr. YOSKO. You did not answer my question. May I ask whether or not you inquired from the Republican Leadership over in the House whether they agreed with the Democratic Leadership to hold token Sessions next week?

Mr. MAHANY. I have not inquired. That is the reason I want to send Senator Fleming over to the House. If Senator Lane will appoint you, Senator Yosko, then you and Senator Fleming can go over and get all the information and bring it back to us.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I just do not thing it is fair for the Majority Leader, Senator Mahany, to imply on the floor of this Senate that it was the sole decision of the Democratic Leadership in the House to hold token Sessions next week. If I understand the procedure in the Senate and the House, token Sessions are usually agreed upon between the leaders of both parties, the Republican and Democratic Party Leadership. I am assuming that this is the case on the decision to hold token Sessions next week.

I agree with Senator Mahany that he should send somebody over to the House to make inquiry so that we will

know exactly where to place this responsibility and not try to place it on the shoulders of the leadership of just the one party.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, all this controversy is predicated by news that someone probably received via the grapevine. I am not in a position to make a definite statement as to what the House of Representatives plans to do. However, I feel that I should make this statement.

The Majority over in the House of Representatives is surely not going to influence the Republican Majority here in the Senate, because their actions in the past indicate that to be a fact. As a matter of fact, the Republican Majority here in the Senate I do not believe has ever really considered the Democratic Majority in the House. Therefore, we are unduly concerned about the situation over there because that is entirely up to the House. Let us do our work and get our job done. When we do that, we can face the people. If the House wants to leave, there is not much we can do about it. They cannot leave for more than five days anyway.

I think it would be a good idea to get firsthand information and let Senator Fleming and Senator Yosko go over to the House and interview the Leadership of the House and find out what is going on.

HOUSE BILL No. 1060 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1060, entitled:

An Act defining and providing for the licensing of water well drillers prevention of waste and pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1060, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1060, and that a Committee of Conference on the part of the Senate be appointed.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. BLASS, HARNEY and YOSKO as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1060.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1609 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1609, entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus, supplies and equipment.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1609, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1609, and that a Committee of Conference on the part of the Senate be appointed.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. KESSLER, PROPERT and STIEFEL as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1609.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1769 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1769, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," requiring informations charging violations of summary provisions of the act in cities of the first class to be brought before centrally located traffic court designated by the chief magistrate.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1769, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1769, and that a Committee of Conference on the part of the Senate be appointed.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. PROPERT, WATKINS and SILVERT as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1769.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1928 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1928, entitled:

An Act amending the act of May 20, 1949 (P .L. 1594), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and possessing with intent to sell, of adulterated or deleterious ice cream, french ice cream, french custard, frozen custard, frozen ice confections, frozen sherbet confections, sherbet, ice and fruit ice, including coated ice cream and the coating thereof . . ." extending its provisions to ice milk and ice milk confections; and conferring additional powers and duties on the Department of Agriculture, and changing labeling requirements.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1928, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1928, and that a Committee of Conference on the part of the Senate be appointed.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. MADIGAN, HARNEY and HAYS as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1928.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1955 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 1955, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in conneciton with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of October, 1955.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1955, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1955, and that a Committee of Conference on the part of the Senate be appointed.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. SCOTT, VAN SANT and YOSKO as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1955.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS INTRODUCED AND REFERRED

Mr. STIEFEL read in his place and presented to the Chair Senate Bill No. 1071, entitled:

An Act amending the act of May 20, 1915 (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof . . .," changing service increment provisions.

Which was committed to the Committee on Rules.

He also read in his place and presented to the Chair Senate Bill No. 1072, entitled:

An Act amending the act of May 28, 1937 (P. L. 1053), entitled "Public Utility Law," further regulating and hearings and proceedings before the commission.

Which was committed to the Committee on Rules.

Messrs. VAN SANT and DENT read in place and presented to the Chair Senate Bill No. 1073, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an applilcation to that effect in the office of the Secretary of the Commonwealth; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of Commonwealth shall be admitted in evidence; prescribing the duties of and fixing the fees of the Secretary of the Commonwealth; and providing penalties.

Which was committed to the Committee on Rules.

PETITIONS AND REMONSTRANCES

Mr. VAN SANT. Mr. President, today, in the Department of Property and Supplies, I had the opportunity of witnessing the opening of bids for printing of automobile stickers for the coming year for the inspection of automobiles. The bid was for 8,600,000 new automobile stickers. At that time, three companies bid for the job of printing these stickers. The American Decalcomania Company of New York bid $10.90 per thousand; the Decalmomania Company of Philadelphia bid $7.69 per thousand; the Miers Bachman Company of Allentown, which has published the stickers in their present form for many years, bid $2.34 per thousand. However, the Miers Bachman Company proposal will undoubtedly be thrown out because it does not meet specifications. The Merrick Lithographing Company of Pittsburgh offered no bid.

Mr. President, the printing of the stickers placed on automobiles during the inspection periods last year were published by Miers Bachman, of Allentown, at a cost of $2.07 per thousand. With the bids now in, the bidding undoubtedly will go to the Decalcomania Company of Philadelphia, at $7.69 per thousand, or a difference of $5.35 per thousand for printing of the inspection stickers. If they should fail to meet the specifications, as set up by the Department of Revenue and the Deparament of Property and Supplies, the bid would go to the American Decolcomania Company, of New York, at a cost of $10.90 per thousand, or a difference of $8.56 per thousand.

I would like to call this to the attention of both the Democratic and Republican Members of the Senate. I would like to ask of these Departments, why are we changing the type of inspection sticker. What is the purpose of the new type of sticker? Is it possible that specifications are of such a nature that they would limit the bidding to certain companies at a time when the people of Pennsylvania are looking to us for economies? What prompts an increase of $5.35 per thousand automobile stickers, or $46,010 for this year's printing or over $92,000 for the biennium I ask what would happen if the lowest bidder failed to meet the specificatios. Would they then go to the American Decalcomania Company of New York, an out-of-State outfit, at $10.90 per thousand, which is an increase of $73,960 for printing or almost $147,000 for the biennium. There are several other questions I would like to ask of those Departments; there are but a few. I would ask at this time that the Departments effected answer before the bid is finally accepted.

Mr. LANE. Mr. President, first, I known nothing about the proposed bids. I listened to the Senator from Lehigh very attentively and it seems that he more or less inferred that the specifications were written in order to favor some particular firm. I doubt very much if that is the case.

I would suggest to the gentleman from Lehigh that he check with the Department of Revenue and ask them the details that he asked for on the floor of this Senate. Then Senator Van Sant should report back to the Senate and advise us as to his findings. First and foremost, I do not know what is back of the change. I know nothing about it. However, I feel that everyone is innocent until proven guilty.

Mr. VAN SANT. Mr. President I did not mean to infer anything. I am merely asking those Departments if they will please give me the information.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Lehigh, Senator Van Sant.

The PRESIDENT. Will the gentleman from Lehigh, Mr. Van Sant, permit himself to be interrogated?

Mr. VAN SANT. I will, Mr. President.

Mr. LANE. Senator Van Sant, could you tell the Members of the Senate how you acquired the statistics and figures that you read here a moment ago?

Mr. VAN SANT. At the outset, I said I attended the opening of the bids.

Mr. LANE. Is it correct that you received the information firsthand?

Mr. VAN SANT. That is correct.

Mr. LANE. Do you plan to contact the Department of Revenue and ask the same questions you asked on the floor?

Mr. VAN SANT. That is my intent.

Mr. LANE. Will you report to the Membership the answers that are given you when you interrogate the Department of Revenue?

Mr. VAN SANT. I will be happy to.

Mr. LANE. Thank you very much.

PERMISSION TO ADDRESS SENATE

Mr. BERGER asked and obtained unanimous consent to address the Senate.

Mr. BERGER. Mr. President, I believe everybody should have a hobby and, apparently, I have acquired one. A couple of weeks ago, I offered a resolution similar to the one which I am about to present to the Chair. I hope that perhaps this time I will have better luck than I had the last time.

SENATE CONCURRENT RESOLUTION

ADJOURNMENT SINE DIE

Messrs. BERGER and WAGNER offered the following resolution, which was twice read as follows:

In the Senate, April 5, 1956.

Resolved, (the House of Representatives concurring), That this Regular Session of the General Assembly adjourn sine die on the fourteenth day of April, at 12 o'clock noon.

RULE 39 SUSPENDED

Mr. BERGER. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE CONCURRENT RESOLUTION ADOPTED

Mr. BERGER. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. WAGNER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the resolution?

Mr. BARR. Mr. President,I, personally, am all for this resolution. However, I understand that the House is not in favor of it. I think the only thing for us to do is to pass the resolution and let the House do with it what they will.

Mr. SCHMIDT. Mr. President, inasmuch as we have a committee in transit somewhere, inquiring from the House as to what their intentions are this coming week and inasmuch as the resolution presented would provide for adjournment a week from this coming Saturday, I think that we should defer voting upon this resolution until the committee reports back. There is the possibility that the report of the committee, which will return, will answer just what the House would do with this resolution.

Mr. BERGER. Mr. President, I do not believe that our action on this resolution needs to be predicated upon the information which the committee will receive. Should the House desire to concur in it as presented, we would be very happy about that. I understand that they have the prerogative to amend the resolution in the House, if they care to do so, and submit it to us for our concurrence. It might help them in making up their minds.

And the question recurring,

Will the Senate agree to the resolution?

The resolution was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE CONCURRENT RESOLUTION

RECALLING SENATE BILL No. 929 FROM THE GOVERNOR

Mr. BARR offered the following resolution which was twice read, considered and agreed to:

In the Senate, April 5, 1956.

RESOLVED (if the House of Representatives concur), That Senate Bill No. 929, Printer's No. 614, entitled "An act amending the act of April 12, 1951 (P. L. 90), entitled 'An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws' providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used." be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CALENDAR

SENATE BILL No. 1061 CALLED UP OUT OF ORDER

Mr. SCHMIDT. Mr. President, at this time I call up out of order, from page 11 of today's Second Reading Calendar, Senate Bill No. 1061, Printer's No. 663.

BILL RECOMMITTED

Mr. SCHMIDT. Mr. President, I move that Senate Bill No. 1061, on second reading, entitled:

An Act amending the act of July 28 1953 (P. L. 723), entitled "Second Class County Code" authorizing the appropriation of moneys out of county funds or county institution district funds for the handling storage and distribution of certain surplus foods and validating appropriations heretofore made.

be recommitted to the Committee on Local Government.

Mr. McGINNIS. Mr. President, I second the motion.

The motion was agreed to.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 620, Printer's No. 1654, on concurrence in House amendments, recalled from the Governor, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill Bill No. 249, entitled:

An Act amending the "Public Assistance Law" of June 24, 1937 (P. L. 2051) * * *" increasing monthly pension allowance and maximum income allowance crediting encumbrances in realty valuation and abolishing the sum of income and pension as a ceiling for pension receivable.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 249

Mr. WADE. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 249.

Mr. FLEMING. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I wish to be recorded as voting "no" on this motion to non-concur in these amendments.

Mr. SEYLER. Mr. President, I also wish to be recorded as voting "no" on this motion.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the affirmative.)

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 53

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 53, entitled:

An Act amending "The Vehicle Code" approved May 1 1929 (P. L. 905), prohibiting the throwing of certain material from motor vehicles and further limiting and regulating certain actions.

On the question,

Will the Senate adopt the report of the Committee of Conference?

Mr. LANE. Mr. President, I am definitely opposed to this Conference Committee Report and I was opposed to the bill. I believe that if this legislation is passed, we are reverting to a police state. If you will notice, on page 4, Section 1023.1, it says:

"Throwing Material from Motor Vehicle No person shall throw or permit to be thrown from a motor vehicle any garbage bottles cans rubblish wire glass or cardboard or wood cartons or boxes."

Mr. President, the intent of the legislation is fine. However, in this legislation they take from the Motor Code the prima facie feature of it whereby the burden of proof is placed upon the owner of the vehicle in the event anything is thrown from the car. As all of you know, in the summertime you take your families out riding in your motor vehicle. Perhaps a child, in the back of the car, will have a pie plate or a cardboard carton of some sort. The child may wind down the window and this is thrown from the vehicle. Then, a policeman sees that happen and he takes your license number. It is prima-facie evidence that you have committed a crime.

I think this is silly. Your local districts have the right, under the law, to enforce ordinances in regard to the disposal of rubbish. However, when we come to the point where a small child may throw a carton from a vehicle and then you are subject, I believe, to a $25.00 fine or ten days in a local jail, all because some child would do something like that, I think it is silly. As a matter of fact, I think you would be afraid to throw an empty package of cigarettes out of your window for fear of prosecution.

Mr. President, I am not for this type of legislation. I think we have too many restrictions upon our people. The intention is all right, but this can be abused. Therefore, I ask the Members on both sides to read this legislation and fully realize the intent of what could happen. I am not for it and I want to be recorded as voting "no." It is silly, it is simple and it is ridiculous.

Mr. Mallery. Mr. President, I want to assure my good colleague, Senator Lane, that the law does not concern itself with trifles. No one would prosecute the owner of a car if he threw his cigarette package or carton out of his car. It has become quite a common practice and the State Police, in Blair County, have protested because certain people are too cheap or do not regard the property of others or do not regard the scenery along the road

and instead of having their garbage and their rubbish hauled to the dump, they will go out after dark and unload it along our State highways.

I think this is a vary good bill. People who are proud of their Country, county or city will pay to have their garbage hauled to the dump. I can assure Senator Lane that no law enforcement officer would for a moment, and he would get nowhere if he did, prosecute or bring action against a trivial thing like throwing out a package which had contained cigarettes or anything so insignificant.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Blair, Senator Mallery.

The PRESIDENT. Will the Gentleman from Blair, Mr. Mallery, permit himself to be interrogated?

Mr. MALLERY. I will, Mr. President.

Mr. LANE. Senator Mallery, you are an attorney-at-law, are you not?

Mr. MALLERY. I am a member of the bar but not very active, I assure you.

Mr. LANE. Thank you, sir.

I think you will agree that the law means just what it says; no more and no less. Is that not correct?

Mr. MALLERY. No, it does not, Senator.

Mr. LANE. Well, what does it mean?

Mr. MALLERY. There is a maxim in the law that the law is not concerned with trifles or words to that effect. I forget the latin words for it.

Mr. LANE. Senator Mallery, do you agree with the prima facie provisions in this act?

Mr. MALLERY. Yes, I do. I think it is a good bill.

Mr. LANE. Do you think the prima facie provisions are good as far as persons driving their vehicles along the highway?

Mr. MALLERY. The violators, such as I have enumerated, know full well what they are doing. We are not concerned about what children, who are riding in a car, do. A parent who would call upon his child to do what he would not do, or would be fearful of doing himself, should be prosecuted.

Mr. LANE. Senator Mallery, is it not a fact that I and you, too, would be violating the law if we drove along the highway and our grandchild threw a carton from that vehicle on or near the public road. If a policeman, a State Policeman or a fee officer took our license number, would we not on prima-facie evidence be guilty of this crime?

Mr. MALLERY. I am proud of our State Police. I do not think any man employed as a State Policeman in Pennsylvania would bring an action in that case.

Mr. LANE. Senator Mallery, this bill does not confine it to just the State Police, does it? This confines it to peace officers.

Mr. MALLERY. I do not think any peace officer would get anywhere before our court, I am sure.

Mr. LANE. I know, but this is a summary conviction and does it not go before a squire? Mr. President, the intent of this bill is good as far as this legislation is concerned, but it could be abused. If we pass this legislation, it is going to be abused. People will be fearful, when they drive upon our highways, that some child or some person, who does not know the law might toss a carton out of the window and the first thing they know they are hauled into a squire's office or a police court and fined twenty-five dollars for something they knew nothing about.

Mr. WADE. Mr. President, we are currently debating this Conference Report which applies to a bill that passed the House by a vote of 196 to 0 and later passed the Senate by a vote of 43 to 1. I think Senator Lane is entirely unduly alarmed about the provisions of the bill. The States of New York, New Jersey and Ohio, the bordering States of Pennsylvania, have similar laws and we, for the information of the gentleman from Washington, have a law of this kind now. However, the law is unenforceable because it is not strong enough. In one case where a man was apprehended for dumping rubbish near the highway, he used as an excuse that the box was being carried and held by a child and that it fell off of his car.

This bill is merely an attempt to help the State Police, and the other police officers of Pennsylvania, and protect the highway system which we are all so proud of. It does not carry any of the provisions that Senator Lane would imply. It is merely a law to give the police officials some authority to keep our highways clear of rubbish and rubble.

Mr. LANE. Mr. President, Senator Wade infers that I am trying to put something into the law which is not there. I want to assure him that he is mistaken, because it is in the law. I want to inform the gentleman also that a borough has the right, and they do have local ordinances, to prohibit the dumping of garbage.

Mr. President, this legislation is silly and ridiculous. I do not think any man in his right mind should vote for this type of bill. It will penalize the motoring public. After all, we, in Pennsylvania, have a Department of Commerce and we want to show the people what a great State we have. If someone from outside Pennsylvania would drive in here and throw something from their car, they would be hauled into a police court. I know that on the Turnpike right now, they will stop Pennsylvanians for speeding and just let the other fellows go by, because they want to encourage out-of-State tourists to come into Pennsylvania. This bill will work a hardship on our tourist trade, and do not think it will not.

And the question recurring,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 53

Mr. WADE. Very briefly, Mr. President, I would like to inform the gentleman from Washington, Senator Lane, that he has one great constitutional privilege and that is the privilege of voting against this Conference Report, and I, therefore, move you, Mr. President, that we adopt the report of the Committee of Conference on House Bill No. 53.

Mr. SEYLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I want to assure the gentleman from Cumberland that I am going to vote "no."

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Barr,	Fleming,	McPherson, Jr.	Stevenson,
Berger,	Haluska,	Miller,	Stiefel,
Blass,	Harney,	Mullin,	Taylor,
Camiel,	Hays,	Pechan,	Van Sant,
Chapman,	Kessler,	Peelor,	Wade,
Dent,	Kopriver, Jr.	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McMenamin,	Silvert,	Wolfe,
			Yosko,

NAYS—2

McGinnis,	Lane,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 235

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 235 entitled:

An Act amending "The Pennsylvania Occupational Disease Act" * * * by including tuberculosis within the meaning of the term occupational disease.

On the question,

Will the Senate adopt the report of the Committee o Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 235

Mr. WADE. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 235.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 835

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 835, entitled:

An Act amending "The County Code" of August 9, 1955 (Act No. 130) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in third and fourth class counties and prescribing their duties.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 835

Mr. WADE. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 835.

Mr. STEVENSON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, a number of the Senators here asked me what the report of the committee was which was appointed to go over to the House.

I just want to say that after conferring with the leadership over there, we were told there was no official announcement on the holding of token Sessions next week.

PERMISSION TO ADDRESS SENATE

Mr. FLEMING asked and obtained unanimous consent to address the Senate.

Mr. FLEMING. Mr. President, I would like to confirm what Senator Yosko reported. There has been no official announcement of any token Sessions as yet. The House is under the belief, however, that it would be impossible for us to complete the work of this Session by the end of next week, and I believe they are fearful of the fact of whether or not next week they could get the members here inasmuch as all of them, or practically all of them, are campaigning. They will have some type of an announcement to make, I believe, before the day is over, and I believe Senator Yosko will agree with that.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 865, entitled:

An Act to amend "The Intra-State Tunnel Revenue Bond Act" by authorizing the use of facsimile signatures and facsimile seal on bonds of the commission authorizing preliminary or interim financing through issuance of notes or other obligations of the commission further regulating maturity of bonds payable solely from revenue of the commission including tolls or from such funds as may be available to the commission for such purpose providing for the securing of such notes or obligations constituting the same legal investments in certain instances and exempting the same from taxation and authorizing the issuance of tunnel revenue refunding bonds.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Sentors having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. YOSKO. Mr. President I was going to offer amendments to this bill, but after having been assured by the Aeronautics Commission that Dauphin and Cumberland Counties, and the city of Harrisburg, would be contacted relative to a contribution for the operation, maintenance and improvement of the Harrisburg Airport, I withheld the amendments.

I do not want anybody to think that I am prejudiced against the Harrisburg Airport but, at the same time, I do not think that other airports are being treated fairly for the reasan that the Harrisburg Airport is financed solely by State and Federal funds, without any contribution whatsoever from the counties of Cumberland, Dauphin or the city of Harrisburg. That same thing is not true of other airports around the State.

Mr. President, the $2,000,000 appropriation, which is being made under this bill, is to be used as matching funds with a Federal appropriation and local funds for the improvement of the various airports around the State. The Federal Government has appropriated, I think, $4,000,000 and the State is asked to contribute $2,000,000 as matching funds. However, in order to get the State funds, the local counties and cities which the airports serve, and the authorities, must raise matching funds in order to receive the State funds.

In looking over the list here, Mr. President, I find, for instance, that the Harrisburg Airport will receive $225,000 of this $2,000,000 fund, and they are not asked to contribute one penny from local funds. Yet, as I said before, that same thing does not hold true with reference to the other airports.

Altoona, from this $2,000,000 appropriation, will receive $27,000, but they must raise $27,000 in local funds in order to get the State funds. Beaver Falls will receive $31,625, but they must raise local funds in that amount. Erie will receive $90,000, but they must raise local funds in the amount of $90,000. Harrisburg will receive $225,000 without, as I said before, a cent of local funds. Lancaster will receive $6,250 and must raise $6,250. Pittsburgh will receive $225,000, but they must match it with local funds totaling $225,000. Philadelphia will receive $231,250, but they, too, must raise local funds in the same amount. That is the way it is all the way down the line for the fifteen airports in the State of Pennsylvania.

The only excuse they give for exempting or placing the Harrisburg Airport in a class of its own is that they say it is a State airport. That may be true but, Mr. President, even though it is a State airport it provides the same protection, affords the same service to the counties of Cumberland and Dauphin and the city of Harrisburg as the Allentown-Bethlehem-Easton Airport, which is in my District, gives to the city of Bethlehem, the city of Allentown, the County of Northampton and the County of Lehigh, which must raise local funds in order to receive these State funds.

Mr. President, I took this up with the Adjutant General and with the Executive Director of the Aeronautics Commission, Mr. MacFarlane, and they both agree with my views. They feel that although the Harrisburg Airport is designated as a State airport, Dauphin and Cumberland Counties and the city of Harrisburg certainly ought to make some sort of contribution toward the operation, maintenance and improvement of the Harrisburg Airport and not place the total financial load on the Commonwealth.

Mr. President, based on the fact that I was told that contacts will be made with the officials of the counties that I mentioned, Dauphin, Cumberland and the city of Harrisburg, for a contribution, I refrain from the amendment which would make that mandatory. I say now that if these three poltical subdivisions refuse to go along

with the request of the Aeronautics Commission for a proportionate contribution for the maintenance, operation and improvement of the Harrisburg Airport, I will at the next Session endeavor to amend the law to make it mandatory so that the Harrisburg Airport will be placed on a basis with all other airports in Pennsylvania.

Mr. LANE. Mr. President, I have more than a passing interest in this particular piece of legislation because Washington County is in the process of building a new airport. As a matter of fact, we have expended out of county funds close to $400,000.

In looking over this piece of legistlation, Mr. President, I refer you to page 2, line 7, where it says:

"Provided however that no more shall be expended from this item for such purposes or any of them than may be required to match an equal sum contributed by any political subdivision or municipal authority of the Commonwealth or by the Federal government or by a political subdivision or municipal authority and the Federal government"

Mr. President, it is my understandig that my county, or any county, will match funds with the Commonwealth and that the Federal government, in turn, will match the total sum. For that reason, I am going to vote for this legislation. I am not partial to the Harrisburg State Airport; in fact, I sometimes wish they had a little longer runway.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1604, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania for the payment of the cost of construction and equipment of the new girls' dormitory

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2023, entitled:

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage and expenses

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2024, entitled:

An Act making an appropriation to the Department of Forests and Waters for the development of Erie Harbor and land adjacent thereto

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas aid nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska	McPherson, Jr.,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A Constitutional majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 223, entitled:

An Act making an appropriation to the Department of Public Instruction to reimburse school districts for interest paid on loan necessitated by deferment of Commonwealth appropriations

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. HAYS. Mr. President and Members of the Senate, I have been watching the appropriations to school districts for a number of years and it is my opinion that this is not the first time that appropriations have been delayed. I believe, however, that never has such a bill been passed. I do not know whether the Senator from Schuylkill has presented such legislation previously.

Mr. President, school districts perhaps are very much like individuals. Some of them are good and efficient, and other are not so provident. I happen to have some responsibility for a number of school districts which are not the richest districts in the State but, judged by their ability to pay, one of them has a reimbursement fraction of 1.93 which is one of the poorest districts in the State. Over the recent years and months, we have been able to pay teachers' salaries on time and to pay all the expenses for textbooks and supplies for the schools of this particular area.

Therefore, it seems to me, Mr. President, that this particular legislation will be an encouragement to districts not to be provident managers, but to be careless managers inasmuch as if we should pass this legislation, any moneys that would have to be borrowed could be borrowed and we would reimburse the districts for the interest paid on this money. It seems to me that this type of legislation may encourage inefficiency rather than encourage efficiency. There, undoubtedly, are some districts in the State that have really had to borrow for this reason, but it seems to me that they are in a great minority.

Therefore, I intend to vote "no" on this legislation.

Mr. YOSKO. Mr. President, I desire to interrogate the gentleman from Schuylkill, Senator Wagner.

The PRESIDENT. Will the gentleman from Schuylkill, Mr. Wagner, permit himself to be interrogated?

Mr. WAGNER. I will, Mr. President.

Mr. YOSKO. Senator Wagner, has any sort of formula been worked out by the Department of Public Instruction to make it possible to determine which of the school districts that borrowed money, borrowed the money because of a delay in transmitting State appropriations?

Mr. WAGNER. Mr. President, when the bill was delayed any number of times because of that very thing, I requested the Department on behalf of both the Minority and the Majority in the Senate, to suggest a proper procedure to handle this matter. The Department of Public Instruction suggested an amendment to the bill which I added, providing for the Department to issue forms on which the borrowing district would have to certify, as well as the borrower, how much had been borrowed for this specific purpose, how much interest was paid and how much would be due.

I invited the Department of Public Instruction to elaborate to their hearts desire to make any suggestions they thought would be helpful and the extent of their recommendation was included in the amendments to the bill, Senator. Apparently they feel that this procedure will not only establish just what money was borrowed, only because of delayed appropriations, but it will determine how much was paid and it will have to be certified to beyond any puestion of a doubt.

Mr. YOSKO. Thank you, Senator.

Mr. SEYLER. Mr. President, my principal reason for being opposed to this bill is that it sets a precedent for future action which is contrary to the past practices of the Commonwealth in reimbursing the school districts.

I have reliable information from the Department of Public Instruction which indciates that, just taking the last six years as an example, in only one of those years have the payments of the appropriations for the entire year been made on time, which means that if the precedent which we are going to set if we pass this bill is carried out and if the past six years, during which time I am sure Senator Wagner will agree we had an efficient administration in office, gives any indication, we would be paying interest on borrowed money five out of every six years.

Mr. President, that seems to be a practice which we do not want to get into. For that reason, I am opposed to this bill. A secondary point I would like to make is that I have heard no evidence offered by the sponsor or anyone else that the figure which is contained in this bill of $500,000 would be adequate or would be more than adequate. I have not heard any figure given as to just how much money we might expect to pay out under this bill. I am sure I do not know how much money is needed and the Department of Public Instruction confesses itself unable to determine the figure.

Mr. President, for those two reasons, I think this Senate would be ill-advised and would be carrying for-

ward a poor economic practice to vote for this bill. Therefore, I intend to vote against it.

Mr. WAGNER. Mr. President, I do not believe there is anything to be done with this bill except to vote for it or vote against it, and make our determination today.

Mr. President, I agree with the gentleman from York that there are many times when appropriations are, of necessity, delay but I think he, too, will agree with me in turn that seldom has there been the delay that has been experienced this school term. At no time have I tried to place the blame for that. I simply faced the reality of it.

This bill, the last time it was reported out, did not come from the Education Committee. Our committee approved it and re-referred it to the Appropriations Committee some six or seven months ago. The Appropriations Committee, without any solicitation on my part whatever, saw fit to report it out because there were protestations from many parts of the State on the part of schools which could go out and borrow some money for a week or a months, but who said their budgets were knocked awry because of the length of time they had to have borrowed funds to pay their teachers.

Mr. President, it seems to me that the Department of Public Instruction ought to have a pretty general idea as to how much it might cost to repay that interest which was expended. They have not estimated the amount, but they have told me that this money will be sufficient and I presume they know that much. The bill plainly states that only so much of this appropriation as may be necessary shall be used for this purpose.

I am reluctant to prolong this debate and I have no desire to argue the matter, but I think because of the very unusual circumstances and conditions in the State, in school circles and in this very unusual Session of the Legislature, we ought to make this effort and this contribution to re-establish the balancing of the budgets in the school districts. I intend to vote "aye" and I invite all my colleagues to do the same.

Mr. SCHMIDT. Mr. President, I gather from the remarks of Senator Wagner that these moneys, which these school districts were required to go out and borrow, were the moneys that ths State was unable to pay because of the so-called tax impasse of this Session. Yet, When I read this bill, it would appear as though it were for the payment of the appropriations made in 1953. Do I understand correctly that we, in this Session are raising moneys which were appropriated in the 1953 Session? Is that correct, Senator Wagner.

Mr. WAGNER. I believe the money that was due in 1955 was to reimburse the school districts for expenditures in the 1953-1954 school sessions.

Mr. SCHMIDT. No, this talks about, "by reason of the deferment of appropriations for payments to school districts made by the General Assembly of 1953." Now I feel that a lot of the school districts, by reason of our tax impasse this Session, were put to a great expense and had to go out and borrow these moneys. If that is the money we are talking about it is one thing, but if these are payments which were to be made out of the appropriations of 1953, then I think we have a different story.

Mr. LANE. Mr. President, this bill has been on the Calendar quite some time and none of us know the exact amount that is necessary. I do not think any of us know the approximate amount necessary.

I dislike very much to vote for something when I do not know what I am voting for. However, I realize that this a debt of the Commonwealth. I, accordingly, suggest that we have Senator Wagner, Senator Seyler, Senator Hays and Senator Yosko contact the Department of Public Instruction tomorrow, and let us know how much money they actually need and what their sentiments are.

REQUEST THAT BILL GO OVER IN ORDER

Mr. LANE. Therefore, Mr. President, I ask unanimous consent that Senate Bill No. 223, Printer's No. 652, on final passage, go over in its order until tomorrow.

The PRESIDENT. Is there objection?

Mr. WADE. Mr. President, in due deference to the gentleman from Washington, Senator Lane, he said in the early part of his statement that the bill had already been on our Calendar a long time. I have not had time to look up and find out just how long it has been on our Calendar, but I agree with him that it has been here quite awhile. However, further than that, I do not think it is possible for the Department of Public Instruction or for anyone else to determine very definitely the amount of money that is necessary.

The bill carried an appropriation of $750,000 originally. That has now been reduced to half a million dollars or $500,000.

Mr. President, I think the only approach to this problem, if we agree with the principle, is that we pass this bill today and then if not all the money is necessary, certainly that will lapse back into the General Fund. If that amount and more is necessary, a deficiency appropriation could be passed in the next Session to meet this problem, which we believe on this side is a necessary one and a proper debt of the Commonwealth.

Therefore, Mr. President, as much as I dislike to do it, I object to the bill going over today.

Mr. LANE. Mr. President, I believe that the Senator from Cumberland, Senator Wade, will agree that we are earmarking $500,000 for a job which may take $100,000 or $125,000. I think he will agree also that we need the money very badly. Why should we earmark $500,000, even though it is written that as much as is necessary shall be appropriated? I feel we are not being sincere in our efforts if we do not try to get a decent figure.

I agree that the bill has been on the Calendar a long, long time and I thought that possibly Senator Wagner had all the information. I am suggesting now that we can resolve it tomorrow if Senator Wagner, Senator Seyler, Senator Hays, Senator Yosko and any others who are interested go over to the Department of Public Instruction and get us the real figures so we can amend the bill and pass it. If $500,000 is not sufficient, we will have to add to it.

We do not know what we are voting for, at least I do not know, and, therefore, I cannot vote for the bill the way it stands now.

Mr. WADE. Mr. President, I agree with the gentleman one hundred per cent that we do not know whether this is the right amount or not and, second, that we need the money, but, third, we are voting for a principle in this bill as much as anything else. There is no information in the possession of the Department of Public In-

struction, or anyone in the Department, which would give us a close estimate of the amount necessary to do this job. If it is possible to obtain those figures within the near future ,the House can secure them and put the amendment in the House. Because it is a Senate bill, more than anything else, I think we should vote today on the bill.

I might add, Mr. President, that Senator Wagner has already asked the Department of Public Instruction, in writing, if they could give a close determination of the amount of money necessary to meet this obligation, if it is an obligation of the Commonwealth, and they replied by saying that there is no method by which they could determine a nearly accurate estimate on the amount of money necessary.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Cumberland, Senator Wade.

The PRESIDENT. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. LANE. Senator Wade, you will agree that the original appropriation was for $750,000. Is that not correct?

Mr. WADE. I will.

Mr. LANE. Senator Wade, can you advise the Members of the Senate where they got that figure?

Mr. WADE. Yes, I will be glad to so far as I know, although Senator Wagner could give a better statement as to how the figure was determined in the first place. However, it was an estimate of the total appropriations due, which was not a close estimate at all, and also of the number of districts that had borrowed money.

Mr. LANE. Could you tell the Membership how many districts borrowed money and how much?

Mr. WADE. Mr. President, I have already said in this debate that there is no way that we could closely approximate the amount of money except by a very rough method.

Mr. LANE. Senator Wade, then you agree that if we vote for a $500,000 appropriation, we still do not know what we are voting for. Is that correct?

Mr. WADE. I agree, Mr. President, that we have no way of determining a close estimate of the amount of money necessary to do this job.

Mr. LANE. Thank you, sir.

Mr. WAGNER. Mr. President, we just might clarify that by stating that the Department believes this money is sufficient, which is our main concern.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Schuylkill, Senate Wagner.

The PRESIDENT. Will the Gentleman from Schuylkill, Mr. Wagner, permit himself to be interrogated?

Mr. WAGNER. I will, Mr. President.

Mr. LANE. Senator Wagner, you say that the Department said that $500,000 would be sufficient. Is that correct?

Mr. WAGNER. Yes, Senator.

Mr. LANE. Did it mention any figure at all, Did it mention $400,000 or $450,000?

Mr. WAGNER. The answer to that is no, they did not.

Mr. LANE. Did they just say that $500,000 would be sufficient?

Mr. WAGNER. That is right.

Mr. LANE. Thank you, sir.

Mr. President, that is too rich for my blood. I am going to vote "no."

Mr. SEYLER. Mr. President, lest somebody thinks that the Department of Public Instruction is using crystal balls or something to do this, Senator Wagner knows, I am sure, and many of the other Members know, that the Department has no way of determining this until such time as the reports of the districts are made and that will be next year. Until that time, all they can do is read the newspapers and hope that they have taken account of all the borrowing which has been done by what they read in the newspapers which, of course, is a highly unscientific method. I think if I read the newspapers more carefully, I might give a better estimate at this point than the Department. I think Senator Wagner would agree with that.

There is no way, as has been conceded—and I think it is pointless to prolong the discussion of it—of determining how much money will be needed under this bill. The Department cannot do it; it cannot possibly do it. It can give a "guesstimate," I can give a "guesstimate," and Senator Wagner can give a "guesstimate." I suggest that we vote "no" on this bill.

Mr. PROPERT. Mr. President, I intend to vote "no" on this bill because I believe that hospital appropriations and other appropriations have been delayed, and I think we will be establishing a very bad precedent.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—21

Berger,	Harney,	Peelor,	Van Sant,
Blass,	Kessler,	Ruth,	Wade,
Chapman,	Mahany,	Scott,	Wagner,
Diehm,	Mallery,	Stevenson,	Watkins,
Fleming,	Pechan,	Taylor,	Whalley,
			Wolfe,

NAYS—9

Derk,	McGinnis,	Propert,	Seyler,
Hays,	Mullin,	Schmidt,	Yosko,
Lane,			

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

BILLS OVER IN ORDER

Mr. LANE. Mr. President, in deference to Senator Stiefel, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 672, Printer's No. 280; and

Senate Bill No. 673, Printer's No. 270.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1010, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" authorizing erection of warning or protective devices during work on highways.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1017, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949" authorizing the issuance of bonds for refunding purposes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1044, entitled:

An Act amending the act of July 1, 1937 (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission . . ." further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1048, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" requiring entrance of bond in appeals from board of adjustment rulings affecting zoning regulations.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1055, entitled:

An Act amending the act of June 7, 1901 (P. L. 491) entitled "An act authorizing municipalities to define and

fix the terms for the use of public parks or grounds of any kind for railroad purposes" extending such authority.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 1116, Printer's No. 1659, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1150, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law" defining employes of the Pennsylvania Tunnel Commission as State employes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 1269, Printer's No. 1532, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1311, Printer's No. 1685, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. WADE. Mr. President, this is a very important piece of legislation. The districts to which this money is allocated, if the bill passes and becomes law, have been depending on these allocations since early in February, which is the usual time for them to receive their allocations. The committee has given the bill a great deal of study. It is modeled after the legislation which was passed two years ago, known as Act No. 340, which worked very well. I believe the bill is now in good order, and I am prompted to say that it is agreed to by the Democratic Leadership.

Under Act No. 340, for each mile in the cities, boroughs, towns and townships, they received $163 on a mileage basis and fifty-seven cents per capita. Under this, as amended, it follows the same pattern quite identically. In other words, they would receice $301 per mile or $1.14 capita, according to the 1950 census.

I think, Mr. President, it is high time that we now act on this bill and make this allocation, if it is approved, and get the money into the hands of the districts. I see no reason whatever for holding the bill any longer.

Mr. LANE. Mr. President and Members of the Senate, I agree with Senator Wade that this legislation is very important to the political subdivisions. However, Senator Dent has advised me that he has further amendments which he wishes to offer tomorrow and which he feels will improve the bill.

Therefore, Mr. President, I have requested that the bill go over in order so that Senator Dent can offer the amendments. As a matter of fact, I believe they are working on the amendments right now and I had hoped that Senator Dent would be on the floor when this bill came up. However, he advised me that if the bill came up and he was not on the floor, to request that it be carried over in order.

Mr. WADE. Mr. President, certainly we would object to no amendments which would improve the bill. As I stated before, the bill follows very closely the pattern of Act No. 340. Earlier, when Senator Dent was here on the floor, he stated that there was a question as to the way of determining the money. I think I proved, to his satisfaction, that it was clearly outlined in the bill. However, if Senator Lane or anyone else feels that they have amendments which would improve the bill, I certainly would have no objection to it going over in order until tomorrow, and I withdraw my objection.

I would like to correct a figure that I gave just a few minutes ago. Instead of $163 per mile, on a mileage basis, it is $208 per mile under Act No. 340.

The PRESIDENT. Objection having been withdrawn, House Bill No. 1311, will go over in its order.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1735, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating the speed of certain vehicles.

And said bill having been read at length the third time,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows: viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 1781, Printer's No. 1660, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1845, entitled:

An Act amending the act of June 20, 1919 (P. L. 521) entitled as amended Transfer Inheritance Tax Law" changing the tax rat on property transferred to lineal descendants of adopted children.

And said bill having been read at length the third time,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1849, entitled:

An Act amending the act of May 31, 1945 (P. L. 1198) entitled "Bituminous Coal Open Pit Mining Conservation Act" further regulating mining operations requiring the filing of maps changing provisions with respect to registration bonds backfill overburden enforcement of the act appeals and penalties and providing for the payment of fines into a special fund

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. SCHMIDT. Mr. President, yesterday I made some remarks on House Bill No. 1849 at a time when the resolution was offered, referring the whole problem relative to strip mining to a study by the Joint State Government Commission with the understanding that there would be a report made to this Legislature at the next Session. As you will recall from my interrogation of the sponsor of the resolution, I was told that it was his understanding that with the passage of that resolution, House Bill No. 1849, in the condition that it now appears on the Calendar, was to be adopted.

At that time, I stated my opposition to it and said that I would offer amendments today. Immediately after making my remarks—and, by the way, I wish you to know that I was very sincere in making those remarks—I was advised by those in the know that the bill would never have come out of committee unless a certain understanding had been had that this bill would not be disturbed on the floor.

This understanding met with the approval of the Secretary of Mines and of the various labor groups interested, as well as the operators. They felt that to get the bill out in the shape it was in was an improvement over the previous condition, and they felt that this study which would be made would result in better legislation at the next Session.

Being advised of that, Mr. President, I am, therefore, not going to offer any amendments at this time. I will leave the bill proceed as it is and hope that the resolution which was offered will come out of committee, will be adopted and that a report will be made by the Joint State Government Commission.

Mr. FLEMING. Mr. President, yesterday when Senator Schmidt took the floor, I was in the unfortunate position of not being able to answer him because I was presiding in your place. I had intended to offer the amendments that he spoke about, but I had been informed of the same facts that Senator Schmidt just recited; that were it not an agreement between certain elements of the in-

dustry, the Secretary of Mines and the labor unions, it would have been impossible to have the bill brought out.

The bill, in its present shape, certainly in my opinion, does not go to the extent that it should go. However, I feel that it is, at least, a step in the right direction and I was assured that the resolution, sponsored by Senator Whalley, Senator Lane and myself, calling for a Joint State Government Commission investigation of the strip mining activities in the bituminous field, would be brought out and acted upon by this Senate. That resolution was reported from the Rules Committee today and will be acted upon. I feel confident that it will be adopted by the Senate and that the Joint State Government Commission will make a full and complete investigation of the facts, and those things that you and I hope will become law in Pennsylvania will be recommended by that committee.

Mr. LANE. Mr. President, I must make my position clear on this legislation. I feel that the bill in its present form is a decided improvement over the present legislation we have on our statute books. However, I am happy to know that the resolution has been reported to the floor. I hope that after due study we can improve upon the operations of strip mining, because they certainly are destroying the natural beauty of this great Commonwealth.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1890, entitled:

An Act reenacting and amending the act of September 26 1951 (P. L. 1518) entitled "Trademarks Registration Act" extending the act to service-marks used to identify certain services and distinguish them from others

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1946, entitled:

An Act amending the act of May 5, 1921 (P. L. 374) entitled "An act providing for the licensing and regulation of corporations copartnerships associations and individuals engaged in the business of receiving payments or contributions to be held or used in any plan of accumulation or investment or of issuing negotiating offering for sale or selling any certificates securities contracts or other choses in actions evidenced by writing on the partial payment or instalment plan or of assuming fixed obligations or issuing in connection therewith * * *" authorizing deposit of bonds of authorities created by the State or political sub-divisions as security for licensure

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,		Seyler,	Yosko,

NAYS—0

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1972, entitled:

An Act amending the act of September 26 1951 (P. L. 1505) entitled "An act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment" authorizing the giving of notice by certified mail return receipt requested

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 2021, Printer's No. 1482 on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2082, entitled:

An Act amending the act of July 28 1953 (P. L. 723) entitled "Second Class County Code" authorizing employes of the Commonwealth of Pennsylvania cities of the second and third class boroughs and townships upon application to become members of the county retirement system upon becoming county employes providing for payments by the employes and former employes into the county retirement fund

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 324, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" revising the school health program changing the duties of the Department of Health and the Department of Public Instruction relating thereto imposing duties on the State Council of Education and changing the basis for reimbursement therefor.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RECONSIDERATION OF SENATE BILL No. 324

Mr. MAHANY. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 324, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" revising the school health program changing the duties of the Department of Health and the Department of Public Instruction relating thereto imposing duties on the State Council of Education and changing the basis for reimbursement therefor

just passed second reading.

The PRESIDENT. How did the Senator vote?

Mr. MAHANY. Mr. President, I voted with the prevailing side.

Mr. WADE. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. WADE. Mr. President, I voted with the prevailing side.

The motion was agreed to.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 324:

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. VAN SANT offered the following amendments:

Amend Sec. 2 (Sec. 1401) page 3, line 9 by inserting after "Commonwealth": "or a chiropractor, legally qualified to practice chiropractic in the Commonwealth"; Amend Sec. 2 (Sec. 1418) page 14, line 2 by inserting after "Commonwealth": "or a chiropractor, legally qualified to practice chiropractic in the Commonwealth."

They were agreed to.

The section was agreed to as amended.

The third and fourth sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 517, Printer's No. 634, on second reading, go over in its order.

The PRESIDENT. Is there obpection? The Chairs hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 598, entitled:

An Act amending the act of April 9 1929 (P. L. 177) entitled "The Administrative Code of 1929" increasing amount of money available for aids and services to blind persons and persons of impaired vision

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 599, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929," authorizing the State Council for the Blind to accept certain payments and donations and increasing the services which may be given by it to certain blind persons.

The first section was read.

On the question,

Will the Senate agree to the sections?

Mr. WADE, on behalf of Mr. KOPRIVER, JR., offered the following amendment:

Amend Sec. 1 (Sec. 2320), page 3, lines 13 and 14, by striking out "or any organization or individual."

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the sections?

Mr. WADE, on behalf of Mr. KOPRIVER, JR., offered the following amendment:

Amend Sec. 2 (Sec. 2320), page 7, line 2, by inserting after "facilities": "where not otherwise available."

It was agreed to.

The section was agreed to as amended.

The third section and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 731, entitled:

An Act authorizing the use of certain mail services in lieu of registered mail when required by existing laws for the purpose of serving notices or processes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WADE. Mr. President, I move that Senate Bill No. 816, on second reading, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" revising the school health services program and transferring the reimbursement appropriation for school nurses in such program to the Department of Public Instruction.

be recommitted to the Committee on Public Health and Welfare for the purpose of further study.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 981, entitled:

An Act amending the act of June 24, 1895 (P. L. 212) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts . . ." and its supplement of May 5, 1899 (P. L. 248) changing the jurisdiction of the Supreior Court.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 991, Printer's No. 658, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1000, entitled:

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury . . ." fixing minimum salaries for prothonotaries and deputies in Philadelphia.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 1029, Printer's No. 660, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1058, entitled:

An Act amending the act of April 26, 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses" authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1060, entitled:

An Act to amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1335) entitled "Pennsylvania Hospital Survey and Construction Act" by requiring that non-Federal funds be available before application shall be made for hospital construction projects to be owned or operated by the State.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1491, entitled:

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1504, entitled:

An Act reenacting and amending the act of April 11, 899 (P. L. 37) entitled "An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth" extending its provisions to municipalities and townships.

And said bill having been read at length the second ime and agreed to.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1842, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017) entitled "County Institution District Law" changing the amount the institution district may pay for burial costs in each case.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1843, entitled:

An Act amending the act of June 13, 1883 (P. L. 119) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" regulating the burial costs for unclaimed bodies unfit for anatomical purposes and making provisions conform to existing law."

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. WADE. Mr. President, I move that House Bill No. 1860, on second reading, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating official inspections of motor vehicles trailers and semi-trailers.

be recommitted to the Committee on Highways for the purpose of further study.

Mr. MAHANY. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1891, Printer's No. 1427, on second reading, go over in its order.

The PRESIDENT. Is there ob jection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1894, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1905, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" by changing registration fees for certain motor buses and motor amnibuses.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILL RE-REFERRED

Mr. WADE. Mr. President, I move that House Bill No. 1934, on second reading, entitled:

An Act amending the act of June 29, 1953 (P. L. 304) entitled "Vital Statistics Law of 1953" making it unlawful for unauthorized persons to copy duplicate or issue certificates of birth death or fetal death.

be re-referred to the Committee on State Government for the puspose of further study and possible amendment.

Mr. BLASS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, there is nothing we can do about it if the Majority wants to re-refer this bill. I had planned on securing amendments and offering them tomorrow. However, I feel that the bill does have some good features. I can see where it is very restrictive but, at the same time, it has some advantages.

I would like for you to withdraw your motion to re-refer this bill until I have an opportunity to offer the amendments. Then, if you are not satisfied, you can kill the bill. I feel that it does have some very great advantages that could be properly utilized if the bill is amended.

Mr. WADE. Mr. President, may I suggest to the gentleman from Washington County that Senator Diehm, Chairman of the Committee on State Government, is always very cooperative in considering amendments. I am sure that if Senator Lane would get his amendments to Senator Diehm, they would receive full consideration.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

RECALLING SENATE BILL No. 929 FROM THE GOVERNOR

In the Senate, April 5, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 929, Printer's No. 614, entitled "An act amending the act of April 12 1951 (P. L. 90) entitled 'An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws' providing for the exercise of discretion in the forefiture and condemnation of property illegally possessed or used," be recalled from the Governor for the purpose of amendment.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 35

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 35, entitled:

An Act amending the act of May 21, 1931 (P. L. 149), entitled, as amended "Liquid Fuels Tax Law," extending for an additional period the right to partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes.

The PRESIDENT. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 794

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 794, entitled:

An Act amending the act of January 21, 1947 (P. L. 3), entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," changing the title of and compensation of certain House employes; and providing for the appointment of additional employes therein.

The PRESIDENT. This Report of Committee of Conference will appear on tomorrow's Calendar.

SENATE BILL No. 246 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 246, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 343 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 343, entitled:

An Act making an appropriation to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnositic Laboratory at the National Agricultural College Farm School Pennsylvania

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 524 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 524, entitled:

An Act amending the "Vehicle Code" of May 1 1929 (P. L. 905) * * * defining transit mix vehicles and fixing registration fees and permissible weights therefor

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE CONCURS IN SENATE BILL No. 31

He also returned to the Senate, Senate Bill No. 31, entitled:

An Act creating a commission to arrange plans for the celebration of the One-hundredth Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address and making an appropriation

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 425

He also returned to the Senate, Senate Bill No. 425, entitled:

An Act making an appropriation to the Department of Property and Supplies for sanitary and surface drainage sewer disposal at the California State Teachers College

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 659

He also returned to the Senate, Senate Bill No. 659, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 957

He also returned to the Senate, Senate Bill No. 957, entitled·

An Act amending the act of June 4 1937 (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes retirement system in counties of the third class and imposing certain charges on counties" providing for reinstatement of county employes and officers returning to county employment

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 963

He also returned to the Senate, Senate Bill No. 963, entitled:

An Act making an appropriation to the Senate committee appointed to cooperate with certain State departments and commissions with regard to certain matters concerning stream pollution in the Lehigh Canal

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 968

He also returned to the Senate, Senate Bill No. 968, entitled:

An Act making an appropriation to the Department of Welfare for use in the treatment of mentally retarded children and for the repair of buildings used in the treatment of mentally retarded children

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 971

He also returned to the Senate, Senate Bill No. 971, entitled:

An Act amending the act of December 22, 1955 (Appropriation Acts No. 29A) entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five and making appropriations to the Department of Public Instruction for reimbursements to school districts" increasing the amount of the appropriation for state teachers colleges

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 973

He also returned to the Senate, Senate Bill No. 973, entitled:

An Act to promote the welfare of the people of the Commonwealth by the reduction of unemployment in certain areas of the Commonwealth determined to be critical economic areas providing for the establishment of industrial development projects in such areas creating The Pennsylvania Industrial Development Authority as a body corporate and politic with power to allocate funds for and make secured loans to industrial development agencies for the payment of a part of the cost of industrial development projects in critical economic areas authorizing the Authority to enter into agreements with the Government of the United States or any Federal agency or industrial development agency empowering the Authority to take title to sell convey and lease industrial development projects where necessary to protect loans made by the Pennsylvania Industrial Development Authority on industrial development projects providing that no debt of the Commonwealth its municipalities or powers granted by this act and providing for the examination political subdivisions shall be incurred in the exercise of any of the accounts and affairs of the Authority and making an appropriation

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1009

He also returned to the Senate, Senate Bill No. 1009, entitled:

An Act amending the act of July 28, 1953 (Appropriation Acts page 16 Act No. 20-A) entitled "An act making an appropriation to the Department of Forests and Waters for the protection and stabilization of Presque Island Peninsula and Erie Harbor at Erie" authorizing the use of funds for improvement and development purposes

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1019

He also returned to the Senate, Senate Bill No. 1019, entitled:

An Act amending the act of May 12, 1943 (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1046

He also returned to the Senate, Senate Bill No. 1046, entitled:

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia

with the information that the House has passed the same without amendments.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 1243, entitled:

An Act amending the "Public School Code of 1949" * * * providing for annual payments by the Commonwealth to school districts and vocational school districts on account of expenses for educational television broadcast by nonprofit educational television stations and making an appropriation

Which was committed to the Committee on Rules.

House Bill No. 1948, entitled:

An Act amending "The Second Class Township Code" of May 1, 1933 (P. L. 103) authorizing the reconveyance or disposition of real property acquired for certain designated purpose

Which was committed to the Committee on Rules.

House Bill No. 2064, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to edit illustrate and publish its new report on the Frontier Forts of Pennsylvania providing for the distribution and sale thereof and making an appropriation

Which was committed to the Committee on Appropriations.

House Bill No. 2083, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) providing for the appointment of deputy commissioners of the Pennsylvania State Police and the fixing of their salaries

Which was committed to the Committee on Rules.

House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

Which was committed to the Committee on Appropriations.

REPORT FROM COMMITTEE

BILL RE-REFERRED

Mr. BLASS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BLASS, from the Committee on State Government, returned to the Senate, Senate Bill No. 1066, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of California State Teachers College, to acquire tracts of land for the use of California State Teachers College, and making an appropriation.

Which was re-referred to the Committee on Appropriations.

BILLS INTRODUCED AND REFERRED

Mr. BLASS. Mr. President, I ask unanimous consent to introduce bills at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. BLASS, MAHANY and DENT read in place and presented to the Chair Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters, with the approval of the Governor, to convey to the City of Erie the Canal Basins situate in the City of Erie, Erie County, Pennsylvania.

Which was committed to the Committee on Rules.

They also read in place and presented to the Chair Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor to sell and convey 24.1 acres, more or less, of land situate in the City of Eire, Erie County, Pennsylvania," authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

Which was committed to the Committee on Rules.

HOUSE BILL No. 2021 CALLED UP FROM THIRD READING CALENDAR

Mr. LANE. Mr. President, I call up from page 7 of today's Third Reading Calendar, House Bill No. 2021, Printer's No. 1482, which went over in its order.

REQUEST THAT BILL GO OVER IN ORDER WITHDRAWN

Mr. LANE. Mr. President, I withdraw my request that House Bill No. 2021, Printer's No. 1482, on third reading, go over in its order, and I now ask that the bill be read for the third time.

BILL ON THIRD READING AND FINAL PASSAGE

Agreably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2021, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" providing for the fixing of compensation for officers whose salaries are not prescribed by law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin	Stevenson,
Berger,	Harney	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller	Taylor,
Camiel,	Kessler,	Mullin	Van Sant
Chapman,	Kopriver	Pechan	Wade,
Dent,	Lane,	Peelor	Wagner
Derk,	Madigan,	Propert	Watkins
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt	Weiner
Donolow,	McCreesh,	Scott,	Whalley,
Flack	McGinnis,	Seyler,	Wolfe,
Fleming		Silvert	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1694

The Clerk of the House of Representatives being introduced, informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1694, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the 'Pennsylvania Hospital Survey and Construction Act of 1947."

HOUSE MESSAGES

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED ON BY THE HOUSE TO HOUSE BILL No. 1694

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 887 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 887, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith.

and has appointed Messrs. POLEN, GUSS and WORLEY as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 887 AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 887, and that a Comitteee of Conference on the part of the Senate be appointed.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. KESSLER, DIEHM and RUTH as a Committee of Conference on the part of the Senate to confer with a similar committeee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 887.

Ordered, That the Clerk inform the House of Representatives accordingly.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, when I made my request, my friend, John Paget, was in the Senate Chambers. I hope he is here now because I want him to hear this.

Mr. President, I noticed in the Evening News, under a column entitled: "On Capitol Hill," by John Paget, that he stated that at the next Session of the Legislature, if both the House and Senate are controlled by the Democrats, the Reorganization Plans of the Governor will have a much better chance of being adopted. He pointed to the fact that we have only adopted five out of eight of the Reorganization Plans and, because of the Republicans being in control of the Senate and the Democrats in control of the House, it does not make for the adoption of these Reorganization Plans.

I want to call to John Paget's attention, and to any of you who read his column, the fact that the Republicans have only moved to disapprove two of the Reorganization Plans which have been sent over to us and that was done after hearings were held. Concerning the others that were disapproved, the motion to disapprove was made by the Democrats. I believe it was Reorganization Plan No. 7 which the Republicans were perfectly willing to adopt if the Democrats had not made the motion to disapprove it.

We certainly cannot adopt plans of reorganization before the Governor sends them over. We have only had eight plans sent to us so far. We have adopted five. The Republicans—if you want to call it that—have killed off two of them due to cause submitted to us by those who were involved. The Democrats have knocked off one. I do not, therefore, see where the Republicans have obstructed in any way the Governor's plans to reorganize the State Government. We have not received one in a long while. I forget how many months it has been since we had the last plan submitted to us. However, we are here waiting to receive any more plans for reorganization that the Governor intends to send over to us. I feel sure that if he sends over some, we will be happy to act upon them. If they are worthwhile and save any money, we will be glad to adopt them. So far, out of the eight plans that were sent us, not one has stated how much money would be saved, if any. That is certainly contrary to the Reorganization Act which we adopted.

Mr. President, I hope that the columnist will make satisfactory corrections in his next article.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for ten minutes, for the purpose of holding a meeting of the Committee on Rules.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORTS FROM COMMITTEES

Mr. RUTH. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RUTH, from the Committee on Rules, reported as amended, House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (Pamphlet Laws) (Act No. 381) entitled "Selective Sales and Use Tax Act" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property form the tax and changing provisions for assessment and collection of the tax and license fees.

Mr. KESSLER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KESSLER, at the request of the Committee on Rules, from the Committee on Finance, reported as amended House Bill No. 2096, entitled:

An Act amending the act of June 1, 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' . . ." requiring additional reports and changing the due date of certain payments of capitol stock tax and franchise tax and further providing for the computation and payment of the tax by domestic corporations, joint stock associations, limited partnerships and companies.

PERMISSION TO ADDRESS SENATE

Mr. KESSLER asked and obtained unanimous consent to address the Senate.

Mr. KESSLER. Mr. President, House Bill No. 2096, which I just reported from the Committee on Finance, is the capital stock tax bill. It will be in print tomorrow, and I hope that nobody accuses us of having any gimmicks, sleepers or Mickey Finns in it. Everyone will have plenty of time to read it.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 147, entitled:

An Act amending the act of March ten one thousand nine hundred forty-nine (P. L. 30) entitled "Public School Code of 1949," providing for increasing the membership of county boards of school directors in certain counties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 291, entitled:

An Act amending the act of June 7, 1887 (P. L. 365), entitled "An act to encourage and authorize the formation of cooperative associations, productive and distributive, by farmers, mechanics, laborers, or other persons," authorizing perpetual existence for cooperative associations; providing for prospective and retroactive amendments to articles of association; increasing terms of existence or making such terms of existence perpetual.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 296, entitled:

An Act amending the act of May 16, 1951 (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county" extending provisions of the act to certain counties and limiting the amount counties may expend on training schools in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 503, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law," by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 563, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Reitrement Law," providing credit for retirement purposes for out-of-state service in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 789, entitled:

An Act authorizing the Department of Military Affairs to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 876, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing limitations on driver-education expenses of the Department; changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs; and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 890, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws 1043) entitled "Public School Employes Retirement Law" by further providing for return to service with full retirement rights.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 895, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting disability annuitants who withdrew from school service to elect to become members of the one one-hundred-fortieth (1/140) class upon restoration to school service.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1043, entitled:

An Act amending the act of December 22, 1955 (Apporpriation Acts No. 29A) entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years . . ." increasing the amount of the appropriation for farm and home safety education.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August, one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions; . . ." by making certain technical changes and be adding provisions concerning safety regulations and match-makers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1065, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1067, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" clarifying provisions relating to school directors, county superintendents, assistant county superintendents, supervisors of special education, district superintendents and payment of certain salaries.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1069, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation, domestic or foreign, to enforce a secondary right because the corporation refuses to enforce rights, which may be asserted by it, requiring that plaintiff be a shareholder at the time of the transaction of which he complains, or that his shares thereafter devolved upon him by operation of law; . . ." specifically incluidng a suit by shareholders to compel the declaration of dividends by a corporation as a suit within the provisions of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1130, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law," by permitting employes to make up back payments to the retirement system from the time they enter school service and securing to such employes the full benefits of the retirement system from the time they entered school service.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1253, entitled:

An Act amending the act of July 18, 1917, (P. L. 1043) entitled "Public School Employes Retirement Law," authorizing contributors in the one one-hundred-sixtieth class to transfer to the one one-hundred-fortieth class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1474, entitled:

An Act amending the act of May 4, 1927, (P. L. 519) entitled "The Borough Code," further regulating the power of boroughs to levy and collect the annual tax for general borough purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1935, entitled:

An Act amending the act of May 31, 1947 (P. L. 377) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof . . .'" providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1983, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) ntitled "Public School Code of 1949," clarifying provisions elating to the right to participate in the election of county oards of school directors associate superintendents susension of professional employes on consolidation of schools ule making power in reference to medical and dental xaminations status of State teachers college graduates and ıcurring penalty for employing teachers with only emerency certificate.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and conideration of House Bill No. 2001, entitled:

An Act amending the act of June 20, 1947 (P. L. 745) ntitled "An act to provide revenue for school districts of he first class by imposing a temporary mercantile license ax on persons engaging in certain occupations and busiesses therein . . ." fixing a period of limitations for aking assessments and for beginning suits for collection f unpaid taxes and reducing the penalty on unpaid taxes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and conideration of House Bill No. 2006, entitled:

An Act amending the act of May 21, 1943 (P. L. 595) ntitled "An act authorizing the Department of Property nd Supplies to establish operate and maintain self-susaining restaurants as herein defined in the State Capitol . . ." changing provisions relating to the operation of estaurants in the basement of the Main Capital Building.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and conideration of House Bill No. 2015, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) ntitled "The First Class Township Code" further regulatıg the publication of ordinances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2077, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) ntitled "The General State Authority Act of 1949" authorizing the issuance of bonds for refunding purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and conideration of House Bill No. 2096, entitled:

An Act amending the act of June 1, 1889 (P. L. 420) ntitled "A further supplement to an act entitled 'An act o provide revenue by taxation' . . ." requiring additional eports and changing the due date of certain payments of apitol stock tax and franchise tax and further providing for the computation and payment of the tax by domestic orporations, joint stock associations, limited partnerships nd companies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L. —) (Act No. 381) entitled "Selective Sales and Use Tax Act" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Friday, April 6, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

Mr. DERK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned to 6:30 o'clock, p. m., Eastern Standard Time, until Friday, April 6, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

THURSDAY, APRIL 5, 1956

The House met at 10:00 a. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

Reverend Frank Mesakos, Pastor of St. John The Baptist Greek Catholic Church, Ambridge, Pa., guest Chaplain and guest of the gentleman from Beaver, Mr. Hamilton, offered the following prayer:

Almighty God before Whom the generations of men pass in triumph or defeat and Who doth preside over the destinies of all mankind, grant that we may be inspired with a greater faith in the moral order of the universe, a greater faith in the power of righteousness, and above all, a greater faith in Thee.

We pray that when we are discouraged and tempted to yield to despair we may hear Thy voice awakening within us the glad assurance that Thy divine purposes can never be defeated. Inspire us with a stronger faith in Thee, give us a vision of that blessed time when justice and righteousness shall find a clearer expression in our social, industrial and political life, and when civilization shall be glorified with the spirit of good will and all nations of the earth shall walk together in the paths of peace.

Hear us in the Name of the Prince of Peace. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. Without objection, the approval of the Journal for Wednesday, April 4, 1956 will be postponed until printed. The Chair hears none.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 95, 96 and 1924.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 95, Printer's No. 51, entitled "An Act amending the act of June twenty-four one thousand nine hundred thirty-nine (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' making it unlawful to sell or dispense knives etc commonly called 'switchblades'."

GEORGE M. LEADER.

April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 96, Printer's No. 100, entitled "An Act amending the act of June twenty-four one thousand nine hundred thirty-nine (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' making it unlawful for any person to carry on or about his person a firearm slungshot handy-billy dirk-knife razor or any other deadly weapon or any knife razor or cutting instrument the blade of which can be exposed in an automatic way by switch push-button spring mechanism or otherwise."

GEORGE M. LEADER.

April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1924, Printer's No. 1423, entitled "An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled 'An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licensees and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations' by regulating the use of a fictitious or assumed name by any participant in any amateur boxing contest or exhibition."

GEORGE M. LEADER.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, April 4, 1956.

Resolved (if the Senate concur), That House Bill No. 929, Printer's No. 876, entitled "An act amending the act of July 20, 1917 (P. L. 1158), entitled 'An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth' increasing mileage," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 160.

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," changing the provisions as to contributors who died before retirement.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has receded from its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1339, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" further providing for the terms of office of school directors of union and merged districts.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, March 29, 1956.

Resolved (if the Senate concur), That House Bill No. 1451, Printer's No. 496, entitled "An act to further amend Section 33 of the act approved the thirty-first day of May one thousand nine hundred eleven (P. L. 468) entitled 'An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employees defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or tollroads forming all or part of any State highway and procedure therein providing for work of improvement of State highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of appliaction for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act' by changing the percentage of payments to be withheld by the Secretary of Highways pending satisfactory completion of contracts for the construction of State highways and bridges," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, April 3, 1956.

Resolved (if the Senate concur), That House Bill No. 1720, Printer's No. 1146, entitled "An act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 842) entitled 'An act relating to the acquisition of rights to divert water from rivers streams natural lakes and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth defining various words and phrases vesting in the Water and Power Resources Board certain powers and authorities for the conservation control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth making available for public water supply purposes water rights heretofore or hereafter acquired but not used providing for hearings by the Water and Power Resources Board and for appeals from its decisions fixing fees granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters repealing all acts or parts of acts inconsistent herewith including Act No. 109, P. L. 152, approved April 13, 1905, Act No. 307, P. L. 455, approved June 7, 1907, Act No. 64, P. L. 258, approved April 8, 1937,' by further regulating the period within which water rights must be acquired," be recalled from the Governor for the purpose of amendment.

PERMISSION TO ADDRESS HOUSE

Mr. TOMPKINS asked and obtained unanimous consent to address the House.

Mr. Speaker, I have received through the mail an invitation to a dinner to be held at the Farm Show Building in Harrisburg on May 23, 1956.

The letter states: quote:

For your convenience I am enclosing a reserva-

tion card and for every $100 voluntary contribution we will mail you an invitation to the dinner.

The letter is on Pennsylvania Democratic Committee stationery and the card is addressed to the Pennsylvania Democratic State Finance Committee.

First, I ask whether rent is being paid for the Farm Show Show Building by the Pennsylvania Democratic State Committee? If so, how much? If not, why not?

This same invitation has been sent to Republicians who must hold a license from the Commonwealth to do business. It will be interesting to learn what penalty will be visited upon them if they fail to make the $100 voluntary contribution.

While on this subject, in 1955 a certain gentleman traveled the length and breadth of this Commonwealth firing, throwing out and displacing Boards of Trustees of state institutions and other persons for some alleged or mythical political activity. Great lip service! Wonderful reform! Magnificent ideals! Courageous performance! What a knight in shining armor!

But Uncle Dominnick in yesterday's Philadelphia Inquirer tears the fluorescent sheep shawl from this political wolf and exposes him for his cheap reform fakery. He demands $25 on a voluntary basis for a Democratic dinner from 376 persons on the payroll of one of the institutions under his jurisdiction, Selinsgrove State School for mental defectives and epileptics. And if they do not kick in, then what?

I am now inviting any person at this school, or any other school in the state, who loses his job because of refusal to buy a ticket to one of these dinners, or make a contribution, to write and let me know or get in touch with me. Politics has no place in these institutions!

P. S.: I am not buying one of those invitations for $100, their hasty confusion forgot to check my political party nor am I attending the dinner, for you see someone in affiliation.

Mr. Speaker, while I am here I would like also to take up one other little subject. I think this relates to one of the fundamentals of our system of government. This is something that affects us as a House of Representatives, irrespective of our party affiliations. To me it is a fundamental issue.

An editorial in the April 1, 1956, issue of the Philadelphia Sunday Bulletin states:

> They (certain members of the Pennsylvania Legislature) are lawmakers only because of the workings of our political system.

Also:

> It may be that a Ward Leader will want the job himself instead of simply lining up a stooge.

Just who of the present Members of the Legislature are lawmakers only because of the workings of our political system? It does not say.

Just who of the present Members of the Legislature are stooges? There are no disclosures.

The editorial elected to make the blanket charge and thereby stigmatize every present Member of the Legislatur. I now call upon the Bulletin for a bill of particulars. In the vernacular of the street. either put up or shut up! To just which members do you refer?

Of those now running for the Legislature in the April Primaries (and if the Bulletin or any other paper does not know who they are, for their information there is a complete list for the entire state in the Election Bureau of the Secretary of the Commonwealth), just which ones are stooges and for whom? Now is the time to speak up, not after the election!

Just who of those running in the Primary are likely to be elected only because of the workings of our political system? Now is the time to speak up and say.

And while we are on the subject, with all of its faults do you know of a better system?

Here awaits one of the greatest public services and journalistic opportunities of the century. The Philadelphia Bulletin and all the Press of this state, if our system is so bad, just what system do you propose? In the meantime, name those who are the culprits of our present system. As a matter of journalistic honesty, it is your duty to say or stand convicted of the greatest mass guilt by accusation of our time.

Up to this date in this country and under our political system you have no right to condemn us individually nor as a group to the political ghetto without a bill of particulars, proof and conviction. Let's keep it American!

Inasmuch as nearly everyone reads the Bulletin, I challenge the Bulletin to print this reply in full.

Mr. GARLOCK. Mr. Speaker, I ask permission to interrogate the gentleman from Cameron.

The SPEAKER. Will the gentleman from Cameron permit himself to be interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

The SPEAKER. The gentleman from Fulton will proceed.

Mr. GARLOCK. Mr. Speaker, I would like to ask if the person sending the invitation signed his name to the invitation or was it just an anonymous invitation.

Mr. TOMPKINS. Here is the invitation and it is signed by a William D. Teefy, treasurer, and the envelope calls for the contribution to be mailed to the Democratic State Finance Committee of Pennsylvania, M. H. McCloskey, Chairman, 1328 Suburban Station Building, Philadelphia 3, Pennsylvania.

Mr. GARLOCK. I had reference to the gentleman who mailed you the invitation that you were speaking of.

Mr. TOMPKINS. Here is the envelope, it has marked on the outside of it, Democratic State Committee of Pennsylvania, Philadelphia 3, Pa., addressed to Hon. Edwin W. Tompkins, West Fourth St., Emporium, Pa.

Mr. GARLOCK. I think you gave a couple of quotes there that the person who sent you the invitation stated that he was not contributing $100, this, that, and the other thing. That is the person I was asking about, if that was an anonymous statement or if the person signed his name to that statement?

Mr. TOMPKINS. I did not quite understand the gentleman's question.

Mr. GARLOCK. I believe you said the person was not sending in the $100 and referred to being interested in what might happen to him, or this, that, or the other, that the $100 was not going to be sent in and you requested anyone to get in touch with you if they were forced to, or if they lost their job, and this or that.

Mr. TOMPKINS. In that connection I am speaking of the $25 dinner contribution which is being asked of employes at the Selinsgrove State School. I am stating here and now that if anybody at that State School loses their

job because they refuse to pay that $25, I am asking them to get in touch with me.

Mr. GARLOCK. O. K. Another question, do you know of the previous administrations forcing donations out of these people who were employed in these institutions?

Mr. TOMPKINS. That has nothing to do with this issue. Whether previous administrations did the same thing has nothing to do with whether or not they have a right to continue to do it, or whether or not a man who has gone up and down this state and said, "There is no politics in these institutions, and I will allow none," now has the right to come out and put this club over the heads of these employes.

Mr. GARLOCK. Did you condone those practices before, or did you get on the floor of this House and object to them?

Mr. TOMPKINS. I had not heard that employes of state institutions had been subjected to demands for contributions in this manner before. I have heard of some employes on this Hill, yes, but not in state institutions of this kind.

Mr. GARLOCK. I do not believe when you visited some of the state institutions you had your ears open at that time, or I think you would have found that they were being pressured and contributions were being collected from them, and in some cases still are by the Republican Party.

Mr. TOMPKINS. May I inquire of the gentleman if he thinks that two wrongs make a right?

Mr. GARLOCK. No, I do not. I do not agree with that. But did the same two wrongs make a right in previous years?

Mr. TOMPKINS. Irrespective of that, is that any justification for the present practice to continue?

Mr. GARLOCK. I guess it was right for them but wrong for us. But I thank the gentleman.

PERMISSION TO ADDRESS HOUSE

Mr. GARLOCK asked and obtained unanimous consent to address the House.

Mr. Speaker, along these lines I just want to call to the attention of the House that I know of these practices being used by a party other than our party yet today, although I will say I have to criticize our administration for allowing them to exist.

I do know of one road job which had about twelve holdover inspectors on it while it had one new inspector on it. The contractor comes along, who is also a contractor who has been doing business with the state for years—they come along and they tell our men who interfered and tried to see that the job was done right that if they want to stay on the job they better get their nose the "H" out of something that does not interest hem.

Those roads were taken over by the Highway Department back in November, and today they are requesting, Republican holdovers are making the request, that we use state money to go out and put maintenance on these same roads.

So I do understand on reliable information that the Republican party in these districts is forcing these same inspectors to contribute to the Republican war chest today.

PERMISSION TO ADDRESS HOUSE

Mr. STEPHENS asked and obtained unanimous consent to address the House.

Mr. Speaker, in the interest of a more peaceful atmosphere in this House, I would suggest to the Democratic State Committee that they remove Mr. Tompkins' name from the mailing list.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 887, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1306.

An Act making an appropriation to the Philadelphia College of Osteopathy Philadelphia Pennsylvania for maintenance and support.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "three hundred thousand dollars ($300,000)" and inserting in lieu thereof the following: "one hundred thousand dollars ($100,000)."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1560.

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 5, page 6, line 17, by striking out after the word "of" the words "five cents ($.05)" and inserting in lieu thereof the words "two cents ($.02)"; page 7, line 6, by inserting after the word "agriculture" the words "and to be used solely."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1694

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "one hundred seventy-nine thousand two hundred seventy-five dollars ($179,275)" and inserting in lieu thereof the following: "one hundred twenty-one thousand seven hundred seventy-five dollars ($121,775)".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1650

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania to the Huntingdon Volunteer Fire Company to the Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No. 1 and to the Cresson Voluntary Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 3, by inserting after the word "Company" the following: "to Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No. 1"; Section 1, page 2, line 1, by striking out after the word "of" the following: "five thousand dollars ($5,000)" and inserting in lieu thereof the words "ten thousand dollars ($10,000)"; amend bill by inserting all of sections 5 and 6, as follows: "Section 5 The sum of seven hundred fifty dollars ($750) is appropriated to the Lower Allen Volunteer Fire Company and the sum of seven hundred fifty dollars ($750) is appropriated to the Camp Hill Volunteer Fire Company for the two fiscal years beginning June 1, 1956 for the protection of State property at White Hill Pennsylvania

"Section 6 The sum of five hundred dollars ($500) is appropriated to the Summerdale Fire Company No. 1 for the two fiscal years beginning June 1, 1955, for the protection of State property at the State Farm and Diagnostic Laboratory at Summerdale Cumberland County Pennsylvania

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives to House Bill No. 1060, entitled:

An Act defining and providing for the licensing of water well drillers prevention of pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1060

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. WHITENIGHT, GUSS and Mrs. MARKLEY.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives to House of Representatives, to House Bill No. 1609, entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus supplies and equipment.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1609

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. KOLANKIEWICZ, TOLL and CHARLES C. SMITH.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives to House Bill No. 1928, entitled:

An Act amending the act of May 20, 1949 (P. L. 1594) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and possessing with intent to sell of adulterated or deleterious ice cream french ice cream french custard frozen custard frozen ice confections frozen sherbet confections sherbet ice and fruit ice including coated ice cream and the coating thereof fixing standards for ice cream custard ice cream french ice cream french custard including sherbet frozen ice confections frozen sherbet confections frozen dairy confections ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing for licensing conferring powers and imposing duties upon the Department of Agriculture prescribing penalties and providing for the enforcement thereof" extending its provisions to ice milk and ice milk confections and conferring additional powers and duties on the Department of Agriculture and regulating sales of packaged ice milk

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1928

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. SNIDER, FARABAUGH and KENT.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives to House Bill No. 1955, entitled:

An Act amending the act of September 3 1955 (Appropriation Act of No 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with hurricane and flood damage of August one thousand nine hundred fifty-five" making the moneys appropriated available for flood damage of October 1955 and any flood or disaster damage during the year of one thousand nine hundred and fifty-six

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1955

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. WILLIAMS, WHITENIGHT and BOWER.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives to House Bill No. 1769, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," requiring informations charging violations of summary provisions of the act in cities of the first class to be brought before centrally located traffic courts designated by the chief magistrate

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1769

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. KOLANKIEWICZ, TOLL and POMEROY.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1703, Printer's No. 1629 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1703:

An Act making an appropriation to the Water and Power Resources Board of the Department of Forests and Waters for payment into the Flood Control Fund for flood control purposes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words "one million dollars ($1,000,000)" and inserting in lieu thereof the words "one million eight hundred ninety-nine thousand dollars ($1,899,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—170

Agnew,	**Gaffney,**	Mahan,	Sarraf,
Amarando,	**Garlock,**	Markley,	Schuster,
Anderson, M. S.,	**Gelfand,**	Maxwell,	Sherman,
Anderson, S. A.,	**Gibb,**	McCann,	Smith, C. C.,
Ashton,	**Gibson,**	McKeever,	**Smith, Wm. B.,**
Auker,	**Goldstein,**	McLaughlin,	Snider,
Banker,	**Gramlich,**	**Meholchick,**	Stank,
Barnatovich,	**Guss,**	**Mihm,**	**Stebbins,**
Bazin,	**Guthrie,**	**Mikula,**	Steckel,
Bell,	**Haudenshield,**	Miller,	**Stephens,**
Boles,	**Heavey,**	**Mills,**	**Stevenson,**
Bonner,	**Helm,**	Monroe,	Stone,
Boory,	**Henzel.**	Moody,	Stoner,
Bower,	**Hewitt,**	Moran,	Strausser,
Breisch,	**Hocker,**	Moscrip,	Stroup,
Brennan, A. P.,	**Holt.**	Muldowney,	**Swartz,**
Brennan, J. J.,	**Horst,**	Mullen,	**Taylor,**
Breth,	**Houk,**	Munley,	**Thomas,**
Brown,	**Isaacs,**	Murphy,	**Thompson,**
Bucchin,	**Jenkins,**	**Murray, H. P.,**	**Toll,**
Capano,	**Johnson,**	**Murray, J. J.,**	**Tompkins,**
Cioffi,	**Jones, G. E.,**	Murray, P. G.,	**Toomey,**
Cochran,	**Jones, T. H. W.,**	Musto,	**Varner,**
Comer,	**Jump,**	**Needham,**	Vaughan,
Curwood,	**Kamyk,**	**Ogilvie,**	**Wall,**
Davis,	**Keller,**	**Olsen,**	**Wallace,**
Donahue,	**Kent,**	**O'Neil,**	**Walsh,**
Donaldson,	**Kline,**	**Pacchioli,**	**Wargo,**
Dougherty,	**Knecht,**	**Parry,**	**Waterhouse,**
Ehrgood,	**Kolankiewicz,**	**Pashley,**	**Weidner,**
Eilberg,	**Kooker,**	**Paulhamus,**	**Welsh,**
Erb,	**Kornick,**	Petrosky,	**Wescott,**
Eshleman,	**Kratz,**	**Polaski,**	**Wheeler,**
Ewing,	**Leiby,**	**Polen,**	**Willaredt,**
Farabaugh,	**Leonard,**	**Pomeroy,**	**Williams,**
Filo,	**Leven,**	**Price,**	**Wilt,**
Fineman,	**Light,**	**Pursley,**	**Wood,**
Flint,	**Limper,**	**Readinger,**	**Worley,**
Floyd,	**Lopresti,**	**Reibman,**	**Yetter,**
Flynn,	**Lovett,**	**Reidenbach,**	**Yetzer,**
Frank,	**Lutty,**	**Renwick,**	**Ziegler,**
Frascella,	**Magee,**	Rovansek,	**Andrews,**
Frost,		**Royer,**	**Speaker**

NAYS—0

NOT VOTING—37

Adam,	**Foster,**	Leisey,	**Rigby,**
Blair,	**George,**	**Lippincott,**	**Rosen,**
Branca,	**Greenwood,**	**McCormack,**	**Rubin,**
Brenninger,	**Hamilton, R. K.,**	McGee,	**Rudisill,**
Bullen,	**Hass,**	McInroy	Scarcelli,
Cianfrani,	**Kehler,**	McWherter,	Sigman,
Connelly,	**Kromer,**	Metz,	**Varallo,**
Cooper,	**Lafore,**	**Naugle,**	Verona,
Down,	**Lawyer,**	Pettigrew,	**Whitenight,**
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Henzel for Mr. LAFORE because of illness.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. AMARANDO asked and obtained permission for the Committee on Motor Vehicles to meet during the session of the House.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 320, Printer's No. 1490 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 320.

An Act making an appropriation to the Department of Commerce for the advertisement and advancement of Pennsylvania as a resort and travel area

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "one hundred thousand dol-

lars ($100,000)" and inserting in lieu thereof the following: "three hundred thousand dollars ($300,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—170

Agnew,	Gaffney,	Mahan,	Sarraf,
Amarando,	Garlock,	Markley,	Schuster,
Anderson, M. S.,	Gibb,	Maxwell,	Sherman,
Anderson, S. A.,	Gibson,	McCann,	Smith, C. C.,
Ashton,	Goldstein,	McKeever,	Smith, Wm. B.,
Auker,	Gramlich,	McLaughlin,	Snider,
Banker,	Gelfand,	Meholchick,	Stank,
Barnatovich,	Guss,	Mihm,	Stebbins,
Bazin,	Guthrie,	Mikula,	Steckel,
Bell,	Haudenshield,	Miller,	Stephens,
Boles,	Heavey,	Mills,	Stevenson,
Bonner,	Helm,	Monroe,	Stone,
Boory,	Henzel,	Moody,	Stoner,
Bower,	Hewitt,	Moran,	Strausser,
Breisch,	Hocker,	Moscrip,	Stroup,
Brennan, A. P.,	Holt,	Muldowney,	Swartz,
Brennan, J. J.,	Horst,	Mullen,	Taylor,
Breth,	Houk,	Munley,	Thomas,
Brown,	Isaacs,	Murphy,	Thompson,
Bucchin,	Jenkins,	Murray, H. P.,	Toll,
Capano,	Johnson,	Murray, J. J.,	Tompkins,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toomey,
Cochran,	Jump,	Musto,	Varner,
Comer,	Jones, G. E.,	Needham,	Vaughan,
Curwood,	Kamyk,	Ogilvie,	Wall,
Davis,	Keller,	Olsen,	Wallace,
Donahue,	Kent,	O'Neil,	Walsh,
Donaldson,	Kline,	Pacchioli,	Wargo,
Dougherty,	Knecht,	Parry,	Waterhouse,
Ehrgood,	Kolankiewicz,	Pashley,	Weidner,
Ellberg,	Kooker,	Paulhamus,	Welsh,
Erb,	Kornick,	Petrosky,	Wescott,
Eshleman,	Kratz,	Polaski,	Wheeler,
Ewing,	Leiby,	Polen,	Willaredt,
Farabaugh,	Leonard,	Pomeroy,	Williams,
Filo,	Leven,	Price,	Wilt,
Fineman,	Light,	Pursley,	Wood,
Flint,	Limper,	Readinger,	Worley,
Floyd,	Lopresti,	Reibman,	Yetter,
Flynn,	Lovett,	Reidenbach,	Yetzer,
Frank,	Lutty,	Renwick,	Ziegler,
Frascella,	Magee,	Rovansek,	Andrews,
Frost,		Royer,	Speaker

NAYS—0

NOT VOTING—37

Adam,	Foster,	Leisey,	Rigby,
Blair,	George,	Lippincott,	Rosen,
Branca,	Greenwood,	McCormack,	Rubin,
Brenninger,	Hamilton, R. K.,	McGee,	Rudisill,
Bullen,	Hass,	McInroy,	Scarcelli,
Cianfrani,	Kehler,	McWherter,	Sigman,
Connelly,	Kromer,	Metz,	Varallo,
Cooper,	Lafore,	Naugle,	Verona,
Down,	Lawyer,	Pettigrew,	Whitenight,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RECONSIDERATION OF VOTE ON SENATE BILL No. 600

Mr. LEVEN. Mr. Speaker, I move that the vote by which Senate Bill No. 600, Printer's No. 330, entitled:

An Act to amend "Liquor Code" * * * by permitting sales on credit of liquor, malt or brewed beverages by railroad or pullman companies in dining club or buffet cars to passengers for consumption while enroute holding authorized credit cards issued by railroad or railroad credit bureaus."

was defeated on final passage Wednesday, April 4, 1956, be reconsidered.

Mr. FRANK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Leven vote on the final passage of this bill

Mr. LEVEN. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Lehigh, Mr. Frank vote on the final passage of this bill?

Mr. FRANK. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. LEVEN. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. ASHTON from the Committee on Agriculture and Dairy Industries, re-reported as amended, House Bill No. 1770, entitled:

An Act amending the "Penal Code * * *" regulating the energizing of fence wires with electricity.

Mr. GUTHRIE from the Committee on Motor Vehicles, reported as committed, Senate Bill No. 1028, entitled:

An Act amending the "Vehicle Code * * *" permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes.

Mr. YETTER from the Committee on Highways, re-reported as committed, Senate Bill No. 382, entitled:

An Act amending the act of May 7, 1937 (P. L. 589), entitled, as amended, "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the first class as State highways, and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of said streets; providing for the taking, opening, relocation, widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city, or either of them, and authorizing agreements between cities and the Commonwealth for the opening, taking, relocating, widening or change of grade of said streets, and designating the city as agent of the Commonwealth in such opening, taking, relocating, widening or change of grade and the determination of damages to private property arising therefrom; imposing duties on such cities and on public utility companies using such streets; authorizing cities, persons, associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction; regulating the replacement of certain facilities of public utility companies; prohibiting the making of any opening in said street after improvement wthout a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the

purposes of this act," changing or deleting certain routes.

Mr. WHEELER from the Committee on Highways, reported as amended, Senate Bill No. 26, entitled:

An Act amending the act of April 18, 1949 (P. L. 604), entitled "An act to promote the welfare of the people of the Comomnwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United State or any Federal agency; and authorizing the Department of Highways to grant, assign, convey, or lease to the Authority lands, easements, or rights of way of the Comomnwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation, "increasing the power of the Authority to borrow money and issue evidence of indebtedness therefor to construct a toll bridge over the Monongahela River.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1028, entitled:

An Act amending the "Vehicle Code * * *" permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 235

Mr. CAPANO. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 235.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 835

Mr. WHEELER. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 835.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 596 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 596, Printer's No. 871, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. BOIES. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Allegheny, Mr. BOIES vote on the final passage of this bill?

Mr. BOIES. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question, recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1, page 1, line 3 by striking out "medicine."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

PERMISSION TO ADDRESS HOUSE

Mr. AUKER asked and obtained unanimous consent to address the House.

Sometime ago there was cosponsored by myself and the gentleman from Erie, Mr. Waterhouse, a Resolution asking for an investigation of the selling of farm herds, poultry flocks and things of that nature from the farms connected with the state institutions. I am rather surprised that that Resolution has not been reported out of Committee.

It seems to me that when one man has the say of life or death over millions of dollars worth of orchards, farms, farm herds, poultry flocks, and so forth, which are used by our state welfare institution to help maintain the inmates of those institutions, and to furnish gainful employment and therapy employment for the inmates of those institutions, that it certainly does deserve a thorough investigation by the Members of this House.

I understand that after the resoluion was introduced the gentleman, "Doctor" Shapiro, was somewhat slowed up in his movement to get rid of these farm herds, but that now he has started all over again. In the meantime, I am reliably informed that fifteen acres of cherry trees have been wantonly destroyed at the Farview institution, that the herd up at Retreat in Luzerne County is no more, and that the poultry flock at Norristown has been ordered to be disposed of.

I know for certain that at one state institution farm of this kind the milk produced from the herd and used for the inmates of the institution to maintain them was supplied at a cost of between ten and twelve cents per quart. I also know as a matter of fact that to buy this same milk on the open market would cost between eighteen and nineteen cents a quart.

Now your arithmetic is as good as mine, no doubt, and you can easily see the extra financial burden which is going to be placed upon the taxpayers of this state. If that situation is allowed to exist and this "Doctor" Shapiro is going to be allowed to have his autocratic way, we will dispose of these flocks and herds which have been built up over a long period of years and are now in most places pedigreed herds and flocks.

I also know that an order went out just recently to destroy all the orchards at the Selinsgrove institution, peach trees, apple trees and cherry trees. I also know that the fruit of these orchards—they are among the best orchards in the state, by the way, and so classified by State College—was used for canning and for maintenance at the institution there and the surplus was given to other institutions.

Practically the only excuse I have been able to find why this is being done is because this kind of work, this farm husbandry and taking care of the flocks, and so forth, by inmates of these welfare institutions is not fit work for the inmates of these institutions. That is according only to the opinion of "Doctor" Shapiro, apparently it is not based on any medical testimony or any psychiatric testimony of any nature or kind.

To wantonly destroy these herds and flocks at such an immense cost to the taxpayers of the state, I think is certainly deserving of a thorough investigation by this Legislature. If we are going to sit down here and just hand over taxpayers' money willy-nilly and then let some man come along and by an executive order—and bear in mind this House voted to give this man full control over these institutions. It is my understanding that he recently told one Board of Trustees, "Well, just remember, boys, since the 1955 session you fellows here as Trustees do not any longer have any authority, I have the final say." That is the truth. You just mandated it right over to him. There is no limitation whatsoever on what he can or cannot do as regards these state institution farms.

I am still hoping that the Rules Committee will report this Resolution out so that we can get an investigation started. I do not care whether I am on it or not, the only thing I want is a thorough bipartisan investigation. I do not think it would take very long to find out that the action taken by "Doctor" Shapiro is certainly unwarranted.

The SPEAKER. Will the gentleman call the Secretary anything he likes, except call him a Doctor. He used to be a Senator, but he never was a Doctor.

The gentleman will proceed.

Mr. AUKER. I assure you, Mr. Speaker, that I am not using the word "Doctor" in complimentary terms. I do not know what the good man is, first he was a Republican and now he is a Democrat. So far as I am concerned, you fellows are welcome to him.

The only thing I want to say is that I do not think this man ought to be allowed to go along with these destructive policies. I do not know what is behind it. Is there something behind it that they can go out on the open market and buy all this farm produce, this milk, and butter, and eggs, at a greatly increased cost? For what purpose? Can I ask the question, is somebody going to get a rake-off? It smells. That is all, Mr. Speaker.

Mr. MAXWELL. Mr. Speaker, I would just like to ask Mr. Auker one small question. I sat here about half-awake and listened to a long tirade.

Mr. Auker, who of the livestock dealers is your heart bleeding for? I mean, what association has a squawk here?

Mr. AUKER. Mr. Speaker, in answer to the gentleman I would sincerely say that I represent no interest whatsoever. Neither here nor in my private practice as a lawyer do I represent anyone who would have any interest whatsoever in the disposal or non-disposal of these state institution flocks and herds. I am speaking for the benefit of the taxpayers of Pennsylvania.

POINT OF ORDER

Mr. BELL. I rise to a point of order, Mr. Speaker.

The SPEAKER. The gentleman will state it.

Mr. BELL. Mr. Speaker, is it proper for a Member of this House to cast uncomplimentary aspersions as to the purpose of another Member speaking on the floor?

The SPEAKER. The Chair would hold that so far no aspersions have leveled at anybody except some mysterious association.

The gentleman will proceed.

Mr. MAXWELL. Mr. Speaker, I understand that in the years gone by, presumably under a Republican administration, certain livestock dealers have been accustomed to going to these farms where they raise this livestock and at a very nominal figure purchase small calves and different livestock of a pure-bred strain. They purchase these small, young animals at a very nominal figure, much cheaper, a much better animal than they can raise themselves. Is this true?

The SPEAKER. Has the gentleman finished his interrogation or is that a question?

Mr. MAXWELL. That is a question. I want to know if this is true. Have they previously been able to purchase these pure-bred animals, prize animals, at a very nominal figure? Is this true?

Mr. AUKER. Mr. Speaker, in answer to the gentleman, I would say I have not any knowledge of that whatsoever.

In further reply, I would that if there was such a condition it should have been investigated, it should not have been allowed. In further reply to the gentleman, I would say that even though that condition did exist, it has nothing to do with the Resolution about which I just spoke on the entire disposal of all these flocks and herds at these state farm institutions.

I understand these poultry flocks, and herds, swine herds, and so forth, were built up by and with the advice of our State Agricultural College and are now in excellent condition and it would take years, and years, and years to build them up to their efficiency as they exist today.

PERMISSION TO ADDRESS HOUSE

Mr. MAXWELL asked and obtained unanimous consent to address the House.

Mr. Speaker, it is not very often I take the floor, but I just cannot sit here and have another Member of the House make statements which I believe are untrue. Mr. Shapiro is no particular friend of mine, I do not even know the gentleman, but from what I can understand the purpose back of Mr. Shapiro's movement in eliminating these different herds of livestock is that the state for years has been raising pure-bred livestock for the benefit of certain people in this state and not for the benefit of all of the citizens of this state, only for certain privileged individuals, and it was being paid for by the general public's money.

PERMISSION TO ADDRESS HOUSE

Mr. WATERHOUSE asked and obtained unanimous consent to address the House.

Mr. Speaker, for the benefit of our good friend, Dr. Maxwell, I think he has been very ill-advised. I can talk from experience because I tried to buy a thoroughbred heifer calf from the Warren State Hospital and the price was so exorbitant that I could not afford to buy it. I had to go out in the open market and I bought one I thought was equally as good for half the money.

I believe that had there been such a deal going on I could have at least bought one at the price that I could buy one from some regular dealer.

So I think this is purely poppycock. I think he has been listening to some fairy tales. I think our good friend, or whatever you want to call him—and I will not refer to him as a "Doctor," but I will refer to him as a screwball I believe this conscientiously, that he is in much more in need of psychiatric treatment than are the people whom he is supervising.

Mr. BRETH. I speak for the silent Member in this argument—B-a-a-a.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. KOLANKIEWICZ asked and obtained permission for the Committee on Cities—Counties—First Class to meet during the session of the House.

Mr. SARRAF asked and obtained permission for the Committee on Ways and Means to meet during the session of the House.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 510 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 510, Printer's No. 1491, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 557 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 557, Printer's No. 819, for the purpose of further consideration.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1886 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1886, Printer's No. 1364, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 110, 111, 240, 650, 1642, 1643, 1725, 1734, 1752, 1755, 1809, 1810, 1811, 1812, 1813, 1874, 1962, 1963 and 1967.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 110, Printer's No. 1285, entitled "An Act amending the act of April nine one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colloges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' designating the days on which State employes shall be paid and repealing inconsistent legislation."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 111, Printer's No. 1520, entitled "An Act to amend the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 349) entitled 'An act requiring political subdivisions to refund taxes and license fees erroneously and inadvertently paid thereto and giving a right of action against such political subdivision for the recovery of such taxes and fees upon their failure to make such refunds making the provisions of the act retroactive and repealing existing laws' by further prescribing what taxes or license fees may be refunded or sued for."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 240, Printer's No. 32, entitled "An Act reenacting and amending the act of July twenty-nine one thousand nine hundred fifty-three (P. L. 996) entitled 'An act creating an Anthracite Mine Drainage Study Commission for the purpose of making a study investigation and legislative recommendations relating to the drainage of anthracite mines and making an appropriation' by authorizing the commission to act in an advisory capacity in the allocation of funds."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 650, Printer's No. 237, entitled "An Act amending the act of May 5 1933 (P. L. 289) entitled 'An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations' prescribing how notice shall be given of meetings of churches or other religious congregations."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1642, Printer's No. 947, entitled "An Act to add clause (1) to section two thousand one hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' by authorizing and making it the duty of the Department of Health to provide limited training in the field of public health work for certain State and municipal employes."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1643, Printer's No. 948, entitled "An Act amending the act of April 9 1929 (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' redefining the powers and duties of the Department of Health."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1725, Printer's No. 1580, entitled "An Act relating to the use of conveyor belts in coal mines providing for the safety of persons employed therein and the protection of property connected therewith conferring powers and imposing duties upon the Department of Mines and prescribing penalties."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1734, Printer's No. 955, entitled "An Act amending the act of July 15 1935 (P. L. 1034) entitled 'An act requiring operators of anthracite coal mines to report shipmens to the Department of Mines' requiring breakers washeries or preparation plants to file reports and changing the time for filing reports."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1752, Printer's No. 1581, entitled "An Act amending the act of June 9 1911 (P. L. 756) entitled 'An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith' changing applicability of act and the requirement of a mine foreman in small mines."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1755, Printer's No. 1582, entitled "An Act amending the act of June 27 1947 (P. L. 1095) entitled as amended 'An act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of striping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines providing for appeals and imposing penalties and making appropriations' further regulating strip mining operations making changes with respect to backfilling and permits and providing for filing of maps."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1809, Printer's No. 1434, entitled "An Act amending the act of June 23 1931 (P. L. 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto' providing for the release of land subdivision improvement encumbrances in certain instances."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1810, Printer's No. 1595, entitled "An Act amending the act of May 13 1927 (P. L. 1011) entitled 'A supplement to an act entitled "An act for the government of cities of the second class" approved the seventh day of March Anno Domini one thousand nine hundred and one creating a department of city planning providing for its organization and powers regulating the platting of ground prohibiting the recording of plans and sales of lots therein before their approval under penalties making it a misdemeanor for the recorder of deeds to record an unapproved plan restricting accepting laying out opening and improving private streets prohibiting the erection of buildings on land not abutting on public streets or streets not shown on the official master plan or an approved plat transferring to the department of city planning powers conferred by other statutes over plats or subdivisions of land the reservation of locations of mapped streets for future use and authorizing the assessment of damages for same the preparation and compilation of an official street map providing penalties for the violation of this act and repealing certain statutes' providing for the release of subdivision improvement encumbrances in certain instances."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1811, Printer's No. 1596, entitled "An Act amending the act of June 24 1931 (P. L. 1206) entitled 'An act concerning twonships of the first class amending revising consolidating and changing the law relating thereto" providing for the release of land subdivision improvement encumbrances in certain instances."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1812, Printer's No. 1597, entitled "An Act amending the act of May 4 1927 (P. L. 519) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' providing for the release of land subdivision improvement encumbrances in certain instances."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1813, Printer's No. 1598, entitled "An Act amending the act of May 1 1933 (P. L. 103) entitled 'An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto' providing for the release of land subdivision improvement encumbrances in certain instances."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1874, Printer's No. 1174,

entitled "An Act amending the act of July 15 1897 (P. L. 287) entitled 'An act to protect the lives and limbs of miners from the dangers resulting from incompetent miners working in the anthracite coal mines of this Commonwealth and to provide for the examination of persons seeking employment as miners in the anthracite region and to prevent the employment of incompetent persons as miners in anthracite coal mines and providing penalties for a violation of the same' prescribing powers and duties of certain miners examining boards."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1962, Printer's No. 1336, entitled "An Act amending the act of June 9 1911 (P. L. 756) entitled 'An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith' changing qualification requirements of candidates for the office of mine inspector and changing provisions concerning reappointment and certification of inspectors."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1963, Printer's No. 1337, entitled "An Act amending the act of July 1 1937 (P. L. 2461) entitled 'An act providing for the qualifications examination appointment term of office and removal of Anthracite Mine Inspectors conferring powers and imposing duties in connection therewith upon the Governor the Anthracite Mine Inspectors' Examining Board the Department of Mines and the courts and imposing penalties' making certain mine inspectors eligible for reappointment without examination."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1967, Printer's No. 1388, entitled "An Act to amend section seventeen of the act approved the twenty-ninth day of March one thousand eight hundred three (P. L. 542) entitled 'An act to establish a Board of Wardens for the port of Philadelphia and for the regulation of pilots and pilotages and for other purposes therein mentioned' by permitting second class pilots to pilot vessels drawing twenty-seven feet of water or under and permitting third class pilots to pilot vessels drawing twenty-three feet of water or under."

GEORGE M. LEADER.

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm, to preside.

Mr. HELM IN THE CHAIR.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 590, entitled:

An Act amending the "Public School Code of 1949 * * *," authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof * * * and providing penalties" providing additional disability and superannuation retirement allowances

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 166, entitled:

An Act amending the "Local Tax Enabling Law * * *," temporarily excluding under certain conditions taxes imposed on real property transfers in certain school districts in determining tax limitations

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1153, entitled:

An Act amending the "Local Tax Enabling Law * * *," increasing the overall limit of tax revenues for school districts of the second third and fourth class and increasing the maximum tax on house trailers in school districts

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities, under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. STANK. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2094, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing the provisions for the determination of projects in hardship cases

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth * * * of certain streets in cities of the first class as State highways * * * changing certain routes and adding a new route

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 572, entitled:

An Act amending the act of April 12, 1951 (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances

The first section was read.

On the question,

Will the House agree to the section?

Mr. VAUGHAN offered the following amendment:

Amend Sec. 1 (Sec. 433.1), page 5, lines 15 and 16, by striking out "with a seating capacity of twenty-five thousand (25,000) or more."

On the question,

Will the House agree to the amendment?

Mr. VAUGHAN. Mr. Speaker, these amendments permit ball clubs like Reading, Scranton, Harrisburg and the rest that are playing minor league baseball to also have the privilege of selling beer. I believe the beer bill as it is now drawn only includes Philadelphia and Pittsburgh.

I think this should be a statewide bill. If it is good enough for Pittsburgh and Philadelphia, it should be good enough for Harrisburg, Reading, Scranton, Williamsport and the rest of the ball parks.

Mr. READINGER. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Vaughan.

The SPEAKER pro tempore. Will the gentleman from Allegheny, Mr. Vaughan, permit himself to be interrogated?

Mr. VAUGHAN. I shall, Mr. Speaker.

Mr. READINGER. Mr. Speaker, I was given a copy of Mr. Vaughan's amendments the other day, but I cannot find them. I would like to inquire whether his amendments would make the provisions of this bill apply to every ball park in this Commonwealth?

Mr. VAUGHAN. Mr. Speaker, every enclosed ball park.

Mr. READINGER. Every enclosed ball park regardless of size, is that correct, Mr. Speaker?

Mr. VAUGHAN. That is correct, Mr. Speaker.

Mr. READINGER. Are the amendments restricted to commercial baseball organizations, or would it apply to a high school ball park that is enclosed, Mr. Speaker?

Mr. VAUGHAN. I can only answer that by asking you a question in return.

Mr. READINGER. I would be glad to answer, if I can.

Mr. VAUGHAN. Does the bill as it is apply to commercial clubs?

Mr. READINGER. I think it applies to commercial organizations which have 25,000, or more, seating capacity.

Mr. VAUGHAN. All this applies to is commercial organizations that have enclosed ball parks.

Mr. READINGER. Regardless of seating capacity?

Mr. VAUGHAN. That is correct.

Mr. READINGER. In other words, if the seating capacity were 200, they would still be eligible to get a license?

Mr. VAUGHAN. If it were 120, they would still be eligible to get that license.

Mr. READINGER. I thank the gentleman.

Mr. READINGER. Mr. Speaker, I do not think these amendments are wise. There is a question as to whether the bill itself is wise, but surely these amendments do not add anything that will enhance the welfare of the Commonwealth, in my opinion.

I am not too familiar with baseball. Perhaps I should be, but I am not. I suppose we have what they call 'Little League Parks" where the children have their tournaments, or their baseball games, and so forth, and if I understand these amendments correctly, they would be allowed to sell beer there. Maybe they would not, but the amendments would authorize them to do so.

I think we would be much wiser to defeat these amendments and consider this bill as to whether it is good or bad for the Commonwealth in its present form, restricted to the two major ball parks in Philadelphia and Pittsburgh.

Mr. VAUGHAN. Mr. Speaker, in answer to Mr. Readinger, the Little Leagues, so-called "Pony Leagues," and so forth, are not commercial setups at all. As he stated previously, it is a commercial bill for commercial ball parks.

Furthermore, the only thing I hear is that the ball clubs in Pittsburgh and Philadelphia are losing money and this is going to help to take them off the hook. If they are losing money, I wonder what these minor league ball clubs are doing. I know they need as much help as Pittsburgh and Philadelphia need.

On the question recurring,

Will the House agree to the amendment?

The SPEAKER pro tempore. The Chair is unable to decide.

Whereupon, a division was had, less than a majority having voted in the affirmative, the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection

Senate Bill No. 933, Printer's No. 556, and

Senate Bill No. 972, Printer's No. 538

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 985, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" further fixing qualifications of members of the board of health

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 986, entitled:

An Act amending the act of July 20, 1953 (P. L. 550) entitled "An act providing for and regulating the annexation of parts of a second class township to boroughs cities and townships" fixing the time when annexation takes effect and further providing for the payment of costs

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A

The first section was read.

On the question,

Will the House agree to the section?

Mr. REIDENBACH offered the following amendments:

Amend Sec. 1 (Sec. 1), page 2, lines 5 and 6, by striking out "ten thousand dollars ($10,000)" and inserting in lieu thereof "twelve thousand five hundred dollars ($12,500)"; Amend Sec. 1 (Sec. 1), page 2, line 7, by inserting a bracket before "four" and after "$4,000)" and inserting immediately thereafter "five thousand dollars ($5,000)"; Amend Sec. 1, (Sec. 1), page 2, lines 8 and 9, by inserting a bracket before "four" in lien 8 and after "($4,500)" in line 9 and inserting immediately thereafter "six thousand dollars ($6,000)."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. REIDENBACH offered the following amendment:

Amend Title, page 1, next to last line of title, by inserting after "mayor" "the controller, councilmen."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1002, entitled:

An Act amending the act of January 8, 1952 (P. L. 1851) entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto" regulating bail for persons charged with commission of sex crimes

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1057, entitled:

An Act amending the "Flood Control Law" of August 7, 1936 * * * authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1774, entitled:

An Act amending the act of May 20, 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" extending the time for claiming credit for service with a school district of the first class and increasing the time of service which may be claimed

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—175

Agnew,	Gaffney,	Magee,	Sarraf,
Amarando,	Garlock,	Mahan,	Schuster,
Anderson, M. S.,	Gelfand,	Markley,	Sherman,
Anderson, S. A.,	Gibb,	Maxwell,	Smith, C. C.,
Ashton,	Gibson,	McCann,	Smith, Wm. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,

Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boles,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	Swartz,
Brennan, A. P.,	Hocker,	Muldowney,	Taylor,
Brennan, J. J.,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Brown,	Houk,	Murphy,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cioffi,	Johnson,	Murray, P. G.,	Varner,
Cochran,	Jones, G. E.,	Musto,	Vaughan,
Comer,	Jones, T. H. W.,	Needham,	Verona,
Curwood,	Jump,	Ogilvie,	Wall,
Davis,	Kamyk,	Olsen,	Wallace,
Donahue,	Keller,	O'Neil,	Walsh,
Donaldson,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Ehrgood,	Knecht,	Pashley,	Weidner,
Eilberg,	Kolankiewicz	Paulhamus,	Welsh,
Erb,	Kooker,	Petrosky,	Wescott,
Eshleman,	Kornick,	Polaski,	Wheeler,
Ewing,	Kratz,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leonard,	Price,	Williams,
Fineman,	Leven,	Pursley,	Wilt,
Flint,	Light,	Readinger,	Wood,
Floyd,	Limper,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Frank,	Lovett,	Renwick,	Yetzer,
Frascella,	Lutty,	Rovansek,	Ziegler,
Frost,		Royer,	Andrews, Speaker

NAYS—0

NOT VOTING—32

Adam,	Foster,	Lippincott,	Rigby,
Blair,	George,	McCormack,	Rosen,
Brenninger,	Greenwood,	McGee,	Rubin,
Bullen,	Kehler,	McInroy,	Rudisill,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
Down,	Leisey,	Pettigrew,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1948, Printer's No. 1680,

House Bill No. 2083, Printer's No. 1689, and

Senate Bill No. 246, Printer's No. 649,

were passed over at the request of the SPEAKER pro tempore.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1176, Printer's No. 1415, on page 6 of today's calendar, bills on final passage postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1957, Printer's No. 1281, on page 6 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Readinger.

The House resumed the consideration on final passage of Senate Bill No. 944, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring cotton fabrics used in State institutions to be flameproofed

On the question recurring,

Shall the bill pass finally?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules.

The motion was agreed to.

APPROPRIATIONS

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1243, entitled:

An Act amending the "Public School Code of 1949" * * * providing for annual payments by the Commonwealth to school districts and vocational school districts on account of expenses for educational television broadcasts by nonprofit educational television stations and making an appropriation

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. CHARLES C. SMITH. Mr. Speaker, just coming into the House and some of these appropriation bills not being either approved or disapproved—I would assume most of them will be approved—I wonder if prior to the vote on each one of them the Majority Leader, or someone on the majority side, would be kind enough to just explain the bill in case any Member would like to vote against it or to ask that it be passed over.

These bills, for the sake of the Members on this side of the House, have not been cleared in our caucus and they are now on third reading. If there is no opposition to them after the explanation, we could support them. I am sure if there is any opposition the Majority Leader will pass them over.

The SPEAKER pro tempore. With the approval of the Majority and Minority Leaders, the Chair will pass over these appropriation bills until the Chairman of the Appropriations Committee is present on the floor of the House.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 980, Printer's No. 1673, and

House Bill No. 981, Printer's No. 1679,

were passed over at the request of the SPEAKER pro tempore.

PARLIAMENTARY INQUIRY

Mr. MOSCRIP. I rise to a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. MOSCRIP. Can someone advise me as to the last printer's number on House bills that we should have in our folder? I have a pile of bills on my desk, but I think some of these bills you are considering are not on the Members' desks. I think the last one was one of them. Can the Chair clarify it?

The SPEAKER pro tempore. What is the last Printer's No. on the Members' desks?

Mr. READINGER. The last Printer's No. is 1677.

Mr. MOSCRIP. I believe the bill that was just considered was Printer's No. 1679. I do not think we should consider anything that is not on the Members' desks.

The SPEAKER pro tempore. 1677 is the last printer's number on the Members' desks.

Mr. MOSCRIP. I thank the Chair.

The SPEAKER pro tempore. We will not consider any bills that are not in print.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 1544, Printer's No. 1533,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1574, entitled:

An Act authorizing the City of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—176

Agnew,	Gaffney,	Mahan,	Sarraf,
Amarando,	Garlock,	Markley,	Schuster,
Anderson, M. S.,	Gelfand,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.,
Ashton,	Gibson,	McKeever,	Smith, Wm. B.,
Auker,	Goldstein,	McLaughlin,	Snider,
Banker,	Gramlich,	Meholchick,	Stank,
Barnatovich,	Guss,	Mihm,	Stebbins,
Bazin,	Guthrie,	Mikula,	Steckel,
Bell,	Hamilton, R. K.,	Miller,	Stephens,
Boles,	Hass,	Mills,	Stevenson,
Bonner,	Haudenshield,	Monroe,	Stone,
Boory,	Heavey,	Moody,	Stoner,
Bower,	Helm,	Moran,	Strausser,
Branca,	Henzel,	Moscrip,	Stroup,
Breisch,	Hewitt,	Muldowney,	Swartz,
Brennan, A. P.,	Hocker,	Mullen,	Taylor,
Brennan, J. J.,	Holt,	Munley,	Thomas,
Breth,	Horst,	Murphy,	Thompson,
Brown,	Houk,	Murray, H. P.,	Toll,
Bucchin,	Isaacs,	Murray, J. J.,	Tompkins,
Capano,	Jenkins,	Murray, P. G.,	Toomey,
Cioffi,	Johnson,	Musto,	Varner,
Cochran,	Jones, G. E.,	Needham,	Vaughan,
Comer,	Jones, T. H. W.,	Ogilvie,	Verona,
Curwood,	Jump,	Olsen,	Wall,
Davis,	Kamyk,	O'Neil,	Wallace,
Donahue,	Keller,	Pacchioli,	Walsh,
Donaldson,	Kent,	Parry,	Wargo,
Dougherty,	Kline,	Pashley,	Waterhouse,
Ehrgood,	Knecht,	Paulhamus,	Weidner,
Eilberg,	Kolankiewicz,	Petrosky,	Welsh,
Erb,	Kooker,	Polaski,	Wescott,
Eshleman,	Kornick,	Polen,	Wheeler,
Ewing,	Kratz,	Pomeroy,	Whitenight,
Farabaugh,	Leiby,	Price,	Willaredt,
Filo,	Leonard,	Pursley,	Williams,
Fineman,	Leven,	Readinger,	Wilt,
Flint,	Light,	Reibman,	Wood,
Floyd,	Limper,	Reidenbach,	Worley,
Flynn,	Lopresti,	Renwick,	Yetter,
Frank,	Lovett,	Rovansek,	Yetzer,
Frascella,	Lutty,	Royer,	Ziegler,
Frost,	Magee,	Rudisill,	Andrews, Speaker

NAYS—0

NOT VOTING—31

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	George,	McCormack,	Rosen,
Bullen,	Greenwood,	McGee,	Rubin,
Cianfrani,	Kehler,	McInroy,	Scarcelli,
Connelly,	Kromer,	McWherter,	Sigman,
Cooper,	Lafore,	Metz,	Varallo,
	Lawyer,	Naugle,	Young,

The majority required by the Constitution having voted in the ffirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 1936, Printer's No. 1664,

House Bill No. 1951, Printer's No. 1675,

House Bill No. 2017, Printer's No. 1681,

House Bill No. 2043, Printer's No. 1450,

House Bill No. 2070, Printer's No. 1611,

House Bill No. 2091, Printer's No. 1644, and

House Bill No. 2092, Printer's No. 1669,

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2098, entitled:

An Act regulating and improving the personnel service of departments and agencies of the Commonwealth vesting in the State Personnel Board a Rules Committee and an Executive Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employes of the Commonwealth authorizing service to State departments or agencies and political subdivisions of the Commonwealth in matters relating to personnel service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. READINGER. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

House Bill No. 2103, Printer's No. 1672,
Senate Bill No. 574, Printer's No. 647,
Senate Bill No. 891, Printer's No. 598,
Senate Bill No. 892, Printer's No. 414,
Senate Bill No. 893, Printer's No. 599 and
Senate Bill No. 895, Printer's No. 409

were passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 896, entitled:

An Act reenacting and amending the act of January 5 1952 (P. L. 1833) entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations" extending its provisions to include additional persons increasing contribution rates and providing for referenda and permitting modification of certain local retirement plans and making an additional appropriation.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 957, entitled:

An Act amending the act of June 4 1937 (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes retirement system in counties of the third class and imposing certain charges on counties" providing for reinstatement of county employes and officers returning to county employment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—177

Agnew,	Gaffney,	Mahan,	Sarraf,
Amarando,	Garlock,	Markley,	Schuster,
Anderson, M. S.,	Gelfand,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. O.,
Ashton,	Gibson,	McGee,	Smith, Wm. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,
Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boies,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	Swartz,
Brennan, A. P.,	Hocker,	Muldowney,	Taylor,
Brennan, J. J.,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Brown,	Houk,	Murphy,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cioffi,	Johnson,	Murray, P. G.,	Varner,
Cochran,	Jones, G. E.,	Musto,	Vaughan,
Comer,	Jones, T. H. W.,	Needham,	Verona,
Curwood,	Jump,	Ogilvie,	Wall,
Davis,	Kamyk,	Olsen,	Wallace,
Donahue,	Keller,	O'Neil,	Walsh,
Donaldson,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Ehrgood,	Knecht,	Pashley,	Weidner,
Eilberg,	Kolankiewicz,	Paulhamus,	Welsh,
Erb,	Kooker,	Petrosky,	Wescott,
Eshleman,	Kornick,	Polaski,	Wheeler,
Ewing,	Kratz,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leonard,	Price,	Williams,
Fineman,	Leven,	Pursley,	Wilt,
Flint,	Light,	Readinger,	Wood,
Floyd,	Limper,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Frank,	Lovett,	Renwick,	Yetzer,
Frascella,	Lutty,	Rovansek,	Ziegler,
Frost,	Magee,	Royer,	Andrews,
		Rudisill,	Speaker

NAYS—0

NOT VOTING—30

Adam,	Down,	Lawyer,	Pettigrew,
Blair,	Foster,	Leisey,	Rigby,
Brenninger,	George,	Lippincott,	Rosen,
Bullen,	Greenwood,	McCormack,	Rubin,
Cianfrani,	Kehler,	McInroy,	Scarcelli,
Connelly,	Kromer,	McWherter,	Sigman,
Cooper,	Lafore,	Metz,	Varallo,
		Naugle,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 987, entitled.

An Act amending the act of May 1 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" further regulating the payment by cities and boroughs for certain improvements and facilities in portions of the township annexed by them.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOPRESTI. Mr. Speaker, this Senate bill is a companion bill to another Senate bill, the number of which I do not know. But there are provisions in Senate Bill 987 which will not make sense unless the other bill is voted on at the same time.

I, therefore, would like to request the Chair to pass this bill over until the companion bill is on the calendar, or reported from Committee, so we will understand them and can read the two of them together.

The SPEAKER pro tempore. The Chair would suggest to the gentleman from Cambria, Mr. Lopresti, that the bill be placed on the final passage postponed calendar so that his remarks will be in the record.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. LOPRESTI. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

RECONSIDERATION OF VOTE ON SENATE BILL No. 833

Mrs. MARKLEY. Mr. Speaker, I move that the vote by which Senate Bill No. 833, Printer's No. 327, entitled 'An act amending the act of May 1, 1933 (P. L. 103) entitled 'An act concerning townships of the second class and amending, revising, consolidating and changing the law relating thereto' authorizing townships to improve public streets or roads without petition and collect the costs thereof from owners of abutting properties," was defeated on final passage on April 4, 1956, be reconsidered.

Mr. DAVIS. Mr. Speaker, I second the motion.

The SPEAKER. How did the lady from Lehigh, Mrs. Markley vote on the final passage of this bill?

Mrs. MARKLEY. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Forest, Mr. Davis vote on the final passage of this bill?

Mr. DAVIS. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mrs. MARKLEY. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. Speaker, I would suggest and recommend to the House that we now take a recess until 2:00 o'clock for the purpose of having lunch and that we do return at that time.

The Chairman of the Appropriations Committee will be here and we can get the explanations of the various appropriation bills which are on the calendar.

There are a great number of controversial bills which we are going to bring up this afternoon, so I certainly hope all of the Members will return here at the end of the recess.

REPORTS FROM COMMITTEES

Mr. THOMAS from the Committee on Ways and Means, reported as amended, House Bill No. 2080, entitled:

An Act to amend the "Transfer Inheritance Tax Law" * * *, by providing for the allowance of deductions in certain cases and by clarifying the procedure for the determination of the allowability of deductions.

Mr. KRATZ from the Committee on Highways, reported as committed, Senate Bill No. 470, entitled:

An Act amending "The Vehicle Code" * * *, changing in certain cases the limitations as to width of vehicles and loads allowed on the highways.

Mr. THOMAS from the Committee on Ways and Means, reported as committed, Senate Bill No. 820, entitled:

An Act amending the "Cigarette Tax Act" * * *, declaring the taxes to be a levy on the consumers and imposing duties on dealers.

Mr. KOLANKIEWICZ from the Committee on Rules, reported as committed, House Resolution (not printed) re Dr. Catharine Macfarlane.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 470, entitled:

An Act amending "The Vehicle Code" * * *, changing in certain cases the limitations as to width of vehicles and loads allowed on the highways.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 820, entitled:

An Act amending the "Cigarette Tax Act" * * *, declaring the taxes to be a levy on the consumers and imposing duties on dealers.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

RECESS

The SPEAKER pro tempore. The Chairman now declares a recess until 2:00 o'clock. The Chair hears no objection.

AFTER RECESS

The time of recess having expired, the House was called to order.

MR. HELM IN THE CHAIR.

RESOLUTION INTRODUCED AND REFERRED

By Mr. WORLEY. RESOLUTION No. 167.

In the House of Representatives, April 5, 1956.

The time is approaching when various communities adopt "Daylight Saving Time," which results in lack of uniformity and confusion among the citizenry of this Commonwealth.

Even though it might be desirable and in some in-

stances economically expedient in some areas of the Commonwealth to adopt "Daylight Saving Time," it is submitted that confusion would be eliminated if all clocks and time pieces remained on "standard Time"; therefore be it

Resolved, That the House of Representatives strongly urge all communities that adopt any standard of time other than that prescribed by law, not to change the actual time on clocks and time pieces.

Referred to the Committee on Rules.

RESOLUTION

Mr. STEPHENS offered a resolution which was filed with the Clerk under the Rules.

REPORT FROM COMMITTEE

Mr. TOLL from the Committee on Cities—Counties First Class, reported as committed, Senate Bill No. 633, entitled:

An Act repealing the last paragraph of section 5, act of May 23, 1874 (P. L. 230), entitled "An act dividing the cities of this state into three classes, regulating the passage of ordinances, providing for contracts for supplies and work for said cities, authorizing the increase of indebtedness, and the creating of a sinking fund to redeem the same, defining and punishing certain offenses in all of said cities, and providing for the incorporation and government of cities of the third class," which requires publication each year of a statement of all delinquent taxpayers in cities of the first class.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 633, entitled.

An Act repealing the last paragraph of section 5 act of May 23, 1874 (P. L. 230) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" which requires publication each year of a statement of all delinquent taxpayers in cities of the first class.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

APPROPRIATION BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1243, entitled.

An Act amending the act of March 10 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for annual payments by the Commonwealth to school districts and vocational school districts on account of expenses for educational television broadcasts by non-profit educational television stations and making an appropriation.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. CHARLES C. SMITH. Mr. Speaker, I would like as these bills are called up to have the Chairman of the Appropriation Committee explain them. I do not think the gentleman should do it in just one broad statement, but as these appropriation bills are called up I wish he would tell briefly just what each bill is going to do and how much money is needed, so the Members on this side know what they are voting on.

Mr. POLEN. Mr. Speaker, House Bill 1243 provides $75 thousand for educational television. It provides for 50 per cent reimbursement and I believe the amount was reduced to 20 cents per pupil. The original bill called for $200 thousand and we reduced it in Committee to the figure of $75 thousand.

On the question recurring,

Shall the bill pass finally??

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—174

Agnew,	Gaffney,	Lutty,	Rudisill,
Amarando,	Garlock,	Magee,	Sarraf,
Anderson, M. S.,	Gelfand,	Mahan,	Schuster,
Anderson, S. A.,	George,	Markley,	Sherman,
Ashton,	Gibb,	Maxwell,	Smith, C. C.
Auker,	Gibson,	McCann,	Smith, Wm. B.
Banker,	Goldstein,	McGee,	Snider,
Barnatovich,	Gramlich,	McKeever,	Stank,
Bazin,	Guss,	McLaughlin,	Stebbins,
Bell,	Guthrie,	Meholchick,	Steckel,
Boles,	Hamilton, R. K.,	Mihm,	Stephens,
Bonner,	Hass,	Mikula,	Stevenson,
Boory,	Haudenshield,	Miller,	Stone,
Bower,	Heavey,	Mills,	Stoner,
Branca,	Helm,	Monroe,	Strausser,
Breisch,	Henzel,	Moody,	Stroup,
Brennan, A. P.,	Hewitt,	Moran,	Swartz,
Brennan, J. J.,	Hocker,	Muldowney,	Taylor,
Breth,	Holt,	Mullen,	Thomas,
Brown,	Horst,	Munley,	Thompson,
Bucchin,	Houk,	Murphy,	Toll,
Capano,	Isaacs,	Murray, H. P.,	Tompkins,
Cioffi,	Jenkins,	Murray, J. J.,	Toomey,
Cochran,	Johnson,	Murray, P. G.,	Varner,
Comer,	Jones, G. E.,	Musto,	Vaughan,
Curwood,	Jones, T. H. W.	Needham,	Verona,
Davis,	Jump,	Ogilvie,	Wall,
Donahue,	Kamyk,	Olsen,	Wallace,
Donaldson,	Keller,	O'Neil,	Walsh,
Dougherty,	Kent,	Pacchioli,	Wargo,
Eilberg,	Kline,	Parry,	Waterhouse,
Erb,	Knecht,	Pashley,	Weidner,
Eshleman,	Kolankiewicz	Paulhamus,	Welsh,
Ewing,	Kooker,	Petrosky,	Wescott,
Farabaugh,	Kornick,	Polaski,	Wheeler,
Filo,	Kratz,	Polen,	Whitenight,
Fineman,	Leiby,	Pomeroy,	Willaredt,
Flint,	Leonard,	Price,	Williams,
Floyd,	Leven,	Readinger,	Wilt,
Flynn,	Light,	Reibman,	Wood,
Frank,	Limper,	Reidenbach,	Worley,
Frascella,	Lopresti,	Renwick,	Yetter,
Frost,	Lovett,	Rovansek,	Yetzer,
		Royer,	Ziegler,

NAYS—4

Ehrgood,	Moscrip,	Pursley,	Andrews, Speaker

NOT VOTING—29

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	Greenwood,	McCormack,	Rosen,
Bullen,	Kehler,	McInroy,	Rubin,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2064, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to edit illustrate and publish its new report on the Frontier Forts of Pennsylvania providing for the distribution and sale thereof and making an appropriation.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, House Bill 2064 provides for $15 thousand to the Pennsylvania Historical Museum Commission to edit, illustrate and publish its new report on the Frontier Forts of Pennsylvania.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—169

Agnew,	Gelfand,	Magee	Schuster,
Amarando,	George,	Markley,	Sherman,
Anderson, M. S.,	Gibb,	Maxwell,	Smith, C. C.,
Anderson, S. A.,	Gibson,	McCann,	Smith, W. B.,
Ashton,	Goldstein,	McGee,	Snider,
Auker,	Gramlich,	Mahan,	Stank,
Banker,	Guss,	McKeever,	Stebbins,
Barnatovich,	Guthrie,	McLaughlin,	Steckel,
Bazin,	Hamilton, R. K.,	Meholchick,	Stevenson,
Bell,	Hamilton, W. H.,	Mihm,	Stone,
Boles,	Hass,	Mikula,	Stoner,
Bonner,	Haudenshield,	Miller,	Strausser,
Boory,	Heavey,	Mills,	Stroup,
Bower,	Helm,	Monroe,	Swartz,
Branca,	Henzel,	Moody,	Taylor,
Breisch,	Hewitt,	Moran,	Thomas,
Brennan, A. P.,	Hocker,	Moscrip,	Thompson,
Brennan, J. J.,	Holt,	Muldowney,	Toll,
Breth,	Horst,	Mullen,	Tompkins,
Brown,	Houk,	Munley,	Toomey,
Bucchin,	Isaacs,	Murphy,	Varner,
Capano,	Jenkins,	Murray, H. P.,	Vaughan,
Cioffi,	Johnson,	Murray, J. J.,	Verona,
Cochran,	Jones, G. E.,	Murray, P. G.,	Wall,
Comer,	Jones, T. H. W.,	Musto,	Wallace,
Curwood,	Jump,	Needham,	Walsh,
Davis,	Kamyk,	Oglivie,	Wargo,
Donahue,	Keller,	Olsen,	Waterhouse,
Donaldson,	Kent,	Pacchioli,	Weidner,
Dougherty,	Kline,	Parry,	Welsh,
Eilberg,	Knecht,	Pashley,	Wescott,
Erb,	Kolankiewicz	Paulhamus,	Wheeler,
Eshleman,	Kooker,	Petrosky,	Whitenight,
Ewing,	Kornick,	Polaski,	Willaredt,
Filo,	Kratz,	Polen,	Williams,
Fineman,	Leiby,	Pomeroy,	Wilt,
Flint,	Leonard,	Price,	Wood,
Floyd,	Leven,	Pursley,	Worley,
Flynn,	Light,	Readinger,	Yetter,
Frank,	Limper,	Reidenbach,	Yetzer,
Frascella,	Lovett,	Royer,	Ziegler,
Frost,	Lutty,	Rudisill,	Andrews,
Gaffney,		Sarraf,	Speaker

NAYS—9

Ehrgood,	Garlock,	O'Neil,	Renwick,
Farabaugh,	Lopresti,	Reibman,	Rovansek,
			Stephens,

NOT VOTING—27

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	Greenwood,	McCormack,	Rosen,
Bullen,	Kehler,	McInroy,	Rubin,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee for the purpose of making a study and investigation and legislative recommendations relating to subsistence of surface soil in anthracite coal mining regions and the damages occurring as a result of such subsistence conferring powers and imposing duties on the committee and making an appropriation

On the question,

Will the House agree to the bill on third reading?

Mr. MOODY. Mr. Speaker, I notice in the title of this bill the word is "subsistence" and it should be "subsidence." I would suggest the title be amended at the time the other amendments are offered.

The SPEAKER pro tempore. For the information of the gentleman, the amendments make that correction in the title.

Mr. POLEN. Mr. Speaker, we will let House Bill 2069 go over until we have a chance to see whether the amount in the bill is sufficient to cover both anthracite and bituminous.

BILL PASSED OVER

There being no objection

House Bill No. 2069, Printer's No. 1617,

was passed over at the request of Mr. POLEN.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation * * * under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, House Bill 2100 provides $25 thousand for the expenses of the committee appointed by this House to study and investigate all phases of the operation under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

Mr. CHARLES C. SMITH. Mr. Speaker, while we are not objecting to the bill, I think I might have to object to its being called up at this time.

We have $25 thousand in here for this investigation. It

probably is an honest figure, I do not know, but I understand and I am only questioning this on the basis—and I may be wrong on my figures—that the Morganza investigation and the Laurelton investigation, the public hearings, studies and everything else, ran approximately $6,500. Am I right on that, or not?

Mr. POLEN. That is correct.

Mr. CHARLES C. SMITH. Don't you think we could come to a little bit better agreement as to figures? I mean, is it going to take three times as much work to do this? It seems that the figure of $25 thousand is completely out of line with the past investigations and studies that we had.

Mr. POLEN. Mr. Speaker, this matter was discussed with the Governor's office and the Attorney General's office, and it would seem that in this particular investigation there is going to be an audit made and the greater part of the expense, as I understand it, will be in connection with the audit.

As a matter of fact, the Members of the Committee originally requested $75 thousand, which I felt was excessive. I discussed the matter with the Governor personally and he told me he would concur in $25 thousand, which he thought could do the job. As I understand it, a good part of this will go for auditing.

Mr. CHARLES C. SMITH. If the gentleman does not mind, I would like to pass this one over. Mr. Tompkins, the gentleman from Cameron, was going to debate the bill and he is not here at this time. Possibly in the meantime, if you could get us some figures as to how it is to be used, we probably would not even debate it. But we would like to have some more figures available, Mr. Polen.

Mr. POLEN. Mr. Speaker, it will be agreeable to pass the bill over at this time.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. POLEN. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

Mr. POLEN. Mr. Speaker, House Bill 2102 is a stop-gap appropriation for $20 million. Sometime in April this amount will be needed, unless the general appropriation and other appropriation bills have passed the Senate. Of course, this amount will be deducted from the appropriations in the final bills.

Mr. MOSCRIP. I would like to interrogate the gentleman from Washington.

The SPEAKER pro tempore. Will the gentleman from Washington, Mr. Polen, permit himself to be interrogated?

Mr. POLEN. I shall, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, can the gentleman tell me what the situation is as to raising this money? Do we have it, or will we have to have tax anticipation notes, or just what is the status?

Mr. POLEN. Mr. Speaker, the amount of $20 million is available from the taxes now on the books.

Mr. MOSCRIP. Can the gentleman tell me what has been the general situation with state employes, whether there has been a frequency of missed paydays or whether salaries have been kept current?

Mr. POLEN. Mr. Speaker, I understand that all salaries have been kept current.

Mr. MOSCRIP. I thank the gentleman, Mr. Speaker.

I just wanted to get a comparison of this situation with that of our school appropriations and teachers' salaries.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	**Garlock,**	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	**Schuster,**
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	**McCann,**	Smith, C. C.,
Ashton,	Gibson,	McGee,	**Smith, Wm. B.,**
Auker,	Goldstein,	**McKeever,**	**Snider,**
Banker,	Gramlich,	McLaughlin,	**Stank,**
Barnatovich,	Guss,	**Meholchick,**	**Stebbins,**
Bazin,	Guthrie,	**Mihm,**	**Steckel,**
Bell,	Hamilton, R. K.,	Mikula,	**Stephens,**
Boies,	**Hass,**	Miller,	**Stevenson,**
Bonner,	Haudenshield,	**Mills,**	**Stone,**
Boory,	Heavey,	Monroe,	Stoner,
Bower,	**Helm,**	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	**Swartz,**
Brennan, A. P.,	Hocker,	Muldowney,	**Taylor,**
Brennan, J. J.,	**Holt,**	Mullen,	**Thomas,**
Breth,	**Horst,**	Munley,	**Thompson,**
Brown,	Houk,	Murphy,	**Toll,**
Bucchin,	**Isaacs,**	**Murray, H. P.,**	**Tompkins,**
Capano,	**Jenkins,**	Murray, J. J.,	**Toomey,**
Cioffi,	Johnson,	Murray, P. G.,	**Varner,**
Cochran,	Jones, G. E.,	**Musto,**	Vaughan,
Comer,	Jones, T. H. W.,	Needham,	Verona,
Curwood,	**Jump,**	Ogilvie,	**Wall,**
Davis,	Kamyk,	**Olsen,**	**Wallace,**
Donahue,	Keller,	O'Neil,	**Walsh,**
Donaldson,	**Kent,**	**Pacchioli,**	Wargo,
Dougherty,	**Kline,**	Parry,	Waterhouse,
Ehrgood,	Knecht,	Pashley,	**Weidner,**
Eilberg,	Kolankiewicz,	Paulhamus,	**Welsh,**
Erb,	Kooker,	Petrosky,	**Wescott,**
Eshleman,	**Kornick,**	Polaski,	**Wheeler,**
Ewing,	Kratz,	**Polen,**	**Whitenight,**
Farabaugh,	Leiby,	Pomeroy,	**Willaredt,**
Filo,	Leonard,	Price,	**Williams,**
Fineman,	Leven,	**Pursley,**	**Wilt,**
Flint,	Light,	**Readinger,**	**Wood,**
Floyd,	Limper,	Reibman,	**Worley,**
Flynn,	Lopresti,	**Reidenbach,**	**Yetter,**
Frank,	Lovett,	**Renwick,**	**Yetzer,**
Frascella,	Lutty,	Rovansek,	**Ziegler,**
Frost,	Magee,	Royer,	Andrews,
Gaffney,		Rudisill,	Speaker

NAYS—0

NOT VOTING—29

Adam,	**Down,**	Leisey,	Pettigrew,
Blair,	**Foster,**	**Lippincott,**	**Rigby,**
Brenninger,	**Greenwood,**	**McCormack,**	**Rosen,**
Bullen,	**Kehler,**	McInroy,	**Rubin,**
Cianfrani,	**Kromer,**	McWherter,	**Scarcelli,**
Connelly,	**Lafore,**	Metz,	**Sigman,**
Cooper,	**Lawyer,**	**Naugle,**	**Varallo,**
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 31, entitled:

An Act creating a commission to arrange plans for the celebration of the One-hundredth Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address and making an appropriation

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill 31 creates a commission to arrange for the celebration of the One-hundredth Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address and makes an appropriation to the commission of $5 thousand for expenses.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Gaffney,	Mahan,	Sarraf,
Amarando,	Garlock,	Markley,	Schuster,
Anderson, M. S.,	Gelfand,	Maxwell,	Sherman,
Anderson, S. A.,	George,	McCann,	Smith, C. C.,
Ashton,	Gibb,	McGee,	Smith, Wm. B.,
Auker,	Gibson,	McKeever,	Snider,
Banker,	Goldstein,	McLaughlin,	Stank,
Barnatovich,	Gramlich,	Meholchick,	Stebbins,
Bazin,	Guss,	Mihm,	Steckel,
Bell,	Guthrie,	Mikula,	Stephens,
Boles,	Hamilton, R. K.,	Miller,	Stevenson,
Bonner,	Hass,	Mills,	Stone,
Boory,	Haudenshield,	Monroe,	Stoner,
Bower,	Heavey,	Moody,	Strausser,
Branca,	Helm,	Moran,	Stroup,
Breisch,	Henzel,	Moscrip,	Swartz,
Brennan, A. P.,	Hewitt,	Muldowney,	Taylor,
Brennan, J. J.,	Hocker,	Mullen,	Thomas,
Breth,	Holt,	Munley,	Thompson,
Brown,	Horst,	Murphy,	Toll,
Bucchin,	Houk,	Murray, H. P.,	Tompkins,
Capano,	Isaacs,	Murray, J. J.,	Toomey,
Cioffi,	Jenkins,	Murray, P. G.,	Varner,
Cochran,	Johnson,	Musto,	Vaughan,
Comer,	Jones, G. E.,	Needham,	Verona,
Curwood,	Jones, T. H. W.,	Ogilvie,	Wall,
Davis,	Jump,	Olsen,	Wallace,
Donahue,	Kamyk,	O'Neil,	Walsh,
Donaldson,	Keller,	Pacchioli,	Wargo,
Dougherty,	Kent,	Parry,	Waterhouse,
Ehrgood,	Kline,	Pashley,	Weidner,
Eilberg,	Knecht,	Paulhamus,	Welsh,
Erb,	Kolankiewicz,	Petrosky,	Wescott,
Eshleman,	Kooker,	Polaski,	Wheeler,
Ewing,	Kornick,	Polen,	Whitenight,
Farabaugh,	Kratz,	Pomeroy,	Willaredt,
Filo,	Leiby,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Wood,
Floyd,	Light,	Reibman,	Worley,
Flynn,	Limper,	Reidenbach,	Yetter,
Frank,	Loprest!,	Renwick,	Yetzer,
Frascella,	Lovett,	Rovansek,	Ziegler,
Frost,	Lutty,	Royer,	Andrews,
	Magee,	Rudisill,	Speaker

NAYS—0

NOT VOTING—29

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	Greenwood,	McCormack,	Rosen,
Bullen,	Kehler,	McInroy,	Rubin,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 343, entitled:

An Act making an appropriation to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnostic Laboratory at the National Agricultural College Farm School Pennsylvania

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill 343 makes an appropriation of $35 thousand to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnostic Laboratory at the National Agricultural College Farm School of Pennsylvania.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Schuster,
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.,
Ashton,	Gibson,	McGee,	Smith, Wm. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,
Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boles,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	Swartz,
Brennan, A. P.,	Hocker,	Muldowney,	Taylor,
Brennan, J. J.,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Brown,	Houk,	Murphy,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cioffi,	Johnson,	Murray, P. G.,	Varner,
Cochran,	Jones, G. E.,	Musto,	Vaughan,
Comer,	Jones, T. H. W.,	Needham,	Verona,
Curwood,	Jump,	Ogilvie,	Wall,
Davis,	Kamyk,	Olsen,	Wallace,
Donahue,	Keller,	O'Neil,	Walsh,
Donaldson,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Ehrgood,	Knecht,	Pashley,	Weidner,
Eilberg,	Kolankiewicz,	Paulhamus,	Welsh,
Erb,	Kooker,	Petrosky,	Wescott,
Eshleman,	Kornick,	Polaski,	Wheeler,
Ewing,	Kratz,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leonard,	Price,	Williams,
Fineman,	Leven,	Pursley,	Wilt,
Flint,	Light,	Readinger,	Wood,
Floyd,		Reibman,	Worley,

Flynn,	Limper,	Reidenbach,	Yetter,
Frank,	Lopresti,	Renwick,	Yetzer,
Frascella,	Lovett,	Rovansek,	Ziegler,
Frost,	Lutty,	Royer,	Andrews,
Gaffney,	Magee,	Rudisill,	Speaker

NAYS—0

NOT VOTING—29

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	Greenwood,	McCormack,	Rosen,
Bullen,	Kehler,	McInroy,	Rubin,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 425, entitled:

An Act making an appropriation to the Department of Property and Supplies for sanitary and surface drainage sewer disposal at the California State Teachers College

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill No. 425 provides an appropriation of $55 thousand to the Department of Property and Supplies for the construction of sanitary and surface drainage sewer disposal at the California State Teachers College in Washington County.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Schuster,
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.,
Ashton,	Gibson,	McGee,	Smith, Wm. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,
Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boles,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	Swartz,
Brennan, A. P.,	Hocker,	Muldowney,	Taylor,
Brennan, J. J.,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Brown,	Houk,	Murphy,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cioffi,	Johnson,	Murray, P. G.,	Varner,
Cochran,	Jones, G. E.,	Musto,	Vaughan,
Comer,	Jones, T. H. W.,	Needham,	Verona,
Curwood,	Jump,	Ogilvie,	Wall,
Davis,	Kamyk,	Olsen,	Wallace,
Donahue,		O'Neil,	Walsh,

Donaldson,	Keller,	Pacchioli,	Wargo,
Dougherty,	Kent,	Parry,	Waterhouse,
Ehrgood,	Kline,	Pashley,	Weidner,
Eilberg,	Knecht,	Paulhamus,	Welsh,
Erb,	Kolankiewicz,	Petrosky,	Wescott,
Eshleman,	Kooker,	Polaski,	Wheeler,
Ewing,	Kornick,	Polen,	Whitenight,
Farabaugh,	Kratz,	Pomeroy,	Willaredt,
Filo,	Leiby,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Wood,
Floyd,	Light,	Reibman,	Worley,
Flynn,	Limper,	Reidenbach,	Yetter,
Frank,	Lopresti,	Renwick,	Yetzer,
Frascella,	Lovett,	Rovansek,	Ziegler,
Frost,	Lutty,	Royer,	Andrews,
Gaffney,	Magee,	Rudisill,	Speaker

NAYS—0

NOT VOTING—29

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	Greenwood,	McCormack,	Rosen,
Bullen,	Kehler,	McInroy,	Rubin,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 659, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill No. 659 makes an appropriation of $1,722,000 to the Elwyn Training School at Elwyn in Delaware County, Pennsylvania.

And said bill having been read at length the third time, considered and agreed to.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Gaffney,	Mahan,	Sarraf,
Amarando,	Garlock,	Markley,	Schuster,
Anderson, M. S.,	Gelfand,	Maxwell,	Sherman,
Anderson, S. A.,	George,	McCann,	Smith, C. C.,
Ashton,	Gibb,	McGee,	Smith, Wm. B.,
Auker,	Gibson,	McKeever,	Snider,
Banker,	Goldstein,	McLaughlin,	Stank,
Barnatovich,	Gramlich,	Meholchick,	Steckel,
Bazin,	Guss,	Mihm,	Stephens,
Bell,	Guthrie,	Mikula,	Stebbins,
Boles,	Hamilton, R. K.,	Miller,	Stevenson,
Bonner,	Hass,	Mills,	Stone,
Boory,	Haudenshield,	Monroe,	Stoner,
Bower,	Heavey,	Moody,	Strausser,
Branca,	Helm,	Moran,	Stroup,
Breisch,	Henzel,	Moscrip,	Swartz,

Brennan, A. P.,	Hewitt,	Muldowney,	Taylor,
Brennan, J. J.,	Hocker,	Mullen,	Thomas,
Breth,	Holt,	Munley,	Thompson,
Brown,	Horst,	Murphy,	Toll,
Bucchin,	Houk,	Murray, H. P.,	Tompkins,
Capano,	Isaacs,	Murray, J. J.,	Toomey,
Cioffi,	Jenkins,	Murray, P. G.,	Varner,
Cochran,	Johnson,	Musto,	Vaughan,
Comer,	Jones, G. E.,	Needham,	Verona,
Curwood,	Jones, T. H. W.,	Ogilvie,	Wall,
Davis,	Jump,	Olsen,	Wallace,
Donahue,	Kamyk,	O'Neil,	Walsh,
Donaldson,	Keller,	Pacchioli,	Wargo,
Dougherty,	Kent,	Parry,	Waterhouse,
Farabaugh,	Kline,	Pashley,	Weidner,
Ehrgood,	Knecht,	Paulhamus,	Welsh,
Kilberg,	Kolankiewicz,	Petrosky,	Wescott,
Erb,	Kooker,	Polaski,	Wheeler,
Eshleman,	Kornick,	Polen,	Whitenight,
Ewing,	Kratz,	Pomeroy,	Willaredt,
Filo,	Leiby,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Wood,
Floyd,	Limper,	Reibman,	Worley,
Flynn,	Light,	Reidenbach,	Yetter,
Frank,	Lopresti,	Renwick,	Yetzer,
Frost,	Lovett,	Rovansek,	Ziegler,
Frascella,	Lutty,	Royer,	Andrews,
	Magee,	Rudisill,	Speaker

NAYS—0

NOT VOTING—29

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	Greenwood,	McCormack,	Rosen,
Bullen,	Kehler,	McInroy,	Rubin,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 905, entitled:

An Act authorizing the Department of Property and Supplies to acquire by gift ninety-three acres more or less of land with buildings thereon in the City of Pittsburgh Allegheny County for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis and making an appropriation

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill No. 905 authorizes the Department of Property and Supplies to acquire by gift ninety-three acres of land, more or less, and the buildings thereon in the City of Pittsburgh, Allegheny County, for maintenance by the Department of Health as a sanitorium or hospital. It provides for an appropriation $700,500 for the operation from January 1, 1957, to May 31, 1957. The bill originally introduced called for approximately $1,700,000 and had an earlier effective date, but was amended in Committee so it could be brought within the financial limitations of the money we thought we would have available.

Mr. WEIDNER. Senate Bill 905 provides that the Department of Property and Supplies acquire by gift 93 acres, more or less, with buildings thereon, in the City of Pittsburgh, Allegheny County, for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis, and making an appropriation.

This bill gives a full description as to the location of the land and property, and from what I understand, it is none other than what is known as the hospital at Leech Farm.

I am opposed to this legislation because it is nothing other than pure discrimination to all other similar institutions throughout the state that are being maintained through taxes by local citizens in the counties they are located.

For example, we in Berks County support and maintain our Tuberculosis Institution at the expense of $200 thousand per year by local taxation, and from what I am told all other institutions except Philadelphia are doing likewise.

I ask the Members of this House who have a similar institution in your county and supported entirely by your local taxpayers, is it fair that we shall continue to do so, while others ask to have this Commonwealth take over and maintain theirs at the expense of all taxpayers in the state? Remember, you are not only helping to pay for your institution, but you are also helping to pay for those taken over by and maintained by the state.

On May 4, 1955, I introduced House Bill 1121, in which I requested that the Secretary of Health shall cause to be paid out of the appropriation to each political subdivision or institution district an amount equivalent to one-half the actual annual cost, not to exceed $5.00 per patient per diem, to the political subdivision or institution district for the medical care and treatment rendered to and maintenance of all persons treated for pulmonary tuberculosis in hospitals, wings, or pavilions of hospitals and isolation wards of general hospitals of the respective political subdivisions or institution districts and for medical care purchased as aforesaid for their pulmonary tuberculosis patients during the preceding year.

This bill provided that $6 million, or as much thereof as may be necessary, be appropriated to the Department of Health for the use of all political subdivisions or institution district of the Commonwealth for the fiscal biennium beginning June 1, 1955.

A very short time after I introduced House Bill 1121 I was introduced to an Assistant City Solicitor of Pittsburgh, who asked me if I would have any objection to having another bill drawn up in which the request would be made for an amount of $7.31 per patient per diem instead of the $5.00 requested in House Bill No. 1121.

It seemed rather foolish to me to have another bill printed because the only change was in the amount from $5.00 to $7 31, which could have been inserted through an amendment to House Bill 1121, nevertheless, I agreed to go along and on May 24th, House Bill 1436 was introduced with the signatures of Dr. Sarraf, Mr. Kamyk and myself.

I do not think either one of these bills were ever considered in Committee, but now we have before us Senate Bill 905 which simply provides that we who are helping to support our local county tuberculosis institution 100

per cent are also asked to support the institution in Pittsburgh so as to satisfy a certain group.

Again let me say to you Members who are living in a county where a similar institution exists and where your people are supporting it entirely, how can you explain this to the people you represent if you vote favorably on this bill. This is nothing other than discrimination and all institutions of this kind should be treated alike.

I therefore ask every Member to vote "no" on this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

A verification of the roll was requested by Messrs. WEIDNER, ESHLEMAN and WOOD. The roll was verified and was as follows:

YEAS—94

Agnew,	Frascella,	Meholchick,	Smith, C. C.,
Amarando,	Gaffney,	Mihm,	Smith, Wm. B.,
Anderson, M. S.,	Garlock,	Monroe,	Snider,
Anderson, S. A.,	Goldstein,	Muldowney,	Stank,
Barnatovich,	Guss,	Mullen,	Stebbins,
Bazin,	Hass,	Munley,	Stone,
Boles,	Haudenshield,	Musto,	Swartz,
Bonner,	Heavey,	Needham,	Taylor,
Boory,	Helm,	Olsen,	Thomas,
Branca,	Hewitt,	O'Neil,	Thompson,
Brennan, A. P.,	Holt,	Pacchioli,	Toll,
Brennan, J. J.,	Kolankiewicz,	Pashley,	Varner,
Bucchin,	Kornick,	Paulhamus,	Vaughan,
Cochran,	Leiby,	Petrosky,	Verona,
Comer,	Leonard,	Polaski,	Wallace,
Curwood,	Leven,	Polen,	Walsh,
Davis,	Limper,	Readinger,	Wargo,
Donaldson,	Lopresti,	Reibman,	Welsh,
Dougherty,	Lovett	Reidenbach,	Whitenight,
Ewing,	Lutty,	Renwick,	Williams,
Farabaugh,	McCann,	Rovansek,	Wilt,
Floyd,	McGee,	Rudisill,	Yetzer,
Frank,	McKeever, McLaughlin.	Schuster, Sherman,	Andrews, Speaker

NAYS—52

Ashton,	Gramlich,	Magee,	Pursley,
Auker,	Henzel,	Mahan,	Royer,
Banker,	Hocker,	Markley,	Sarraf,
Bell,	Horst,	Mikula,	Steckel,
Breisch,	Houk,	Moody,	Stevenson,
Brown,	Isaacs,	Moran,	Stoner,
Donahue,	Jump,	Moscrip,	Strausser,
Ehrgood,	Kamyk,	Murphy,	Stroup,
Eshleman,	Keller,	Murray, H. P.,	Toomey,
Filo,	Knecht,	Murray, P. G.,	Wall,
Frost,	Kooker,	Ogilvie,	Weidner,
George,	Kratz,	Parry,	Wood,
Gibson,	Light,	Pomeroy,	Worley,

NOT VOTING—61

Adam,	Flint,	Kromer,	Price,
Blair,	Flynn,	Lafore,	Rigby,
Bower,	Foster,	Lawyer,	Rosen,
Brenninger,	Gelfand,	Leisey,	Rubin,
Breth,	Gibb,	Lippincott,	Scarcelli,
Bullen,	Greenwood,	Maxwell,	Sigman,
Capano,	Guthrie,	McCormack,	Stephens,
Cianfrani,	Hamilton, R. K.,	McInroy,	Tompkins,
Cioffi,	Jenkins,	McWherter,	Varallo,
Connelly,	Johnson,	Metz,	Waterhouse,
Cooper,	Jones, G. E.,	Miller,	Wescott,
Down,	Jones, T. H. W.,	Mills,	Wheeler,
Eilberg,	Kehler,	Murray, J. J.,	Willaredt,
Erb,	Kent,	Naugle,	Yetter,
Fineman,	Kline,	Pettigrew,	Young, Ziegler,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 963, entitled:

An Act making an appropriation to the Senate committee appointed to cooperate with certain State departments and commissions with regard to certain matters concerning sream pollution in the Lehigh Canal

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill 963, makes an appropriation of $400 for the expenses of the Committee appointed in the Senate to cooperate with certain state departments and commissions with regard to certain matters concerning stream pollution in the Lehigh Canal.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Schuster,
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.,
Ashton,	Gibson,	McGee,	Smith, Wm. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,
Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boles,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	Swartz,
Brennan, A. P.,	Hocker,	Muldowney,	Taylor,
Brennan, J. J.,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Brown,	Houk,	Murphy,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cioffi,	Johnson,	Murray, P. G.,	Varner,
Cochran,	Jones, G. E.,	Musto,	Vaughan,
Comer,	Jones, T. H. W.,	Needham,	Verona,
Curwood,	Jump,	Ogilvie,	Wall,
Davis,	Kamyk,	Olsen,	Wallace,
Donahue,	Keller,	O'Neil,	Walsh,
Donaldson,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Ehrgood,	Knecht,	Pashley,	Weidner,
Eilberg,	Kolankiewicz,	Paulhamus,	Welsh,
Erb,	Kooker,	Petrosky,	Wescott,
Eshleman,	Kornick,	Polaski,	Wheeler,
Ewing,	Kratz,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leonard,	Price,	Williams,
Fineman,	Leven,	Pursley,	Wilt,
Flint,	Light,	Readinger,	Wood,
Floyd,	Limper,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Frank,	Lovett,	Renwick,	Yetzer,
Frascella,	Lutty,	Rovansek,	Ziegler,
Frost,	Magee,	Royer,	Andrews, Speaker
Gaffney,		Rudisill,	

NAYS—0

NOT VOTING—29

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	Greenwood,	McCormack,	Rosen,
Bullen,	Kehler,	McInroy,	Rubin,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 968, entitled:

An Act making an appropriation to the Department of Welfare for use in the treatment of mentally retarded children and for the repair of buildings used in the treatment of mentally retarded children.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill 968 makes an appropriation $5 million to the Department of Welfare for use in the treatment of mentally retarded children and to repair buildings used in the treatment of mentally retarded children.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Schuster,
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.,
Ashton,	Gibson,	McGee,	Smith, W. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,
Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boles,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	Swartz,
Brennan, A. P.,	Hocker,	Muldowney,	Taylor,
Brennan, J. J.,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Brown,	Houk,	Murphy,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cioffi,	Johnson,	Murray, P. G.,	Varner,
Cochran,	Jones, G. E.,	Musto,	Vaughan,
Comer,	Jones, T. H. W.,	Needham,	Verona,
Curwood,	Jump,	Ogilvie,	Wall,
Davis,	Kamyk,	Olsen,	Wallace,
Donahue,	Keller,	O'Neil,	Walsh,
Donaldson,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Ehrgood,	Knecht,	Pashley,	Weidner,
Eilberg,	Kolankiewicz,	Paulhamus,	Welsh,
Erb,	Kooker,	Petrosky,	Wescott,
Eshleman,	Kornick,	Polaski,	Wheeler,
Ewing,	Kratz,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leonard,	Price,	Williams,
Fineman,	Leven,	Pursley,	Wilt,
Flint,	Light,	Readinger,	Wood,
Floyd,	Limper,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Frank,	Lovett,	Renwick,	Yetzer,
Frascella,	Lutty,	Rovansek,	Ziegler,
Frost,	Magee,	Royer,	Andrews,
Gaffney,		Rudisill,	Speaker

NAYS—0

NOT VOTING—29

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	Greenwood,	McCormack,	Rosen,
Bullen,	Kehler,	McInroy,	Rubin,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 871, entitled:

An Act amending the act of December 22 1955 (Appropriation Acts No 29A) entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five and making appropriations to the Department of Public Instruction for reimbursements to school districts" increasing the amount of the appropriation for state eachers colleges.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill 971 makes an appropriation of $1,500,000 to the Department of Public Instruction. The amount originally as passed by this House and the Senate was $15 million. This amends Act 29A by increasing that amount to $16,500,000 and makes an additional $1,500,000 available for the state teachers colleges. This additional appropriation is needed due to the greatly increased enrollment at the state teachers colleges.

Mr. AUKER. Mr. Speaker, I am not going to vote against the appropriation, but I think possibly this time is a good place to point out the position we are in in Pennsylvania as to all our state teachers colleges.

We are not getting nearly the percentage of graduates from these state teachers colleges we should get to teach in Pennsylvania. In other words, the problem has long been here. I think it is recognized generally, that a great many—I will not say a majority, but possibly as high as 30 or 35 per cent, and maybe higher—of our graduates of state teachers colleges for which the taxpayers of this state pay possibly half of their education do not teach in this state. The other states are gobbling them up at our expense because they pay, for one thing, bigger salaries.

I think it is a good place now to point this thing out. I think it is a subject for considerable study by somebody over the next two years to see if this problem cannot be solved. As it is now, we are pouring a lot of money down a rat hole because we are not getting the returns for the money expended.

The state colleges are necessary, I know that, but we are not getting the returns from them that we should have for the amount of money we are putting into them.

Mr. POLEN. Mr. Speaker, I would concur in what the gentleman from Blair, Mr. Auker, says. Quite a number

of teachers who receive their education at the expense of the Commonwealth do not teach in Pennsylvania.

I would further concur that possibly our salary schedule has something to do with it, but I also point out that there are a number of people attending the state teachers colleges and using them for receiving a liberal arts education and do not teach in Pennsylvania or any other state.

I believe what he said should be studied. I suggest that such a study be made to determine if there is not some way whereby we can, when we educate these men and women who are attending the state teachers colleges, to see that they have an obligation either to teach in Pennsylvania or to pay for their tuition.

Nevertheless, Mr. Speaker, the amount of money is necessary at this time and I believe we should all vote for this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Garlock,	Markley,	Schuster,
Amarando,	Gelfand,	Maxwell,	Sherman,
Anderson, M. S.,	George,	McCann,	Smith, C. C.,
Anderson, S. A.,	Gibb,	McGee,	Smith, Wm. B.,
Ashton,	Gibson,	McKeever,	Snider,
Auker,	Goldstein,	McLaughlin,	Stank,
Banker,	Gramlich,	Meholchick,	Stebbins,
Barnatovich,	Guss,	Mihm,	Steckel,
Bazin,	Guthrie,	Mikula,	Stephens,
Bell,	Hamilton, R. K.,	Miller,	Stevenson,
Boies,	Hass,	Mills,	Stone,
Bonner,	Haudenshield,	Monroe,	Stoner,
Boory,	Heavey,	Moody,	Strausser,
Bower,	Helm,	Moran,	Stroup,
Branca,	Henzel,	Moscrip,	Swartz,
Breisch,	Hewitt,	Muldowney,	Taylor,
Brennan, A. P.,	Hocker,	Mullen,	Thomas,
Brennan, J. J.,	Holt,	Munley,	Thompson,
Breth,	Horst,	Murphy,	Toll,
Brown,	Houk,	Murray, H. P.,	Tompkins,
Bucchin,	Isaacs,	Murray, J. J.,	Toomey,
Capano,	Jenkins,	Murray, P. G.,	Varner,
Cioffi,	Johnson,	Musto,	Vaughan,
Cochran,	Jones, G. E.,	Needham,	Verona,
Comer,	Jones, T. H. W.,	Ogilvie,	Wall,
Curwood,	Jump,	Olsen,	Wallace,
Davis,	Kamyk,	O'Neil,	Walsh,
Donahue,	Keller,	Pacchioli,	Wargo,
Donaldson,	Kent,	Parry,	Waterhouse,
Dougherty,	Kline,	Pashley,	Weidner,
Ehrgood,	Knecht,	Paulhamus,	Welsh,
Eilberg,	Kolankiewicz,	Petrosky,	Wescott,
Erb,	Kooker,	Polaski,	Wheeler,
Eshleman,	Kornick,	Polen,	Whitenight,
Ewing,	Kratz,	Pomeroy,	Willaredt,
Farabaugh,	Leiby,	Price,	Williams,
Filo,	Leonard,	Pursley,	Wilt,
Fineman,	Leven,	Readinger,	Wood,
Flint,	Light,	Reibman,	Worley,
Floyd,	Limper,	Reidenbach,	Yetter,
Flynn,	Lopresti,	Renwick,	Yetzer,
Frank,	Lovett,	Rovansek,	Ziegler,
Frascella,	Lutty,	Royer,	Andrews,
Frost,	Magee,	Rudisill,	Speaker
Gaffney,	Mahan,	Sarraf,	

NAYS—0

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 973, entitled:

An Act to promote the welfare of the people of the Commonwealth by the reduction of unemployment in certain areas of the Commonwealth determined to be critical economic areas providing for the establishment of industrial development projects in such areas creating The Pennsylvania Industrial Development Authority as a body corporate and politic with power to allocate funds for and make secured loans to industrial development agencies for the payment of a part of the cost of industrial development projects in critical economic areas authorizing the Authority to enter into agreements with the Government of the United States or any Federal agency or industrial development agency empowering the Authority to take title to sell convey and lease industrial development projects where necessary to protect loans made by the Pennsylvania Industrial Development Authority on industrial development projects providing that no debt of the Commonwealth its municipalities or powers granted by this act and providing for the examination political subdivisions shall be incurred in the exercise of any of the accounts and affairs of the Authority and making an appropriation.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill 973 creates the Pennsylvania Industrial Development Authority and makes an appropriation of $5 million.

In this House we passed the original industrial development authority bill, I believe, which called for $20 million. That bill was not considered in the Senate, and the bill we have before us, Senate Bill 973, is a bipartisan effort to bring about and create the Pennsylvania Industrial Development Authority to get more industry in Pennsylvania.

I believe the bill is sound and should be supported.

Mr. AUKER. Mr. Speaker, may I interrogate the gentleman from Washington, Mr. Polen.

The SPEAKER pro tempore. Will the gentleman from Washington, Mr. Polen, permit himself to be interrogated?

Mr. POLEN. I shall, Mr. Speaker.

Mr. AUKER. Mr. Speaker, I would like to ask the gentleman if moneys loaned under this bill by the state to municipalities to further the payment of establishing industries in any municipality does not have to be repaid to the state? Does that money come back to the state?

Mr. POLEN. Yes, that money comes back to the state, Mr. Speaker.

Mr. AUKER. Then this is just a loan by the state. Does it bear interest? I do not believe it bears interest?

Mr. POLEN. Yes, the loans would bear interest. This amount is the initial amount the state would use and appropriate to this authority to get the program going. It would be a continuing thing and it would turn over as the money was repaid and would continue the operation of the authority.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Schuster,
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.,
Ashton,	Gibson,	McGee,	Smith, Wm. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,
Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boles,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	Swartz,
Brennan, A. P.,	Hocker,	Muldowney,	Taylor,
Brennan, J. J.,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Brown,	Houk,	Murphy,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cioffi,	Johnson,	Murray, P. G.,	Varner,
Cochran,	Jones, G. E.,	Musto,	Vaughan,
Comer,	Jones, T. H. W.,	Needham,	Verona,
Curwood,	Jump,	Ogilvie,	Wall,
Davis,	Kamyk,	Olsen,	Wallace,
Donahue,	Keller,	O'Neil,	Walsh,
Donaldson,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Ehrgood,	Knecht,	Pashley,	Weidner,
Eilberg,	Kolankiewicz,	Paulhamus,	Welsh,
Erb,	Kooker,	Petrosky,	Wescott,
Eshleman,	Kornick,	Polaski,	Wheeler,
Ewing,	Kratz,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leonard,	Price,	Williams,
Fineman,	Leven,	Pursley,	Wilt,
Flint,	Light,	Readinger,	Wood,
Floyd,	Limper,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Frank,	Lovett,	Renwick,	Yetzer,
Frascella,	Lutty,	Rovansek,	Ziegler,
Frost,	Magee,	Royer,	Andrews,
Gaffney,		Rudisill,	Speaker

NAYS—0

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendemnt.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1009, entitled:

An Act amending the act of July 28 1953 (Appropriation Acts page 16 Act No 20-A) entitled "An act making an appropriation to the Department of Forests and Waters for the protection and stabilization of Presque Isle Peninsula and Erie Harbor at Erie" authorizing the use of funds for improvement and development purposes

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill 1009, makes an appropriation of $2,500,000 to the Department of Forests and Waters for the protection and stabilization of the Presque Isle Peninsula and Erie Harbor at Erie, and authorizing the use of funds for improvement and development purposes.

Mr. Speaker, I believe this is a very necessary bill to Pennsylvania. With the development of the St. Lawrence Seaway we have an opportunity in Pennsylvania to make Erie one of the great ports of the world.

I think this bill should be supported by all Members.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—177

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Schuster,
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.,
Ashton,	Gibson,	McGee,	Smith, Wm. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,
Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boles,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	Swartz,
Brennan, A. P.,	Hocker,	Muldowney,	Taylor,
Brennan, J. J.,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Brown,	Houk,	Murphy,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cioffi,	Johnson,	Murray, P. G.,	Varner,
Cochran,	Jones, G. E.,	Musto,	Verona,
Comer,	Jones, T. H. W.,	Needham,	Wall,
Curwood,	Jump,	Ogilvie,	Wallace,
Davis,	Kamyk,	Olsen,	Walsh,
Donahue,	Keller,	O'Neil,	Wargo,
Donaldson,	Kent,	Pacchioli,	Waterhouse,
Dougherty,	Kline,	Parry,	Weidner,
Ehrgood,	Knecht,	Pashley,	Welsh,
Eilberg,	Kolankiewicz,	Paulhamus,	Wescott,
Erb,	Kooker,	Petrosky,	Wheeler,
Eshleman,	Kornick,	Polaski,	Whitenight,
Ewing,	Kratz,	Polen,	Willaredt,
Farabaugh,	Leiby,	Pomeroy,	Williams,
Filo,	Leonard,	Price,	Wilt,
Fineman,	Leven,	Pursley,	Wood,
Flint,	Light,	Readinger,	Worley,
Floyd,	Limper,	Reibman,	Yetter,
Flynn,	Lopresti,	Reidenbach,	Yetzer,
Frank,	Lovett,	Renwick,	Ziegler,
Frascella,	Lutty,	Rovansek,	Andrews,
Frost,	Magee,	Royer,	Speaker
Gaffney,		Rudisill,	

NAYS—1

Vaughan,

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1046, entitled:

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. POLEN. Mr. Speaker, Senate Bill 1046 makes an appropriation of $900 thousand to the Department of Forests and Waters for the redevelopment, improvement and construction of two piers in the Port of Philadelphia. The House has passed a bill for this same purpose of $1 million. The bill was not considered by the Senate, and this bill for $900 thousand was returned to the House in its place.

I would ask the Members to support the bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Schuster,
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.,
Ashton,	Gibson,	McGee,	Smith, Wm. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,
Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boles,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moran,	Stroup,
Breisch,	Hewitt,	Moscrip,	Swartz,
Brennan, A. P.,	Hocker,	Muldowney,	Taylor,
Brennan, J. J.,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Brown,	Houk,	Murphy,	Toll,
Bucchin,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cioffi,	Johnson,	Murray, P. G.,	Varner,
Cochran,	Jones, G. E.,	Musto,	Vaughan,
Comer,	Jones, T. H. W.,	Needham,	Verona,
Curwood,	Jump,	Ogilvie,	Wall,
Davis,	Kamyk,	Olsen,	Wallace,
Donahue,	Keller,	O'Neil,	Walsh,
Donaldson,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Ehrgood,	Knecht,	Pashley,	Weidner,
Eilberg,	Kolankiewicz,	Paulhamus,	Welsh,
Erb,	Kooker,	Petrosky,	Wescott,
Eshleman,	Kornick,	Polaski,	Wheeler,
Ewing,	Kratz,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leonard,	Price,	Williams,
Fineman,	Leven,	Pursley,	Wilt,
Flint,	Light,	Readinger,	Wood,
Floyd,	Limper,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Frank,	Lovett,	Renwick,	Yetzer,
Frascella,	Lutty,	Rovansek,	Ziegler,
Frost,	Magee.	Royer,	Andrews,
Gaffney,		Rudisill,	Speaker

NAYS—0

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Mr. READINGER. Mr. Speaker, I request that we return to House Bill No. 2069 on page 8 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee for the purpose of making a study and investigation and legislative recommendations relating to subsistence of surface soil in anthracite coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and making an appropriation

On the question,

Will the House agree to the bill on third reading?

Mr. DONALDSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, third line of Title, by striking out "subsistence" and inserting in lieu thereof "subsidence."

Amend Title, page 1, third line of Title, by inserting after "anthracite" and bituminous.

Amend Sec. 2, page 2, line 13 by inserting after "anthracite" and bituminous.

Amend Sec. 2, page 2, line 13 by striking out "region" and inserting in lieu thereof "regions."

Amend Sec. 2, page 2, line 14 by striking out "anthracite."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1974, Printer's No. 1340, on page 18 of today's calendar, bills on third reading postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1996, Printer's No. 1389, on page 18 of today's calendar, bills on third reading postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 2065, Printer's No. 1489, on page 18 of today's calendar, bills on third reading postponed.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 997, entitled:

An Act amending the "State Employes' Retirement Law" *** extending the benefits of the act to employes of institutions of political subdivisions acquired by the Commonwealth for use as hospitals or sanatoriums in the care and treatment of indigent persons.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. READINGER. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1019, entitled:

An Act amending the act of May 12 1943 (P L 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—178

Agnew,	Garlock,	Markley,	Schuster,
Amarando,	Gelfand,	Maxwell,	Sherman,
Anderson, M. S.,	George,	McCann,	Smith, C. C.,
Anderson, S. A.,	Gibb,	McGee,	Smith, Wm. B.,
Ashton,	Gibson,	McKeever,	Snider,
Auker,	Goldstein,	McLaughlin,	Stank,
Banker,	Gramlich,	Meholchick,	Stebbins,
Barnatovich,	Guss,	Mihm,	Steckel,
Bazin,	Guthrie,	Mikula,	Stephens,
Bell,	Hamilton, R. K.,	Miller,	Stevenson,
Boles,	Hass,	Mills,	Stone,
Bonner,	Haudenshield,	Monroe,	Stoner,
Boory,	Heavey,	Moody,	Strausser,
Bower,	Helm,	Moran,	Stroup,
Branca,	Henzel,	Moscrip,	Swartz,
Breisch,	Hewitt,	Muldowney,	Taylor,
Brennan, A. P.,	Hocker,	Mullen,	Thomas,
Brennan, J. J.,	Holt,	Munley,	Thompson,
Breth,	Horst,	Murphy,	Toli,
Brown,	Houk,	Murray, H. P.,	Tompkins,
Bucchin,	Isaacs,	Murray, J. J.,	Toomey,
Capano,	Jenkins,	Murray, P. G.,	Vaughan,
Cioffi,	Johnson,	Musto,	Varner,
Cochran,	Jones, G. E.,	Needham,	Verona,
Comer,	Jones, T. H. W.,	Ogilvie,	Wall,
Curwood,	Jump,	Olsen,	Wallace,
Davis,	Kamyk,	O'Neil,	Walsh,
Donahue,	Keller,	Pacchioli,	Wargo,
Donaldson,	Kent,	Parry,	Waterhouse,
Dougherty,	Kline,	Pashley,	Weidner,
Ehrgood,	Knecht,	Paulhamus,	Welsh,
Eilberg,	Kolankiewicz,	Petrosky,	Wescott,
Erb,	Kooker,	Polaski,	Wheeler,
Eshleman,	Kornick,	Polen,	Whitenight,
Ewing,	Kratz,	Pomeroy,	Willaredt,
Fineman,	Leiby,	Price,	Williams,
Filo,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Wood,
Floyd,	Light,	Reibman,	Worley,
Flynn,	Limper,	Reidenbach,	Yetter,
Frank,	Lopresti,	Renwick,	Yetzer,
Farabaugh,	Lovett,	Rovansek,	Ziegler,
Frascella,	Lutty,	Royer,	Andrews,
Frost,	Magee,	Rudisill,	Speaker
Gaffney,	Mahan,	Sarraf,	

NAYS—0

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order.

The House proceeded to the third reading and consideration of Senate Bill No. 1036, entitled:

An Act amending the act of June 25 1947 (P L 1145) entitled as amended "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class townships of the second class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the Supreme Court and Superior Court" increasing the maximum millage amount for certain political subdivisions

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. AUKER. Mr. Speaker, I do not know whom I might interrogate on this bill. I would like to ask several pertinent questions concerning it. If there is anybody from the Committee from which this bill was reported who could answer some questions, I would like to interrogate him.

The SPEAKER pro tempore. Does the gentleman from Cambria, Mr. Lopresti, desire to answer the questions?

Mr. LOPRESTI. I do not desire to answer questions. I would like to discuss the bill with Mr. Auker if he wants to do so.

Mr. AUKER. Mr. Speaker, I have been reading the bill here hastily. Does this amend the Act known as 481, which gives municipalities the right to tax anything not taxed by the state?

Mr. LOPRESTI. I would say it does.

MR. AUKER. Then as I read the bill, this would allow the municipality to raise the levy under those taxation powers from ten to fifteen mills on the assessed valuation of the municipality, is that correct?

Mr. LOPRESTI. That is correct.

Mr. AUKER. And that could make a raise in the wage tax possibly from one to one-and-one half or even two per cent in those municipalities that have a wage tax?

Mr. LOPRESTI. No, it would not have that effect. What it would actually do is to permit the one per cent tax, for example, to remain in effect even though it produced more than ten mills on the assessed valuation. As the law now stands the ceiling is one per cent, but if that one per cent brings in more than ten mills, or a sum equal to more than ten mills, on the assessed valuation, then the municipality must use up the excess funds and reduce the rate in the following year to perhaps three-quarters, or one-half, or whatever rate would raise ten mills or less.

Mr. AUKER. I would like to further ask the gentleman, Mr. Speaker, if that is not going to allow municipalities to go hog-wild on their spending when maybe the same would not be necessary?

Mr. LOPRESTI. Mr. Speaker, I personally feel this is a bill which requires a considerable amount of thought, because by allowing the millage to be raised from ten to fifteen we create a number of problems which are not foreseen just by looking at the figures.

For example, in many counties the school boards would have no tax power under 481 if the municipalities had been allowed to keep fifteen mills. But since the municipalities had to reduce to one-half per cent because their tax was producing more than ten mills, it gave the school boards the opportunity of picking up the other half. This might throw out of balance the budgets of other subdivisions than those which we are increasing today.

Mr. AUKER. Mr. Speaker, may I ask the gentleman, then, maybe he is looking on the bill the same way as I am, with a little bit of a jaundiced eye?

Mr. LOPRESTI. I suggested I would like to discuss it with you. I view the bill with great alarm.

Mr. AUKER. I thank the gentleman, Mr. Speaker.

Personally, I think this matter ought to have a great more thought and study before we pass it. I intend to vote against it and I think every Member of the House ought to vote against it before we give further unlimited powers to these municipalities to levy this kind of taxes. It is pretty dangerous legislation, and we should watch that we do not let it get away from us.

Mr. LOPRESTI. Mr. Speaker, I would like to discuss the bill a little further. There are many other angles which should require the attention of the Members of the House before they vote on this bill.

We have surrounding a number of our cities small boroughs which from time to time have enticed the more wealthy citizens out of the city They have taken up residence in the boroughs surrounding the city, and because of the fact that they do have in most instances an above-average salary those particular boroughs by this bill are limited to ten mills on their real estate valuation, which brings in a considerable amount of money.

They then find themselves in a position where they must reduce their percentage and, as I said, in many cases the school districts picked up percentages which were reduced by reason of the excess money that was coming in.

In addition to that, in some cases third class cities have been able to pick up the excess and that money goes to the place for which it was originally intended, the third class cities which needed the money perhaps more than the outlying districts.

Where that money exceeded the ten mills and the school district had no need for it, then the surrounding third class cities were able to take maybe one-quarter of one per cent, or one-eighth, or one-half, depending upon the amount which that particular community was forced to cut.

In the actual application of 481 we find this evil has arisen, some communities need taxes under 481 and they have imposed such taxes. Since they are applicable to non-residents, there was immediately a stir in the adjoining community who did not need it, but the residents said, if we have to pay the tax anyway, why not pay it in our home district rather than pay it to the district that needs it? As a result there are a number of communities in Pennsylvania who are today actually collecting more taxes than they need and they are attempting to find ways and means of spending the taxes.

There are communities where garbage collection once a week during the summer period was found to be ample, but because that community had a large amount of money they instituted garbage collection twice a week.

I think if we pass this bill today, we are gaing to encourage more spending on the part of municipalities and I think that it is something we should avoid.

The next angle I think this Legislature ought to consider is that the wider the latitude we allow to the local governments, the narrower becomes the lattitude by which we in the Legislature can raise our state taxes. The more we allow to be siphoned off at the bottom, the more difficult it is going to become for the state to raise the amount of money which it needs.

I think this bill should be seriously considered. I do not believe it should be passed unless there is an effort on the part of someone here today to explain the necessity, to tell us whether or not there are communities that actually are in dire need of this type of legislation. If we are simply going to raise the amount so that some municipality will not have to cut its percentage, then I am very much opposed to this bill.

Mr. LOVETT. Let's be fair about this thing, this deals with 481. That's my baby. The only study this bill needs, and I say if it needs study, all right.

The SPEAKER pro tempore. Will the gentleman yield? The Chair recognizes the gentleman from Cambria, Mr. Lopresti. Will the gentleman yield to the gentleman from Westmoreland?

Mr. LOPRESTI. I will yield to the gentleman from Westmoreland.

Mr. LOVETT. Mr. Speaker, I apologize, because I thought the gentleman had finished his discussion.

This particular bill we have before us now deals with the original Act 481. I feel we should give it a lot of study in the hope that given enough study we can in some way find a means of eliminating 481 in the state of Pennsylvania so that some day we can get a broad base tax in Pennsylvania.

Mr. JOHNSON. Mr. Speaker, I feel I must make a statement in regard to this bill. When we caucused on the bill last Tuesday up in our office, we considered the bill very hastily and I am afraid I gave a wrong interpretation to the Members on this side of the House as to the effect of this bill.

I would, therefore, like to make a motion to place this bill on the final passage postponed calendar so we can again caucus on it and secure further information on it as has been suggested here today.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. JOHNSON. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2017, entitled:

An Act amending the act of May 1 1929 (P L 905 entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating the passing of school buses and prescribing penalties

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—177

Agnew,	Gelfand,	Maxwell,	Schuster,
Amarando,	George,	McCann,	Sherman,
Anderson, M. S.,	Gibb,	McGee,	Smith, C. C.,
Anderson, S. A.,	Gibson,	McKeever,	Smith, Wm. B.,
Ashton,	Goldstein,	McLaughlin,	Snider,
Banker,	Gramlich,	Meholchick,	Stank,
Barnatovich,	Guss,	Mihm,	Stebbins,
Bazin,	Guthrie,	Mikula,	Steckel,
Bell,	Hamilton, R. K.,	Miller,	Stephens,
Boles,	Hass,	Mills,	Stevenson,
Bonner,	Haudenshield,	Monroe,	Stone,
Boory,	Heavey,	Moody,	Stoner,
Bower,	Helm,	Moran,	Strausser,
Branca,	Henzel,	Moscrip,	Stroup,
Breisch,	Hewitt,	Muldowney,	Swartz,
Brennan, A. P.,	Hocker,	Mullen,	Taylor,
Brennan, J. J.,	Holt,	Munley,	Thomas,
Breth,	Horst,	Murphy,	Thompson,
Brown,	Houk,	Murray, H. P.,	Toll,
Bucchin,	Isaacs,	Murray, J. J.,	Tompkins,
Capano,	Jenkins,	Murray, P. G.,	Toomey,
Cioffi,	Johnson,	Musto,	Varner,
Cochran,	Jones, G. E.,	Needham,	Vaughan,
Comer,	Jones, T. H. W.,	Ogilvie,	Verona,
Curwood,	Jump,	Olsen,	Wall,
Davis,	Kamyk,	O'Neil,	Wallace,
Donahue,	Keller,	Pacchioli,	Walsh,
Donaldson,	Kent,	Parry,	Wargo,
Dougherty,	Kline,	Pashley,	Waterhouse,
Ehrgood,	Knecht,	Paulhamus,	Weidner,
Eilberg,	Kolankiewicz,	Petrosky,	Welsh,
Erb,	Kooker,	Polaski,	Wescott,
Eshleman,	Kornick,	Polen,	Wheeler,
Ewing,	Kratz,	Pomeroy,	Whitenight,
Farabaugh,	Leiby,	Price,	Willaredt,
Filo,	Leonard,	Pursley,	Williams,
Fineman,	Leven,	Readinger,	Wilt,
Flint,	Light,	Reibman,	Wood,
Floyd,	Limper,	Reidenbach,	Worley,
Flynn,	Lopresti,	Renwick,	Yetter,
Frank,	Lovett,	Rovansek,	Yetzer,
Frascella,	Lutty,	Royer,	Ziegler,
Frost,	Magee,	Rudisill,	Andrews,
Gaffney,	Mahan,	Sarraf,	Speaker
Garlock,	Markley,		

NAYS—1

Auker,

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the name to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1948, entitled:

An Act amending the act of May 1 1933 (P. L. 103), entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" authorizing the reconveyance or disposition of real property acquired for certain designated purpose

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—177

Agnew,	Garlock,	Markley,	Sarraf,
Amarando,	Gelfand,	Maxwell,	Schuster,
Anderson, M. S.,	George,	McCann,	Sherman,
Anderson, S. A.,	Gibb,	McGee,	Smith, C. C.,
Ashton,	Gibson,	McKeever,	Smith, Wm. B.,
Auker,	Goldstein,	McLaughlin,	Snider,
Banker,	Gramlich,	Meholchick,	Stank,
Barnatovich,	Guss,	Mihm,	Stebbins,
Bazin,	Guthrie,	Mikula,	Steckel,
Bell,	Hamilton, R. K.,	Miller,	Stephens,
Boles,	Hass,	Mills,	Stevenson,
Bonner,	Haudenshield,	Monroe,	Stone,
Boory,	Heavey,	Moody,	Stoner,
Bower,	Helm,	Moran,	Strausser,
Branca,	Henzel,	Moscrip,	Stroup,
Breisch,	Hewitt,	Muldowney,	Swartz,
Brennan, A. P.,	Hocker,	Mullen,	Taylor,
Brennan, J. J.,	Holt,	Munley,	Thomas,
Breth,	Horst,	Murphy,	Toll,
Brown,	Houk,	Murray, H. P.,	Tompkins,

Bucchin,	Isaacs,	Murray, J. J.,	Thompson,
Capano,	Jenkins,	Murray, P. G.,	Toomey,
Cioffi,	Johnson,	Musto,	Varner,
Cochran,	Jones, G. E.,	Needham,	Verona,
Comer,	Jones, T. H. W.,	Ogilvie,	Vaughan,
Curwood,	Jump,	Olsen,	Wall,
Davis,	Kamyk,	O'Neil,	Wallace,
Donahue,	Keller,	Pacchioli,	Walsh,
Donaldson,	Kent,	Parry,	Wargo,
Dougherty,	Kline,	Pashley,	Waterhouse,
Ehrgood,	Knecht,	Paulhamus,	Weidner,
Eilberg,	Kolankiewicz,	Petrosky,	Welsh,
Erb,	Kooker,	Polaski,	Wescott,
Eshleman,	Kornick,	Polen,	Wheeler,
Ewing,	Kratz,	Pomeroy,	Whitenight,
Farabaugh,	Leiby,	Price,	Willaredt,
Filo,	Leonard,	Pursley,	Williams,
Fineman,	Leven,	Readinger,	Wilt,
Flint,	Light,	Reibman,	Wood,
Floyd,	Limper,	Reidenbach,	Yetter,
Flynn,	Lopresti,	Renwick,	Yetzer,
Frank,	Lovett,	Rovansek,	Ziegler,
Frascella,	Lutty,	Royer,	Andrews,
Frost,	Mahan,	Rudisill,	Speaker
Gaffney,	Magee,		

NAYS—1

Worley,

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 2083, entitled:

An Act amending the act of April 9 1929 (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" providing for the appointment of deputy commissioners of the Pennsylvania State Police and the fixing of their salaries

On the question,

Shall the bill pass finally?

Mr. JOHNSON. Mr. Speaker, I just want to say to the membership on this side that since we caucused on this bill last Monday amendments have been offered limiting the number of deputies that can be appointed to three and fixing their salary at a maximum, I think, of $13,500.

I think I owe the Members on our side that explanation, that the bill has now been restricted to no more than three deputy commissioners.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken as follows:

YEAS—175

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Schuster,
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.
Ashton,	Gibson,	McGee,	Smith, Wm. B.
Banker,	Goldstein,	McKeever,	Snider,
Barnatovich,	Gramlich,	McLaughlin,	Stank,
Bazin,	Guss,	Meholchick,	Stebbins,
Bell,	Guthrie,	Mihm,	Steckel,
Boles,	Hamilton, R. K.,	Mikula,	Stephens,
Bonner,	Hass,	Miller,	Stevenson,
Boory,	Haudenshield,	Mills,	Stone,
Bower,	Heavey,	Monroe,	Stoner,
Branca,	Helm,	Moody,	Strausser,
Breisch,	Henzel,	Moran,	Stroup,
Brennan, A. P.,	Hewitt,	Moscrip,	Swartz,
Brennan, J. J.,	Hocker,	Muldowney,	Taylor,
Breth,	Holt,	Mullen,	Thomas,
Brown,	Horst,	Munley,	Thompson,
Bucchin,	Houk,	Murphy,	Toll,
Capano,	Isaacs,	Murray, H. P.,	Tompkins,
Cioffi,	Jenkins,	Murray, J. J.,	Toomey,
Cochran,	Johnson,	Murray, P. G.,	Varner,
Comer,	Jones, G. E.,	Musto,	Vaughan,
Curwood,	Jones, T. H. W.,	Needham,	Verona,
Davis,	Jump,	Ogilvie,	Wall,
Donahue,	Kamyk,	Olsen,	Wallace,
Donaldson,	Keller,	O'Neil,	Wargo,
Dougherty,	Kent,	Pacchioli,	Waterhouse,
Ehrgood,	Kline,	Parry,	Weidner,
Eilberg,	Knecht,	Pashley,	Welsh,
Erb,	Kolankiewicz,	Paulhamus,	Welsh,
Eshleman,	Kooker,	Petrosky,	Wescott,
Ewing,	Kornick,	Polaski,	Willaredt,
Farabaugh,	Kratz,	Polen,	Wilt,
Filo,	Leiby,	Pomeroy,	Wheeler,
Fineman,	Leonard,	Price,	Whitenight,
Flint,	Leven,	Readinger,	Williams,
Floyd,	Light,	Reibman,	Wood,
Flynn,	Limper,	Reidenbach,	Yetter,
Frank,	Lopresti,	Renwick,	Yetzer,
Frascella,	Lovett,	Rovansek,	Ziegler,
Frost,	Lutty,	Royer,	Andrews,
Gaffney,	Magee,	Rudisill,	Speaker

NAYS—3

Auker,	Pursley,	Worley,

NOT VOTING—29

Adam,	Down,	Leisey,	Pettigrew,
Blair,	Foster,	Lippincott,	Rigby,
Brenninger,	Greenwood,	McCormack,	Rosen,
Bullen,	Kehler,	McInroy,	Rubin,
Cianfrani,	Kromer,	McWherter,	Scarcelli,
Connelly,	Lafore,	Metz,	Sigman,
Cooper,	Lawyer,	Naugle,	Varallo,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage Senate Bill No. 246, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken as follows:

YEAS—178

Agnew,	Garlock,	Markley,	Schuster,
Amarando,	Gelfand,	Maxwell,	Sherman,
Anderson, M. S.,	George,	McCann,	Smith, C. C.,
Anderson, S. A.,	Gibb,	McGee,	Smith, Wm. B.,
Ashton,	Gibson,	McKeever,	Snider,
Auker,	Goldstein,	McLaughlin,	Stank,
Banker,	Gramlich,	Meholchick,	Stebbins,
Barnatovich,	Guss,	Mihm,	Steckel,
Bazin,	Guthrie,	Mikula,	Stephens,
Bell,	Hamilton, R. K.,	Miller,	Stevenson,
Boies,	Hass,	Mills,	Stone,
Bonner,	Haudenshield,	Monroe,	Stoner,
Boory,	Heavey,	Moody,	Strausser,
Bower,	Helm,	Moran,	Stroup,
Branca,	Henzel,	Moscrip,	Swartz,
Breisch,	Hewitt,	Muldowney,	Taylor,
Brennan, A. P.,	Hocker,	Mullen,	Thomas,
Brennan, J. J.,	Holt,	Munley,	Thompson,
Breth,	Horst,	Murphy,	Toll,
Brown,	Houk,	Murray, H. P.,	Tompkins,
Bucchin,	Isaacs,	Murray, J. J.,	Toomey,
Capano,	Jenkins,	Murray, P. G.,	Varner,
Cioffi,	Johnson,	Musto,	Vaughan,
Cochran,	Jones, G. E.,	Needham,	Verona,
Comer,	Jones, T. H. W.,	Ogilvie,	Wall,
Curwood,	Jump,	Olsen,	Wallace,
Davis,	Kamyk,	O'Neil,	Walsh,
Donahue,	Keller,	Pacchioli,	Wargo,
Donaldson,	Kent,	Parry,	Waterhouse,
Dougherty,	Kline,	Pashley,	Weidner,
Ehrgood,	Knecht,	Paulhamus,	Welsh,
Eilberg,	Kolankiewicz,	Petrosky,	Wescott,
Erb,	Kooker,	Polaski,	Wheeler,
Eshleman,	Kornick,	Polen,	Whitenight,
Ewing,	Kratz,	Pomeroy,	Willaredt,
Farabaugh,	Leiby,	Price,	Williams,
Filo,	Leonard,	Pursley,	Wilt,
Fineman,	Leven,	Readinger,	Wood,
Flint,	Light,	Reibman,	Worley,
Floyd,	Limper,	Reidenbach,	Yetter,
Flynn,	Lopresti,	Renwick,	Yetzer,
Frank,	Lovett,	Rovansek,	Ziegler,
Frascella,	Lutty,	Royer,	Andrews,
Frost,	Magee,	Rudisill,	Speaker
Gaffney,	Mahan,	Sarraf,	

NAYS—0

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 35

Mr. POLEN. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 35.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 35, entitled: An act amending the act of May twenty-first nineteen hundred thirty-one (Pamphlet Laws 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" providing for full reimbursement of taxes on liquid fuels consumed in the operation of certain tractors and machinery for agriculture purposes for a limited period of time.

Respectfully submit the following bill as our report:

ALBERT E. MADIGAN,
THOMAS P. HARNEY,
JOHN H. DENT,
(Committee on the part of the Senate.)

J. DEAN POLEN,
GEORGE J. SARRAF,
NORMAN WOOD,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. WORLEY. Mr. Speaker, I am for this Conference Report. I am at last glad to see that both political parties are willing to go along on a 100 per cent refund of the fuel tax for the farmers of this Commonwealth.

This was a matter that I, myself, have been urging this Legislature to do during the 1949 session and also subsequent sessions including the present session of this Legislature.

It was a matter in which I was opposed by various persons at different times. Sometimes some of the Members of this House would be against it and other times those very same Members would be for it just as was demonstrated in this present session, but I am pleased to see almost everyone is not opposing the farmers today.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—177

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Schuster,
Anderson, M. S.,	George,	Maxwell,	Sherman,
Anderson, S. A.,	Gibb,	McCann,	Smith, C. C.,
Ashton,	Gibson,	McGee,	Smith, Wm. B.,
Auker,	Goldstein,	McKeever,	Snider,
Banker,	Gramlich,	McLaughlin,	Stank,
Barnatovich,	Guss,	Meholchick,	Stebbins,
Bazin,	Guthrie,	Mihm,	Steckel,
Bell,	Hamilton, R. K.,	Mikula,	Stephens,
Boies,	Hass,	Miller,	Stevenson,
Bonner,	Haudenshield,	Mills,	Stone,
Boory,	Heavey,	Monroe,	Stoner,
Bower,	Helm,	Moody,	Strausser,
Branca,	Henzel,	Moscrip,	Stroup,
Breisch,	Hewitt,	Muldowney,	Swartz,
Brennan, A. P.,	Hocker,	Mullen,	Taylor,
Brennan, J. J.,	Holt,	Munley,	Thomas,
Breth,	Horst,	Murphy,	Thompson,
Brown,	Houk,	Murray, H. P.,	Toll,
Bucchin,		Murray, J. J.,	Tompkins,

Capano,	Isaacs,	Murray, P. G.,	Toomey,
Cioffi,	Jenkins,	Musto,	Varner,
Cochran,	Johnson,	Needham,	Vaughan,
Comer,	Jones, G. E.,	Ogilvie,	Verona,
Curwood,	Jones, T. H. W.,	Olsen,	Wall,
Davis,	Jump,	O'Neil,	Wallace,
Donahue,	Kamyk,	Pacchioli,	Walsh,
Donaldson,	Keller,	Parry,	Wargo,
Dougherty,	Kent,	Pashley,	Waterhouse,
Ehrgood,	Kline,	Paulhamus,	Weidner,
Eilberg,	Knecht,	Petrosky,	Welsh,
Erb,	Kolankiewicz,	Polaski,	Wescott,
Eshleman,	Kooker,	Polen,	Wheeler,
Ewing,	Kornick,	Pomeroy,	Whitenight,
Farabaugh,	Kratz,	Price,	Willaredt,
Filo,	Leiby,	Pursley,	Williams,
Fineman,	Leonard,	Reibman,	Wilt,
Flint,	Leven,	Reidenbach,	Wood,
Floyd,	Light,	Readinger,	Worley,
Flynn,	Limper,	Renwick,	Yetter,
Frank,	Lopresti,	Rovansek,	Yetzer,
Frascella,	Lovett,	Royer,	Ziegler,
Frost,	Lutty,	Rudisill,	Andrews, Speaker
Gaffney,	Magee,		

NAYS—1

Moran,

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 794

Mr. PETROSKY. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 794.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 794, entitled: "Amending the act of January 21, 1947 (P. L. 3), entitled 'An act relating to officers and employes of the General Assembly, fixing the number, qualifications, compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives, * * *,' changing the title of and compensation of certain Senate and House employes; providing for the appointment of additional employes therein and making appropriations."

Respectfully submit the following bill as our report:

ROBERT D. FLEMING,
WILLIAM Z. SCOTT,
JOHN H. DENT,
(Committee on the part of the Senate.)

JOHN F. STANK,
ANTHONY J. PETROSKY,
ADAM T. BOWER,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. GOLDSTEIN. Mr. Speaker, this House Bill 794 is an outgrowth of a bill introduced by Messrs. Readinger and Smith on March 29, 1955. The original purpose of the bill was sound. It was intended to give a well-deserved raise to the "Little Joe" and "Little Orphan Annie" who work in the transcribing room of the House of Representatives.

Thereafter it had a merry-go-round ride over in the Senate, and now you as Members of the House of Representatives are asked to adopt a Conference Report which provides on page 7 that forty-six stenographers each of whom shall have successfully completed the prescribed course of a certain character shall be hired at an annual salary of $3,036 each.

This means in plain English that each and every Senator other than the Majority and the Minority Leaders and their respective assistants will now have a full time stenographer on his payroll.

This we think is unsound, unjust, unnecessary and the creation of nepotism in the state of Pennsylvania. We believe the Senators are not enitled to this. We also feel that as Members of the House we should stop this grab-bag propositions.

We ask each and everyone of you to vote against this Conference Report. It will save hundreds of thousands of dollars. If we want to spend it let's give it to "Little Joe" and "Little Orphan Annie."

The SPEAKER pro tempore. Because of the absence of many Members, the Chair would like to request the gentleman from Westmoreland, Mr. Petrosky, to withdraw his request to call up the report and pass the report over temporarily.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—151

Agnew,	Gibb,	Mahan,	Sarraf,
Amarando,	Gibson,	Markley,	Schuster,
Anderson, M. S.,	Gramlich,	Maxwell,	Sherman,
Anderson, S. A.,	Guss,	McCann,	Smith, C. C.,
Banker,	Guthrie,	McGee,	Smith, Wm. B.,
Barnatovich,	Hamilton, R. K.,	McKeever,	Snider,
Bell,	Hass,	McLaughlin,	Stank,
Boles,	Haudenshield,	Meholchick,	Stebbins,
Boory,	Heavey,	Mihm,	Stephens,
Bower,	Helm,	Mikula,	Stevenson,
Branca,	Henzel,	Miller,	Stone,
Breisch,	Hewitt,	Mills,	Stoner,
Brennan, J. J.,	Hocker,	Monroe,	Strausser,
Breth,	Holt,	Moody,	Stroup,
Brown,	Houk,	Moran,	Taylor,
Bucchin,	Isaacs,	Moscrip,	Thomas,
Capano,	Jenkins,	Muldowney,	Thompson,
Cioffi,	Johnson,	Mullen,	Toll,
Cochran,	Jones, G. E.,	Murphy,	Tompkins,
Comer,	Jones, T. H. W.,	Murray, H. P.,	Varner,
Curwood,	Jump,	Murray, J. J.,	Vaughan,
Davis,	Kamyk,	Musto,	Verona,
Donaldson,	Keller,	Ogilvie,	Wall,
Dougherty,	Kent,	Olsen,	Wallace,
Ehrgood,	Kline,	O'Neil,	Waterhouse,
Eilberg,	Knecht,	Pacchioli,	Welsh,
Erb,	Kolankiewicz,	Parry,	Wescott,
Eshleman,	Kooker,	Pashley,	Wheeler,
Ewing,	Kornick,	Paulhamus,	Whitenight,
Filo,	Kratz,	Petrosky,	Willaredt,
Fineman,	Leiby,	Polaski,	Williams,
Flint,	Leonard,	Polen,	Wilt,
Flynn,	Leven,	Pomeroy,	Wood,
Frank,	Light,	Price,	Yetter,
Frascella,	Limper,	Readinger,	Yetzer,
Gaffney,	Lovett,	Reibman,	Ziegler,
Gelfand,	Lutty,	Reidenbach,	Andrews,
George,	Magee,	Royer,	Speaker

NAYS—27

Ashton,	Floyd,	Murray, P. G.,	Swartz,
Auker,	Frost,	Needham,	Toomey,
Bazin,	Garlock,	Pursley,	Walsh,
Bonner,	Goldstein,	Renwick,	Wargo,
Brennan, A. P.,	Horst,	Rovansek,	Weidner,
Donahue,	Lopresti,	Rudisill,	Worley,
Farabaugh,	Munley,	Steckel,	

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 407 Printer's No. 624 together with the communication from the Governor be taken from the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 407 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 1, 1955

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 407, Printer's No. 624, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. STANK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Northumberland, Mr. Stank vote on the final passage of this bill?

Mr. STANK. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to,

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 2 (Sec. 15), page 6, line 6, by inserting brackets before "an" and after "equivalent" and inserting immediately thereafter "another chiropractic".

Amend Sec. 2 (Sec. 15), page 6, lines 10 and 11, by striking out "an equivalent educational conference" and inserting in lieu thereof "any other chiropractic organization or institution".

Amend Sec. 2 (Sec. 15), page 7, line 7, by striking out "good cause" and inserting in lieu thereof "physical or other hardship reasons."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 524, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," defining transit mix vehicles, and fixing registration fees and permissible weights therefor.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—166

Agnew,	Garlock,	Mahan,	Rudisill,
Amarando,	Gelfand,	Markley,	Sarraf,
Anderson, M. S.,	George,	Maxwell,	Schuster,
Anderson, S. A.,	Gibb,	McCann,	Sherman,
Auker,	Gibson,	McGee,	Smith, C. C.,
Banker,	Goldstein,	McKeever,	Smith, Wm. B.,
Barnatovich,	Gramlich,	McLaughlin,	Snider,
Bazin,	Guss,	Meholchick,	Stank,
Bell,	Guthrie,	Mihm,	Stebbins,
Boies,	Hamilton, R. K.,	Miller,	Steckel,
Bonner,	Hass,	Mills,	Stephens,
Boory,	Haudenshield,	Monroe,	Stevenson,
Bower,	Heavey,	Moody,	Stone,
Branca,	Helm,	Moran,	Stoner,
Breisch,	Henzel,	Moscrip,	Stroup,
Brennan, A. P.,	Hewitt,	Muldowney,	Swartz,
Brennan, J. J.,	Hocker,	Mullen,	Taylor,
Breth,	Holt,	Munley,	Thomas,
Brown,	Horst,	Murphy,	Thompson,
Bucchin,	Houk,	Murray, H. P.,	Toll,
Capano,	Jenkins,	Murray, J. J.,	Tompkins,
Cioffi,	Johnson,	Murray, P. G.,	Toomey,
Cochran,	Jones, G. E.,	Musto,	Varner,
Comer,	Jones, T. H. W.,	Needham,	Vaughan,
Curwood,	Kamyk,	Ogilvie,	Verona,
Davis,	Keller,	Olsen,	Wall,
Donaldson,	Kent,	O'Neil,	Wallace,
Dougherty,	Kline,	Pacchioli,	Wargo,
Ehrgood,	Knecht,	Pashley,	Waterhouse,
Eilberg,	Kolankiewicz,	Paulhamus,	Wescott,
Erb,	Kooker,	Petrosky,	Wheeler,
Eshleman,	Kornick,	Polaski,	Whitenight,
Ewing,	Kratz,	Polen,	Willaredt,
Farabaugh,	Leiby,	Pomeroy,	Williams,
Filo,	Leonard,	Price,	Wilt,
Fineman,	Leven,	Pursley,	Wood,
Flint,	Light,	Readinger,	Yetter,
Floyd,	Limper,	Reibman,	Yetzer,
Flynn,	Lopresti,	Reidenbach,	Ziegler,
Frank,	Lovett,	Renwick,	Andrews,
Frascella,	Lutty,	Rovansek,	Speaker
Gaffney,	Magee,	Royer,	

NAYS—12

Ashton,	Isaacs,	Parry,	Weidner,
Donahue,	Jump,	Strausser,	Welsh,
Frost,	Mikula,	Walsh,	Worley,

NOT VOTING—29

Adam,	Foster,	Lippincott,	Rigby,
Blair,	Greenwood,	McCormack,	Rosen,
Brenninger,	Kehler,	McInroy,	Rubin,
Bullen,	Kromer,	McWherter,	Scarcelli,
Cianfrani,	Lafore,	Metz,	Sigman,
Connelly,	Lawyer,	Naugle,	Varallo,
Cooper,	Leisey,	Pettigrew,	Young,
Down,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

PERMISSION TO ADDRESS HOUSE

Mr. FARABAUGH asked and obtained unanimous consent to address the House.

Mr. Speaker, on Tuesday of this week I asked permission to be absent on Wednesday for a very good reason. I also asked the Leader for permission to be away today for the same reason, and was told it was necessary to be here, we were going to have a full House and a full working day.

So I came here and I see bills passing that in my opinion are controversial bills and I am not content with the vote that is credited on them.

I therefore move we immediately poll the House.

Mr. ANDREWS. Mr. Speaker, I ask that the members of the Press take their seats.

The SPEAKER pro tempore. Members will take their seats. Visitors will leave the Floor of the House. Members of the Press will take their seats.

Mr. GOLDSTEIN. Mr. Speaker, I move the previous question as moved by Mr. Farabaugh, and ask for a ruling on it.

The SPEAKER pro tempore. There is no parliamentary question before this House.

Mr. GOLDSTEIN. Then I rise to a question of parliamentary inquiry.

The SPEAKER pro tempore. The gentleman from Cambria, Mr. Farabaugh, merely asked that the House be polled. That is not a proper parliamentary question.

Mr. GOLDSTEIN. Therefore, I suggest the absence of a quorum.

The SPEAKER pro tempore. The gentleman from Allegheny, Mr. Goldstein, suggests the absence of a quorum.

Members will take their seats. The doors of the House will be closed. The Sergeant-at-Arms will carry out the order of the Chair.

PARLIAMENTARY INQUIRY

Mr. ROVANSEK. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. ROVANSEK. Mr. Speaker, would I be in order to suggest that only those answering to their names be recorded as being present?

The SPEAKER pro tempore. Only those answering to their names can be and will be recorded. Only Members will be admitted. Visitors will not be admitted during the calling of the roll.

The Sergeant-at-Arms is instructed not to admit anyone to the Hall of the House except Members of the House or Officers of the House. The Clerk will call the roll. Members will answer "present" to their names.

The roll was called and was as follows:

PRESENT

Anderson, M. S.,	Guss,	Monroe,	Smith, C. C.,
Anderson, S. A.,	Guthrie,	Moody,	Snider,
Ashton,	Hass,	Moran,	Stank,
Banker,	Haudenshield,	Munley,	Steckel,
Barnatovich,	Helm,	Murphy,	Stevenson,
Bazin,	Hewitt,	Murray, H. P.,	Stoner,
Bell,	Hocker,	Murray, P. G.,	Strausser,
Bonner,	Holt,	Needham,	Stroup,
Bower,	Horst,	Ogilvie,	Swartz,
Brennan, A. P.,	Houk,	O'Neil,	Taylor,
Brennan, J. J.,	Isaacs,	Pacchioli,	Toll,
Bucchin,	Johnson,	Parry,	Toomey,
Capano,	Jump,	Pashley,	Varner,
Davis,	Kamyk,	Paulhamus,	Vaughan,
Donahue,	Keller,	Petrosky,	Walsh,
Eshleman,	Kolankiewicz,	Polaski,	Wargo,
Ewing,	Kooker,	Polen,	Waterhouse,
Farabaugh,	Kornick,	Pomeroy,	Weidner,
Filo,	Leiby,	Price,	Welsh,
Flint,	Leven,	Pursley,	Wheeler,
Flynn,	Light,	Readinger,	Whitenight,
Frank,	Lopresti,	Reibman,	Williams,
Frost,	Mahan,	Renwick,	Wood,
Gaffney,	Markley,	Rovansek,	Worley,
Garlock,	McCann,	Royer,	Yetzer,
George,	McLaughlin,	Rudisill,	Ziegler,
Gibson,	Mihm,	Sarraf,	Andrews,
Goldstein,	Mikula,	Schuster,	Speaker

LEAVE OF ABSENCE

Connelly,	Lafore,	Leisey,	McWherter,
Kehler,			

ABSENT

Adam,	Eilberg,	Limper,	Rigby,
Agnew,	Erb,	Lippincott,	Rosen,
Amarando,	Fineman,	Lovett,	Rubin,
Auker,	Floyd,	Lutty,	Scarcelli,
Blair,	Foster,	Magee,	Sherman,
Boies,	Frascella,	Maxwell,	Sigman,
Boory,	Gelfand,	McCormack,	Smith, Wm. B.,
Branca,	Gibb,	McGee,	Stebbins,
Breisch,	Gramlich,	McInroy,	Stephens,
Brenninger,	Greenwood,	McKeever,	Stone,
Breth,	Hamilton, R. K.,	Meholchick,	Thomas,
Brown,	Heavey,	Metz,	Thompson,
Bullen,	Henzel,	Miller,	Tompkins,
Cianfrani,	Jenkins,	Mills,	Varallo,
Cioffi,	Jones, G. E.,	Moscrip,	Verona,
Cochran,	Jones, T. H. W.,	Muldowney,	Wall,
Comer,	Kent,	Mullen,	Wallace,
Cooper,	Kline,	Murray, J. J.,	Wescott,
Curwood,	Knecht,	Musto,	Wiliaredt,
Donaldson,	Kratz,	Naugle,	Wilt,
Dougherty,	Kromer,	Olsen,	Yetter,
Down,	Lawyer,	Pettigrew,	Young,
Ehrgood,	Leonard,	Reidenbach,	

* * * * * *

(During the calling of the roll)

Mr. MIKULA. If I am in order I would like to make a statement on the roll call.

The SPEAKER pro tempore. The gentleman is not in order at this time. Nothing is in order except the calling of the roll and the establishing of a quorum.

The SPEAKER pro tempore. The Chair directed the Sergeant-at-Arms not to permit visitors to enter the House during the calling of the roll. Visitors who entered the Hall of the House during the calling of the roll will be removed.

The Sergeant-at-Arms will carry out the orders of the Chair. This is a very serious matter and requires the cooperation of everyone.

Mr. VAUGHAN. Mr. Speaker, I do not know if I am in order or not, but I would like to know if it is alright to state that Dr. Sarraf confined Mr. Blair to his room with the virus.

The SPEAKER pro tempore. It is not in order at this time. Nothing is in order except the question of the absence of a quorum.

Mr. MOODY. I did not hear the name of the Member from York, Mr. Lawyer, on that list. I believe he has a leave of absence, does he not?

The SPEAKER pro tempore. It is known by the membership and the officers of the House that the gentleman from York, Mr. Lawyer, is in the hospital, although leave of absence was not requested for him this week.

* * * * * *

The SPEAKER pro tempore. The Chair will return the gavel to the Speaker of the House.

The SPEAKER (Mr. Hiram G. Andrews) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Armstrong.

First a word as to the parliamentary situation.

In the event there had not been a quorum present, all the House could have done would have been to adjourn from day to day until a quorum was present. The House would have adjourned until tomorrow. If a quorum was not present, all we could do would be to adjourn until Saturday. If on Saturday a quorum was not present, all of we could do would be to adjourn until Monday.

A quorum being present, the Chair would ask the gentleman from Allegheny, Mr. Goldstein, as to his further pleasure.

Mr. GOLDSTEIN. Mr. Speaker, I move that further proceedings under the call be dispensed with.

The motion was agreed to.

The SPEAKER. Had the gentleman from Allegheny desired otherwise and had the House agreed with him, the House could have sent for the absentees and could have compelled their attendance.

Since further proceedings under the call of the House have been dispensed with, the Sergeant-at-Arms will open the doors of the House.

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN asked and obtained unanimous consent to address the House.

Mr. Speaker, I suggested the absence of a quorum and I did it because of the fact that day after day we have seen highly controversial bills being passed over. We have been compelled to stay here, as recited yesterday, many weeks longer because ten per cent of the men have not fulfilled their duty. Ninety per cent of the Members have been here faithfully.

If we have to adjourn to a date subsequent to the primary election, I am greatly in fear we will have greater difficulty obtaining the necessary votes to pass controversial legislation.

It is rather late in this session to speak on this matter, but I believe that all the Members on both sides of the House agree with me, especially the faithful ninety per cent. Had we had the necessary votes here, especially upon the majority side—I do not wish to criticize or castigate them, I appreciate the great difficulty the Majority Leader has been laboring under, I appreciate his courtesy and fairness in all matters, but I certainly do believe the members of his party have not given him the faithful service to which a gentleman of his character has been entitled throughout the entire session. Had they done so, we would not be here today.

PERMISSION TO ADDRESS HOUSE

Mr. LOPRESTI asked and obtained unanimous consent to address the House.

Mr. Speaker, as a young boy I used to enjoy listening to a story about a boy watching sheep, I believe it was, and every so often somebody would yell "Wolf" and then they would run away. After a while the young boy did not pay any attention to the call of "Wolf"

That reminds me of what we have been going through in this session. Five or six times during the session we have suggested the absence of a quorum and we have taken up a half an hour of the time of this House, or perhaps more, in determining whether a quorum was present. Then we dispense with further action under the roll call.

I think, Mr. Speaker, it is time to quit calling "Wolf" unless we mean to do something about it. I for one want to state to the Members of the House that on the next occasion when the absence of a quorum is suggested I

personally will move this House to bring back those Members who are absent without leave.

The SPEAKER. The Chair requests the gentleman from Armstrong to resume the Chair.

Mr. HELM IN THE CHAIR.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. READINGER. Mr. Speaker, as our present plans call for very little more business to be taken up today and since we have such excellent order, I request permission to make a brief statement concerning our plans for the future.

We are planning to have a full working day next Monday when we adjourn today for the week for the reason that the amendments to the sales tax will not come to us until next Monday and it is not possible to call matters of such importance before the House on a so-called consent calendar day.

It has become increasingly obvious that we cannot complete sensibly the work of this session by the end of next week even by meeting five days next week. We plan now to start calling consent or token sessions starting next Tuesday, perhaps one day a week, perhaps two days a week, until after the Primary or until April 30th, which I believe is the Monday following the primary election.

The pressure from the membership to be allowed to go home and campaign, which is a normal thing for anybody who is a candidate for public office, has become worse and worse each week. This is the first time in my recollection we have ever been in session so close to the following election. I am not trying to excuse any Member from his duties, or anything else, I do not think they need to be excused. I think it is the normal thing to expect Members to want to be home to campaign.

Since we intend during the session to pass certain legislation and pass it in an orderly and sensible fashion, we have arrived at the conclusion that we simply cannot wind up all our work by the end of next week.

Therefore we are planning, as I say, to have consent sessions after next Monday.

Mr. ANDREWS. I desire to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the Majority Leader, Mr. Readinger, permit himself to be interrogated?

Mr. READINGER. I shall, provided thet gentleman asks no lawyers' questions.

Mr. ANDREWS. No lawyers' questions. Would it be the thought of the Majority Leader, who desires a working majority, or at least a very considerable portion of a working majority, to be present next Monday, or would it be his thought if very few Members are actually present to require their presence?

Mr. READINGER. In answer to the gentleman, I would say if we do not have enough Members to pass the amendments to the sales tax that come over from the Senate, I would certainly require the Members to be brought in so we could take care of that business.

Mr. ANDREWS. The gentleman from Cambria thanks the Majority Leader.

Mr. VARNER. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the gentleman from Berks, Mr. Readinger, permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. VARNER. Mr. Speaker, does the Majority Leader know for "proof positive" that the House will have the sales tax correctional amendments back in our possession next Monday?

Mr. READINGER. Mr. Speaker, I would be presumptuous if I were to answer that question in the affirmative, because anybody who would speak that positively about what the Senate will do would certainly be presumptuous.

I understand that the amendments which have been discussed, and to a great extent agreed upon, are being drafted today and will be inserted in the bill when it is reported from Committee tomorrow.

I understand the Senate is expecting to meet long enough this week so that the bill will be ready to be passed finally on Monday and sent to us.

I cannot be any more positive about it than what I have been told. That is our full expectation.

In addition I might say to the gentleman's question that we intend to see that those amendments are passed here on Monday. If it is necessary to vote those who were on the prior roll call at the time it passed the House, that might be done.

Mr. VARNER. Thank you.

Mr. READINGER. We do not want the membership to feel that it will be a consent calendar day and that nothing will be brought up which is controversial, because those amendments could be considered controversial and any Member has the right to get up and object to the amendments inserted by the Senate.

Mr. POMEROY. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the gentleman from Berks, Mr. Readinger, permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. POMEROY. Mr. Speaker, is it possible for the Majority Leader to inform the House, or does he have any idea, after we reconvene on the 30th of April as to an approximate target date for the sine die adjournment of the House so that the Members might have some general idea?

Mr. READINGER. Mr. Speaker, I would express the opinion that within two weeks of that date we can adjourn finally. During the interim matters will be discussed concerning which bills should be processed and which bills should not be processed.

If those plans are followed out there will be no reason why we cannot adjourn finaly within two weeks after we return, provided the membership will be present or be brought here to vote on the bills which should be given attention.

SENATE MESSAGE

SINE DIE ADJOURNMENT

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 5, 1956.

Resolved (The House of Representatives concurring), That this Regular Session of the General Assembly adjourn Sine-die on the fourteenth day of April, at 12 o'clock noon.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

RESOLUTION

REQUESTING MEETING OF CONFERENCE COMMITTEES

Messrs. BAZIN and POMEROY offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 5, 1956.

For the purpose of resolving the differences between the Senate and the House of Representatives with respect to House Bill No. 1104, Printer's No. 1043, entitled "An act amending the act of April 21, 1949 (P. L. 665) entitled 'An act to carry into effect section one of article fifteen of the Constitution giving cities of the first class the right and power to frame, adopt and amend their own charters and to exercise the powers and authority of local self-government and providing the procedure therefor, imposing certain restrictions, limitations and regulations, imposing duties upon city councils, city officers, county boards of elections, courts and the Secretary of the Commonwealth and providing for the payment of certain expenses by such cities and imposing penalties' providing for the revision of home rule charters, providing for the establishment of a charter revision commission for the purpose of making revisions and imposing duties upon city councils, city officers, boards of election, courts and the Secretary of the Commonwealth," the Senate appointed three members of the Senate on January 18, 1956 as a committee on the part of the Senate and the House of Representatives on December 28, 1955 appointed three members of the House of Representatives as a committee on the part of the House of Representatives.

To date the committee on the part of the Senate has refused to meet with the committee on the part of the House of Representatives for the purpose of considering the bill.

The bill is of tremendous importance to the citizenry of Philadelphia, should be immediately considered and a report made thereon by the committees; therefore be it

Resolved, That the House of Representatives respectfully requests the Senate to instruct its committee on conference on House Bill 1104, Printer's No. 1043 to discharge its duties by meeting with the Committee of Conference on the part of the House already appointed on this bill, and to consider the differences between the House and Senate on said bill.

Ordered, That the Clerk notify the Senate accordingly.

RESOLUTION

CONGRATULATIONS

Messrs. EILBERT, HOLT, Mrs. ANDERSON, Mrs. MONROE, Mr. BAZIN, Mrs. PASHLEY, Messrs. TAYLOR, WELSH, TOLL, LEVEN, BRANCA, FRASCELLA, LIMPER, MULDOWNEY and McKEEVER offered the following resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 5, 1956.

The House will recess for the week and will not be in session on the birthday of the leader of the Philadelphia Democratic Delegation.

On Friday April 6, a number of years ago a male child was born who was destined to become the leader of the Democratic members from Philadelphia in the House of Representatives.

His sterling qualities and congenial character have also established him as a leader in the General Assembly; it is therefor

Resolved, That the House of Representatives congratulate the Honorable Leon Kolankiewicz upon the occasion of his birthday and to express a wish for his good health and continued service as a leader in the Assembly.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Philadelphia, Mr. Kolankiewicz.

Mr. KOLANKIEWICZ. Mr. Speaker, I wondered why this delegation was trying to keep me here today. I wanted to take off with the other Members of the Philadelphia delegation. Now I realize why they kept me here.

However I am very grateful to the Members who sponsored this Resolution and to the Members of the House.

It has been a pleasure working with this group, and I hope it will always be as great a pleasure as it has been in the past.

Thank you very much.

PERMISSION TO INTERROGATE

Mr. HOCKER asked and obtained unanimous consent to interrogate the chairman of the Ways and Means Committee.

Mr. HOCKER. Mr. Speaker, if I am in order, I would at this time like to interrogate the Chairman of the Ways and Means Committee, Mr. Sarraf.

The SPEAKER pro tempore. Will the gentleman from Allegheny, Mr. Sarraf, permit himself to be interrogated?

Mr. SARRAF. I shall, Mr. Speaker.

Mr. HOCKER. Mr. Speaker, two or three weeks ago out of the goodness of my heart I tried to give the Democratic administration five, six, seven or eight more millions of dollars. They have been crying they do not have enough money. I introduced three bills, first of all, two bills to eliminate fuel oil and gas, mops, brooms, soap powder and so on. In lieu of that, to show I was not fooling or kidding, I introduced a soft drink tax which would take up the slack and give you about $6 or $7 million extra money.

Is there any possibility there will be action on these bills in the near future in your Committee?

Mr. SARRAF. Does the gentleman mean to stress the point of the possibility of action upon his bills which he submitted only a week or two ago?

Mr. HOCKER. That is right.

Mr. SARRAF. There is definitely a possibility.

Mr. HOCKER. There is. May I ask you one more question?

Mr. SARRAF. I won't need a lawyer, will I?

Mr. HOCKER. I said, in the near future. Now that will have to be when we return, but is it your thinking that you will call those bills up before your Committee?

Mr. SARRAF. In fairness to the gentleman's request, I think every bill which has been submitted to my Committee will be given Committee action definitely. There are numerous bills as important as the gentleman's which will be definitely considered.

PERMISSION TO ADDRESS HOUSE

Mr. HOCKER asked and obtained unanimous consent to address the House.

Mr. Speaker, I was not kidding when I put these bills in, especially now the way this present sales tax is being

interpreted. We have sent the amendments to it over to the Senate and we are waiting for them to come back.

I am really sincere when I say we are abusing millions of people in this state by taxing the necessities of life. Fuel oil is one of them, gas for heating purposes is another, very definitely soap powders, mops and brooms are others.

I was not kidding when I put this soft drink tax in, in fact, I have lost a few friends through it, but I am willing to gamble on those few friends to help millions of people in this Commonwealth.

The money is there. It is available. All you have to do is bring those bills out of Committee and you will gather up more money than you will get out of that part of the sales tax.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 887, Printer's No. 1494 together with the communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 887, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith.

Mr. PETROSKY. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 887

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. POLEN, GUSS and WORLEY.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. PETROSKY. Mr. Speaker, I move that House Bill No. 1694, Printer's No. 1510 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1694.

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "one hundred seventy-nine thousand two hundred seventy-five dollars ($179,275)" and inserting in lieu thereof the following: "one hundred twenty-one thousand seven hundred seventy-five dollars ($121,775)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. PETROSKY. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

House Bill No. 1977.

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 5, page 6, line 7 by striking out after the word "of" the words and figures "five cents ($.05)" and inserting in lieu thereof the words and figures "two cents ($.02)"; line 18 by striking out after the word "forth" the words "by counties."

Amend Section 6, page 8, line 5 by striking out after the word "least" the word "ten" and inserting in lieu thereof the word "thirty."

Amend Section 9, page 11, line 15, by striking out after the word "and" the word "soluable" and inserting in lieu thereof the word "soluble"; line 7 by inserting after the word "fertilizers" the words "nor to any fertilizer materials in which the sources of nitrogen available phosphoric acid and soluble potash are derived solely from organic matters."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. PETROSKY. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

RECALLING SENATE BILL No. 929 FROM GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 5, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 929, Printer's No. 614, entitled "An act amending the act of April 12 1951 (P. L. 90) entitled 'An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penal ties and forfeitures providing for local option and repealing existing laws' providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION INTRODUCED AND REFERRED

By Mr. STEPHENS. RESOLUTION (Not Printed).

In the House of Representatives, April 5, 1956.

On March 24, 1956 at the Somerset County Maple Festival, Miss Helen Kathleen Mills was chosen Maple Queen. On the basis of her personality, talent and appearance, she bested a group of young ladies, each one of whom is a great beauty. She reigned in a truly regal manner, and proved to us again that every American girl is a real queen; therefore be it

Resolved, That the members of the House of Representatives congratulate Helen Kathleen Mills on her hour of triumph and congratulate the judges who selected her on their very excellent taste; and be it further

Resolved, That a copy of this resolution be forwarded to Helen Kathleen Mills in Jennerstown, Pennsylvania.

Referred to the Committee on Rules.

ADJOURNMENT

Mr. PETROSKY. Mr. Speaker, I move that this House do now adjourn until Monday, April 9, 1956 at 1:00 p.m.

The motion was agreed to, and (at 5:33 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., FRIDAY, APRIL 6. 1956. No. 165.

SENATE

FRIDAY, APRIL 6, 1956.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County offered the following prayer:

In the name of the Father, and of the Son and of the Holy Spirit.

O Thou great universal God, when we realize that Thou hast created and art governing the universe, yet in the vastness of Thy domain Thou dost consider us as units of society and as individuals and are interested in our problems. We pray that we may reciprocate that feeling with Thee, that the little things we deal with here in life are infinitesimal when we compare them with what Thou dost deal with.

May we work close with Thee today in whatever we do and say, so that Thy name may have all the honor and the glory in a world without end, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. DERK, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House as follows:

House Bill No. 2017, entitled:

An Act amending "The Vehicle Code" approved May 1 1929 (P. L. 905) further regulating the passing of school buses and prescribing penalties

Which was committed to the Committee on Rules.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 31, entitled:

An Act creating a commission to arrange plans for the celebration of the One-hundredth Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address and making an appropriation

Senate Bill No. 425, entitled:

An Act making an appropriation to the Department of Property and Supplies for sanitary and surface drainage sewer disposal at the California State Teachers College

Senate Bill No. 659, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school

Senate Bill No. 957, entitled:

An Act amending the act of June 4 1937 (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes retirement system in counties of the third class and imposing charges on counties" providing for reinstatement of county employes and officers returning to county employment

Senate Bill No. 963, entitled:

An Act making an appropriation to the Senate committee appointed to cooperate with certain State departments and commissions with regard to certain matters concerning stream pollution in the Lehigh Canal

Senate Bill No. 968, entitled:

An Act making an appropriation to the Department of Welfare for use in the treatment of mentally retarded children and for the repair of buildings used in the treatment of mentally retarded children

Senate Bill No. 971, entitled:

An Act amending the act of December 22 1955 (Appropriation Acts No 29A) entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five and making appropriations to the Department of Public Instruction for reimbursements to school districts" increasing the amount of the appropriation for state teachers colleges

Senate Bill No. 973, entitled:

An Act to promote the welfare of the people of the Commonwealth by the reduction of unemployment in certain areas of the Commonwealth determined to be critical economic areas providing for the establishment of industrial development projects in such areas creating The Pennsylvania Industrial Development Authority as a body corporate and politic with power to allocate funds for and make secured loans to industrial development agencies for the payment of a part of the cost of industrial development projects in critical economic areas authorizing the Authority to enter into agreements with the Government of the United States or any Federal agency or industrial development agency empowering the Authority to take title to sell convey and lease industrial development projects where necessary to protect loans made by the Pennsylvania Industrial Development Authority on industrial development projects providing that no debt of the Commonwealth its municipalities or powers granted by this act and providing for the examination political subdivisions shall be incurred in the exercise of any of the accounts and affairs of the Authority and making an appropriation

Senate Bill No. 1009, entitled:

An Act amending the act of July 28, 1953 (Appropriation Acts page 16 Act No. 20-A) entitled "An act making an appropriation to the Department of Forests and Waters for the protection and stabilization of Presque Isle Peninsula and Erie Harbor at Erie" authorizing the use of funds for improvement and development purposes.

Senate Bill No. 1019, entitled:

An Act amending the act of May 12, 1943 (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution.

Senate Bill No. 1046, entitled:

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

GENERAL COMMUNICATION

The Chair cleared his table and laid before the Senate the following communication which was read by the Clerk:

(RESOLUTION No. 38)

RESOLUTION

Memorializing the General Assembly of the Commonwealth of Pennsylvania to enact legislation to provide for the establishment of additional Common Pleas Courts in Philadelphia and to increase the number of Municipal Court Judges.

Whereas, There is now pending in the General Assembly of Pennsylvania legislation to provide for the establishment of additional Common Pleas Courts in the City of Philadelphia, as well as the addition of Judges to the Municipal Court of the City of Philadelphia; and

Whereas, The backlog of cases now awaiting trial in the Common Pleas Courts exceeds five thousand (5,000) and it requires approximately eleven (11) months for a case to be listed for trial in the said Courts; and

Whereas, The backlog of cases in the Quarter Sessions Court in Philadelphia made it necessary to have visiting Judges from other counties sit in said Court for a period of approximately two hundred (200) days in 1955; and

Whereas, The various divisions of the Municipal Court of Philadelphia, particularly those divisions which deal with domestic relations and juvenile problems, are handling cases in such large numbers that it is difficult for the sitting Judges to devote an adequate amount of time to each case; and

Whereas, There is an urgent need for additional Judges, both in the Common Pleas and in the Municipal Courts, so as to reduce the amount of time which persons involved in litigation must wait for their cases to reach the trial stage; and

Whereas, The proper dispensation of justice requires that persons who are involved in legal actions have their cases heard and disposed of expeditiously and with the least possible delay; therefore

Resolved, by the Council of the City of Philadelphia, That the General Assembly of the Commonwealth of Pennsylvania is hereby respectfully requested to enact, without further delay, appropriate legislation creating two additional Common Pleas Courts in the City of Philadelphia and adding not less than five (5) Judges to the bench of the Municipal Court of the City of Philadelphia, in order that the backlog of cases now existing in both Courts may be eliminated and cases may be listed for trial, and disposed of, with the least possible delay.

Resolved, That certified copies of this resolution be forwarded to the President of the Senate and the Speaker of the House of Representatives of the General Assembly. Certification: This is a true and correct copy of the original Resolution passed by the Council of the City of Philadelphia on the twenty-second day of March, 1956.

/s/ JAMES H. J. TATE
President of City Council

Sponsored By
Councilman SAMUEL ROSE

The PRESIDENT. This communication will be spread upon the Legislative Journal.

REPORTS FROM COMMITTEE

Mr. RUTH, from the Committee on Rules, reported as committed, Senate Bill No. 1073, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the Commonwealth; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of Commonwealth shall be admitted in evidence; prescribing the duties of and fixing the fees of the Secretary of the Commonwealth; and providing penalties.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters, with the approval of the Governor, to convey to the City of Erie the Canal Basins situate in the City of Erie, Erie County, Pennsylvania.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to sell

and convey 24.1 acres, more or less, of land situate in the City of Erie, Erie County, Pennsylvania," authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

BILLS INTRODUCED AND REFERRED

Mr. LANE read in his place and presented to the Chair Senate Bill No. 1076, entitled:

An Act amending the act of May 15, 1915 (P. L. 534), entitled "Motion Picture Censorship Law," authorizing the disapproval of any reel, film or view which is obscene or incites to crimes of violence; prohibiing viewing by or exhibiting disapproved films, reels or views to certain minors; imposing penalties; and repealing certain sections of the act.

Which was committed to the Committee on Rules.

Messrs. MAHANY, TAYLOR, DENT and PECHAN read in place and presented to the Chair Senate Bill No. 1077, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949," increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing.

Which was committed to the Committee on Rules.

Messrs. KESSLER, BERGER and SEYLER read in place and presented to the Chair Senate Bill No. 1078, entitled:

An Act amending the act of May 2, 1929 (P. L. 1513), entitled "Boiler Regulation Law," excepting certain boilers from the provisions requiring inspection during construction.

Which was committed to the Committee on Rules.

Messrs. DENT and CHAPMAN read in place ond presented to the Chair Senate Bill No. 1079, entitled:

An Act relating to the seizure of unlicensed dogs running at large, the giving of dogs to certain scientific and educational institutions, and the manner of using such dogs.

Which was committed to the Committee on Rules.

RECESS

Mr. PECHAN. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on Rules, reported as committed, Senate Bill No. 1077, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) enittled "The General State Authority Act of 1949" increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, unless there is objection, I would like to take a few minutes to refer to a discussion on the floor yesterday afternoon and make a short statement.

Mr. President and Members of the Senate, I talked to Senator Lane yesterday afternoon after the Session was over. Due to the fact that I was meeting with some schoolteacher representatives in the State, I was unable to attend the whole Session and Senator Lane advised me that Senator John Van Sant had made a talk concerning the use of decal type stickers as against paper type stickers in the automobile inspection program. According to this morning's paper, there seems to be some kind of an inference that this was not well planned and decidedly a move in the interest of the motorist and the people of the Commonwealth.

I have before me a letter to Gerald A. Gleeson, Secretary of the Pennsylvania Department of Revenue, relative to this subject and the letter is from the Pennsylvania Automotive Association. I believe the letter speaks for itself and clears the air a little on this question of decals versus paper type stickers and I quote from the letter:

"For a number of years, at least eight, discussions have been held regarding the advisability of usinig decal type inspection stickers instead of paper type stickers.

"Actually, hundreds of hours have been spent discussing the subject. Many conferences have been held. Tests have been made of decal type stickers from at least three or four manufacturers.

"The need for a better sticker arises from the fact that the paper sticker can be removed from the windshield and transferred to another vehicle. The stolen sticker problem became quite serious a few years ago. It is probably still going on but we don't receive as many reports now as we did in the past.

"A partial solution to the problem was made when we all agreed (State Police, Department of Revenue, and PAA, representing the industry) to placing on the back of inspection stickers vehicle identification information in ink.

"About three years ago, it was decided to purchase 50,000 decal type stickers. PAA assisted in distributing these evenly throughout the State and kept accurate records. It was thought that experience derived from their use by dealers in all sections of the State would indicate the practicability of using decal instead of paper type stickers.

"Experience reported by the stations using the decal type stickers was so good that they were overwhelmingly in favor of changing to decals.

"The cost of these stickers was unreasonable to the extent that, since the industry has always been proud of the fact that the Inspection Law pays for itself completely through the purchase of the inspection stickers by the inspection stations, we did not favor spending additional money for decals if it meant a partial subsidi-

zation of the inspection program by the Commonwealth of Pennsylvania.

"It was suggested sticker cost be increased by five cents in order to provide sufficient moneys to insure continuation of the inspection program without State subsidization and to allow for enough additional money to justify the expenditure of considerably more money for stickers so that decal type stickers could be used.

"The ten cent sticker was approved and improvements and additional purchases for the inspection program have been made with the exception of changing from paper type stickers to decal type stickers. That change has been delayed for the reason that we require 8,500,000 stickers and the Department of Revenue was not given sufficient assurance by any company that it could build a satisfactory sticker in that quantity until about a year ago when at least one company submitted a new type decal which, upon testing by the Department of Revenue and, I believe, the State Police, showed it to be a satisfactory sticker, whereupon specifications for decal type stickers were drawn and let out for bid.

"Currently, the entire cost of operating the inspection program, including Inspection Unit personnel, salaries, office space, equipment, forms and supplies, etc., and State Police Inspection Station Supervisors' salaries and expenses, and automobile expenses, amount to about $600,000 per year.

"This figure, of course, does not include any of the cost of the 250 annual inspection meetings sponsored by the industry. Total costs of these meetings which are held for all inspecting mechanics are borne by the indutsry.

"Since, let us say, 8,000,000 stickers are used annually at ten cents per sticker, the total income is $800,000. We cannot return to the five cent sticker because current costs are $200,000 over the $400,000 which would be received.

"Paper type stickers cost about $20,000 per year, whereas decal type stickers would cost $100,000 to $170,000 per year. One company told me their cost would be under $100,000.

"Therefore, if decals were purchased, it would mean an expenditure of an additional $80,000 to $150,000. This, of course, could be done without allowing total expenditures to exceed the $800,000 total income.

"The question is: Is the additional expenditure worth the money? I believe the Department of Revenue has a moral obligation to the 10,000 inspection stations since they agreed wholeheartedly at meetings help throughout the State, covering all stations, to accepting a five cent increase without increasing the charge for making the inspections, on the basis that a better sticker would be forthcoming along with the provision of better service through the Inspection Unit. I commend the Inspection Unit and the Department of Revenue for the excellent service being rendered.

"In 1954 and so far in 1955, I can frankly tell you we have had very few complaints about the sticker currently being used. I have the same reaction from the Department of Revenue and the State Police. Probably we could find some complaints if we ask for them but they have not been coming volnutarily by the hundreds as they did a few years ago. I don't know the reason for this unless it could be that the paper sticker manufacturers have improved considerably their own type inspection sticker.

"Therefore, I suggest that in the interest of economy the Department of Revenue continue to use paper type stickers" until that moment when such decals will be available for the use of the Department in sufficient numbers to meet the needs of the Commonwealth.

"We are very much interested in having the total cost of the inspection program in Pennsylvania, exclusive of the cost of our participation in meetings, etc., to be borne entirely by the price paid for the inspection stickers" through the agencies of the Commonwealth.

"We offer our continued cooperation in carrying out the provisions of this extremely important safety law."

Mr. President, the situation as it appeared to be on the floor yesterday, from what I can read in this newspaper article, is that someone had an idea that perhaps there might be some skulduggery in the proposal because the inspection stickers were going to cost more and something about the specifications being such that only one company could qualify.

Many times in governmental operations, Mr. President, it is necessary to take one type of a particular serviceable item that is needed or required by the Commonwealth. If they find that this type of an inspection sticker can be provided within the cost which is being borne by the inspection stations themselves, and the inspection stations agreed to pay five cents more per sticker in order to put this program into effect, then I believe that the State Department of Revenue is morally obligated to go into that program.

I am not fearful of the situation whereby they say there is no competition on the basis of the build up of the decal because if that business is lucrative enough to one manufacturer, it will soon entice others to get into it. They are open bids and they will be given to any particular manufacturer who wants it. Because there has been one particular company in New York that has had more or less of a monopoly on this business, and whose price is completely out of range, then a new company has come into the picture and can make the decals for anywhere from $35,000 to $40,000 a year less than the other company has been making them. Therefore, there will be bids and both companies or other companies can submit a bid.

Mr. President, I want to state for the benefit of the Senate and those reporters who carried the story that this is not a new idea; that it has been mulled over and conversed about for the past eight years, and that it is the judgment of those who have the most to do with automobiles in this Commonwealth, the Automotive Associations, to state to this Legislature that this is a move in the right direction.

We all know that stickers have been removed from automobiles. I even found out how you remove them. They tell me that all you have to do is take a piece of dry ice, hold it on the outside of the windshield for a few seconds and the sticker, which we now have in use, just peals off beautifully and you go over and stick it on another car. A decal, of course, is blended into the face of the glass in such a nature, because it is a build up product and not a flat print job, that once it attaches itself to the glass, you cannot get it off except

by a scraping process and you cannot reconstitute the thing after you scrape it.

Mr. President, I think all of us realize that this does not cost the Commonwealth one cent. It does not cost any motorist one cent. It is only an added protection to those who have the problem, and that is the inspection sticker stations. Many of them are interested in these decals because of the fact that they can directly trace that inspection to their station and they will not be in trouble with frauds and things which have occurred in the past. Therefore, I want it clearly understood that the Department of Revenue did not jump into a muddy stream without knowing exactly the depth of the water. They knew what the problem was; they have reviewed all of the testimony and the results of the conferences.

If any Member of the Legislature is interested, I will be glad to read to you the article contained on page 19 of "The Pennsylvania Story on Motor Vehicle Inspections." This particular article is wholeheartedly in favor of the decal type sticker. Incidentally, we are very proud of the inspection system in Pennsylvania because for the first time, the inspection system of this State has rated four national merit awards. I believe that if the inspection stations that are paying the bill want this new refinement, we ought to go along without too much criticism.

PERMISSION TO ADDRESS SENATE

Mr. PECHAN asked and obtained unanimous consent to address the Senate.

Mr. PECHAN. Mr. President, I have been requested to offer the following newspaper article, printed in the Philadelphia Inquirer on April 4, 1956, and I desire to have it printed in the Legislative Journal.

The PRESIDENT. There being no objection, at the request of the gentleman from Armstrong, Mr. Pechan, this newspaper article will be spread upon the Legislative Journal.

Wednesday Morning, April 4, 1956

JOHN M. CUMMINGS

Remember, No Politics Just Send $25 Please

Harrisburg, April 3.

The Selinsgrove State School, up the Susquehanna a bit in Snyder county, is one of four institutions operated by the Commonwealth for the treatment of the mentally deficient and epileptic. It is under the supervision of the Welfare Department presently headed by Harry Shapiro. This distinguished authority on psychosis, neurosis and one thing and another was appointed to the Cabinet post by Governor Leader.

In a complimentary way it could be said of Secretary Shapiro that he knows, or should know, something about politics. It is a game he has played at as a Republican and as a Democrat. Some of the hardy old timers around the State Capitol can remember him as a lively and active Republican member of the Senate. They can also remember when he put aside the garments of a Republican and stepped forth clean, shiny and radiant in the pure white toga of a Democratic gabbyjack.

Now you'd think a gentleman of such extensive experience would be able to define "political activity" in terms simple enough to be understood by the dumbest bloke in his far-flung army of employes. Unfortunately, this appears not to be the case.

At the outset of his administration, Mr. Shapiro, with the blessing of Governor Leader, made it quite clear there would be no politics in the institutions under his control. Nevertheless, there's a lot of wondering going on here and there in the State. In spite of Secretary Shapiro's ban on political activity, employes of the Selinsgrove State School have been told it would be a great display of wisdom on their part if they coughed up $25 each for a ticket to a Democratic fund-raising dinner to be held in Shamokin in honor of Jefferson and Jackson.

* * *

The letter to the 376 persons on the school's payroll reminds them of "an opportunity, such as never before, to keep men like Governor Leader, Secretary Shapiro and others at the head of the State government."

Moreover, the letter relates, "it is the intention of the Governor, if he gets the support of the House and Senate, to protect 'your job' from political pressure by the enactment of a tenure plan similar to the teachers' tenure act, which will assure you of everlasting employment, regardless of political changes at Harrisburg. The Governor asks for your help on this point."

The letter accuses the Senate (Republican-controlled) of blocking every "progressive move" made by the Governor, including a 20 percent increase for all institutional workers.

"It is up to you and your friends," says the letter, "to get out and work to get it for Governor Leader and enable him to get these things for you."

The final reminder was of a self-addressed envelope and the price—25 smackers.

Both the Selinsgrove Times-Tribune and the Sunbury Item find it difficult to understand this solicitation of funds from employes who have been told by their boss (Shapiro) that they were working in an atmosphere free of political taint. The Selinsgrove paper editorially suggests that Secretary Shapiro give his employes the exact meaning of "political activity." The solicitation says the Sunbury Item, came on the heels of the firing of 15 employes for dabbling in politics.

All of this suggests that on the third day of National Laugh Week the Governor and his Secretary of Welfare, not to mention those who presume to speak for them in the Selinsgrove- Sunbury area, are making with a big joke. On second thought, maybe it's not so funny after all.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 620, Printer's No. 1654, on concurrence in House amendments, recalled from the Governor, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on concurrence in House amendments, go over in their order:

Senate Bill No. 246, Printer's No. 649; and

Senate Bill No. 343, Printer's No. 645.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 524, entitled:

An Act amending the "Vehicle Code" of May 1, 1929 (P. L. 905) * * * defining transit mix vehicles and fixing registration fees and permissible weights therefor.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 524

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 524.

Mr. HAYS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Harney,	McPherson, Jr.	Stevenson,
Berger,	Hays,	Miller,	Stiefel,
Blass,	Kessler,	Mullin,	Taylor,
Camiel,	Kopriver, Jr.	Pechan,	Van Sant,
Chapman,	Lane,	Peelor,	Wade,
Dent,	Madigan,	Propert,	Wagner,
Derk,	Mahany,	Ruth,	Watkins,
Diehm,	Mallery,	Schmidt,	Watson,
DiSilvestro,	McCreesh,	Scott,	Weiner,
Donolow,	McGinnis,	Seyler,	Whalley,
Flack,	McMenamin,	Silvert,	Wolfe,
Haluska,			Yosko,

NAYS—1

Fleming,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 35

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 35, entitled:

An Act amending the act of May twenty-first nineteen hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" providing for full reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes for a limited period of time

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 35

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee on Conference on House Bill No. 35.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 794

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 794, entitled:

An Act amending the act of January 21, 1947 (P. L. 3) entitled "An act relating to officers and employes of the General Assembly . . ." changing the title of and compensation of certain Senate and House employees providing for the appointment of additional employes therein and making appropriations.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 794

Mr. MAHANY. Mr. President, I move that the Senate

adopt the report of the Committee of Conference on House Bill No. 794.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,			Yosko,

NAYS—1

Pechan,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 324, Printer's No. 673, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 598, Printer's No. 399;
Senate Bill No. 599, Printer's No. 672;
Senate Bill No. 672, Printer's No. 280; and
Senate Bill No. 673, Printer's No. 270.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I do not believe there is any question in anyone's mind that all of us in the Senate want to pass a satisfactory censorship bill, one that will stand the constitutionality of the law in Pennsylvania. However, we are finding difficulty with these several bills which have been presented and, even though they have been amended, we have tried to justify them in the light of the recent Supreme Court Decision relative to censorship laws. I also want to point out that only this morning, Senator Lane presented another censorship bill which should be studied. We also have a resolution on the table which would authorize and direct the Joint State Government Commission to make a stury of the censorship laws between now and the next Session of the Legislature.

Mr. President, I have called a meeting of the Rules Committee in my office for next Monday morning at 11:00 o'clock, to which I have especially invited Senator Lane and Senator McMenamin, who have been interested in these censorship bills. I also invited the Reverend Father Lohmuller, of Harrisburg, who represents the Roman Catholic Church in this vicinity. I also would like to invite anyone else to attend who might be interested in this particular problem. I do not expect to hold a public hearing at the time, but any one who happens to have an interest in this, especially any of the Senators, I hope will come to the meeting which will be held in my office next Monday morning. We might be able to discuss this bill, Senator Lane's new bill, and the resolution which is on the table and any other bills that have to do with censorship laws. We certainly want to pass a bill which will stand up under the test of constitutionality, so that we can have proper motion picture censorship in this State. Also, we should, if we can, provide some censorship of these so-called current magazines, or pulp magazines, which surely show a lot more lascivious and lewd pictures in them than I have ever seen in any motion picture theater. I think you do not have to go any further than the news stand in the basement of the Capitol in order to find them, if anyone wants to have instructions as to where to procure them.

I have also been prompted by Senator Fleming at this time to invite any representatives from the Pennsylvania Council of Churches to come to this meeting in my office next Monday morning if they so desire.

Mr. President, so that we may have this meeting and discuss these bills further, I now ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 731, entitled:

An Act authorizing the use of certain mail services in lieu of registered mail when required by existing law for the purpose of serving notices or processes

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 981, entitled:

An Act amending the act of June 24 1895 (P. L. 212) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts . . ." and its supplement of May 5 1899 (P. L. 248) changing the jurisdiction of the Superior Court

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kopriver, Jr.,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1000, entitled:

An Act amending the act of May 2 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury . . ." fixing minimum salaries for prothonotaries and deputies in Philadelphia

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1058, entitled:

An Act amending the act of April 26 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses" authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 1060, Printer's No. 662, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,

Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1116, Printer's No. 1659; and

House Bill No. 1269, Printer's No. 1532.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. LANE. Mr. President, before making this request, I want to explain to the Membership of the Senate, and to the newspapers, that we are working on amendments which we do not have ready at this particular time.

Therefore, Mr. President, I ask unanimous consent that House Bill No. 1311, Printer's No. 1685, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. WADE. Mr. President, I am not rising to object to the request, but I would like to interrogate the gentleman from Washington, Senator Lane.

The PRESIDENT. Will the gentleman from Washington, Mr. Lane, permit himself to be interrogated?

Mr. LANE. I will, Mr. President.

Mr. WADE. I would like to ask Senator Lane, if I might, Mr. President, the reason or the purport of the amendments he suggests are being prepared.

Mr. LANE. Senator Dent advised me that he wanted to make sure that the political subdivisions actually receive the entire amount of money which is allocated under the provisions of this act. Therefore, he must have clarifying amendments.

Mr. WADE. Mr. President, I am not convinced at all that any amendments are necessary to this bill. I am fearful, without making a direct accusation, that this is a delaying tactic on the part of the Democratic Leadership for the simple reason that this bill has been prepared in accordance with, or rather, an agreement in the meeting of the Committee on Highways at which time they agreed on certain things and everything we agreed upon is carried out in the bill as it now stands.

The reason I am pressing for action on the bill is that the allocations are usually determined early in February of each year so that the municipalities, which are then making up their budgets for the year, can know approximately the amount of money they can expect from the State allocation. It is a very, very important thing for them.

Mr. President, we have gone into a number of months and the first part of the year is over. The bill still faces some process; it must be sent over to the Governor's Office and they must study it and so forth. The delay is a very costly thing to all of the municipalities of the Commonwealth.

Mr. LANE. Mr. President, I would be inclined to agree with the gentleman's last statement, that the delay is costly to the political subdivisions of this Commonwealth. However, I am bound to disagreed with him when he infers that this is a deliberate stall on the part of the Democrats to hold up this particular piece of legislation. I might also add that when the time ever comes that no one ever makes any mistakes, we will remove the erasers from all lead pencils. I feel that any piece of legislation before this Senate can be improved upon.

As I previously stated, the amendments, as I understand them, are clarifying amendments. We want to make sure that the political subdivisions actually receive the amount of money that is allocated under the provisions of this act. I resent the statement made by the genetleman from Cumberland when he infers that we are using stalling tactics in regard to this particular piece of legislation.

Mr. WADE. For the purpose of the record, Mr. President, may I further add that ordinarily a bill of this kind would be introduced very early in the Session; that is, in at least February or March of the first year of the Session. This bill was introduced on May 23rd and becouse of the change in Administrations, perhaps that was justified. However, it took some eight months before final action was had in the House. To be more explicit, on January 24, 1956, the bill finally passed the House. We received the bill a couple of days later, and have had it for six weeks. We have constantly been pressing for action. It is a very important piece of legislation and it is only natural for us, on this side, to assume that this is a delaying tactic on the part of the Democrats.

We want this money paid out to the municipalities. We want them to know how much money they can depend on. It is an extremely important thing for them. I still maintain that the bill is now in good order. If it is found later that the bill is not in good order,—We have amended it here very radically and it will go to the House for concurrence in those amendments—the House certainly will have the opportunity to make any minor corrections that might be necessary in the bill. However, I know of no corrections necessary in the bill whatever.

Mr. DENT. Mr. President, if I were not conviced, after a great many years of association with Senator Wade, that he never has any motives except those that are pure and in the public interest, I would say that he has just left loose the biggest double-barreled barrage of fakery that I have heard in the years I have been in the Senate. However, being such an honest Legislator, I know that he is sincere in what he is trying to do and in what he is saying.

I, of course, would have to disagree with him when he tries to send out to all of the boroughs, cities and townships a semaphore message to the extent that this Democratic Party is withholding the money at this time and that the blame is all theirs. Senator Wade knows that the House is not in Session today. He also knows that between now and Monday, if the corrective amendments which we feel should be put into the bill are accepted, the House will receive the bill just as fast and just as

rapidly on Monday and they will be able to act on it just as fast and just as rapidly as if we vote on it today. The House is not in Session; it will not be in until Monday and this bill cannot get over to the House to be received by the House until Monday afternoon when it comes back into Session.

Mr. President, let us tell the boroughs, townships and cities why I have asked for a delay. They know that we have promised them $30,000,000, an increase of $12,000,000 over the $18,000,000 carried under the previous Administration. As this bill is now writeen, there is no guarantee that they will get $30,000,000. I am trying to devise and find a way to put into this bill a guarantee that they do get $30,000,000. I do not want the cities, boroughs and townships shortchanged. If we have made them a commitment, let us live up to it.

This bill was not conceived by any Member of this Senate, unless you can allow me to take that honor. I sold this bill, to the best of my ability, to the Department of Highways for five months. I tried to get them to understand what I had in mind and I think the Senate should know what I had in mind and what others had in mind.

We have been building a great many roads in this great Commonwealth of ours between cities and between townships and between boroughs. We have been building big four-lane restricted highways. What have we done in the past twenty years to relieve the situation in the congested areas of population? We went into every community in this State and we ran into a bottleneck, because the little home owner can no longer carry the load of the transportation system of this great Commonwealth. All of the money from highway use is returned to the State and the State has not been giving back to the local communities their just share. Therefore, we find in every community a bottleneck when traffic hits communities. We find very few, if any, proper facilities for parking. We find in the middle of a busy afternoon, especially one a week end when the farmer comes to town and the outsiders come in to shop, congestion that holds up traffic for anywhere from an hour and a half to two or three hours. Drive right here in the city of Harrisburg. How many of you, who have been here twenty years, have watched the growth of this congestion and how the big problem in this city is the problem of parking, the problem of moving traffic? It is the same in almost every city in the Commonwealth.

The idea was conceived that we ought to give a greater amount of money to the communities. We measured the congestion and we found that the greater amount of congestion is in the larger cities and in the boroughs. Therefore, we came out with a formula that would not take from the townships anything, but would give them proportionate raises in amounts of money out of the Highway Fund and would come to a more realistic approach to the needs of the people of this Commonwealth in their various communities.

The only reason I am asking to hold this bill up is not because I want to delay it, but because I want to guarantee that the $30,000,000 that we had in mind when we introduced this legislation, when we first proposed it, would go back to the communities of the Commonwealth. We are not going to leave it up to an insecure formula that might give them $22,000,000, $24,000,000 or $26,000,000. We are going to write into this, to the best of our ability, the guarantee that they will get the $30,000,000 and that is exactly why it is being held up. We are not asking that it be held up for any reason of delay or for any political purposes.

Senator Wade knows, and I know, that a delay until Monday does not delay this bill one minute because it must still go to the House. The House is not in Session until Monday. Between now and Monday, therefore, if we cannot come up with the answer, we will support the bill the way it stands. If we cannot find the proper language to write into the bill as a guarantee, we will support the bill the way it is. However, if we find that language, I expect Senator Wade to join me in insisting that we put into this bill the language that guarantees to the municipalities that which we started out to give them.

Mr. WADE. Mr. President, let me assure the gentleman that I will not engage in any personal invectives or reflections whatever. I simply want this matter resolved and resolved in the proper manner. I learned very much from his discussion. I learned that he is interested in assuring these municipalities that they will receive a figure of $30,000,000 per year, and I appreciate that. I charged that the Democratic Party was using politics in the whole matter. I, perhaps, was a little bit mild in that charge and I want to further amplify it now.

I offer for the record an original letter, written to Mr. Bruce E. Henry, of 2049 Sheridan Street, Williamsport, Pennsylvania, who I understand is a city councilman in the city of Williamsport. The letter reads in part as follows:

'I want to take this opportunity to present for your information the over all road program which we here in Harrisburg are endeavoring to enact into law at this Session of the General Assembly. I feel that this is necessary because the proposal has been misinterpreted by some people. The enactment of House Bills No. 1824 and No. 1311 will more equitably benefit every municipality compared to the allocations which were made in the past by prior administrations."

Mr. President, I am omitting some of the letter as I am offering it for the record, but I would like to read this:

"As an example, I am setting forth the allocations your political subdivision received under prior administrations as compared to what you will receive when this program is enacted. The Chairman of the Highways Committee, Anthony J. Petrosky, advises me that the approximate rate of reimbursement under this formula will be $275 for each mile of road and $1.35 per capita of your population total.

"You will readily see by these figures, and certainly the other counties will do as well, that an effort on the part of your State Organization could help to put this program across."

Signed, "LAWRENCE SWARTZ
"State Representative"

Mr. President, Mr. Swartz, according to the Legislative Directory, is a Democratic Representative from Lycoming County.

At the bottom of this letter is written:

"Your Total 1955 Allocation
"$10,723.58," written in pen, and further:
"Your Approximate Allocation under present Proposal
"$17,746.25," written again in pen.

If this were a single letter, Mr. President, perhaps it would be excusable, but I have no less than a half dozen similar letters with everything exactly alike and reproduced by some printing process, with the exception of the name of the person to whom they are addressed and the figures which are written in in pen and also the name of the person who signs the letter.

Perhaps, Mr. President, I should not have gone as far as I have, but I wanted that in the record. I want to say to the gentleman that I will willingly and gladly join in amendments which will assure these municipalities the sum of $30,000,000. The reason I am glad to do that is that I have maintained, and other Members of the Republican Caucus has maintained, that there are sufficient moneys under current revenues to produce this amount of money to make these allocations. I think, as Senator Dent said, they are in order.

Mr. President, we have used these roads and the road building program is an extremely necessary and vital one. We all want to join hands in building the best road system we can. I think that the Senator has helped us very much, because in his discussion he has implied that we will have the sum of $30,000,000 a year derived from—and I am using the language of the bill as neadly as I can remember—twenty per cent of four and one-half cents tax on gasoline. I have maintained in committee and elsewhere that this will produce with the residue from Act No. 18A, known as the Flood Act, enacted earlier in this Session, an amount sufficient to make an allocation of that size.

I repeat, I will be very happy, indeed, to join in these amendments and feel they will improve the bill even though, unless further amendments are made, it will not over the biennial period add to the total amount of money that is allocated to the different municipalities.

I now offer for insertion into the record the following letter, dated January 23, 1956:

House of Representatives,
Harrisburg, January 23, 1956

Mr. Bruce E. Henry
2049 Sheridan St.
Williamsport, Pa.

Dear Sir:

I want to take this opportunity to present for your information the over all road program which we here in Harrisburg are endeavoring to enact into law at this Session of the General Assembly. I feel that this is necessary because the proposal has been mininterpreted by some people. The enactment of House Bills No. 1824 and No. 1311 will more equitably benefit every municipality compared to the allocations which were made in the past by prior administrations.

The cardinal points of House Bill No. 1311 are:

(1) This legislation will set up a permanent schedule for allocations of Motor License Funds to local municipalities.

(2) Increase allocations from $36 million a biennium to $60 million a biennium.

(3) It eliminates the necessity of the local municipality raising money for matching purposes.

The provisions of House Bill No. 1824 are needed to initiate the above program as this proposal raises the money that is necessary to carry out the expanded highway schedule.

House Bill No. 1824 provides an increase of $5 for passenger car registration and a very nominal increase in the R. S. & T. truck registration. We here in Harrisburg have not had one protest against this method of raising the above funds and I believe that with the accrued benefits your municapiltiy will receive, it would be worthwhile to use your efforts to have your state organization lend some support to this program.

It seems to me that some persons are trying to sabotage House Bill No. 1824 knowing full well that this will stop the passage of House Bill No. 1311. These obstructionist tactics can and should be stopped by our combined efforts; then and only then will we be able to finally give the local administrators a Home Rule Program worthy of the name

As an example, I am setting forth the allocations your political sub-division received under prior administrations as compared to what you will receive when this program is enacted. The Chairman of the Highways Committee, Anthony J. Petrosky advises me that the approximate rate of reimbursement under this formula will be $275 for each mile of road and $1.35 per capita of your population total.

You will readily see by these figures and certainly the other counties will do as well, that an effort on the part of your State Organization could help to put this program across.

Sincerely yours,

/S/LAWRENCE SWARTZ
State Representative

Your Total 1955 Allocation
$10,723.58

Your Approximate Allocation
under present Proposal
$17,746.25

Mr. DENT. Mr. President, I like George Wade, do not want to get into personal invectives or personalities. I concur in what he said, when he said something about the Democratic Party playing politics and I would like to say that the party has played politics since the days of Thomas Jefferson.

Mr. President, I would like to also, in my small humble way, say that up until this moment I have been suspicious that the Republican Party played politics once in awhile. I am so happy to find that they are now out of the political sphere of activity and if they keep working the way they are, they are going to prove they are out of it.

I just want to note for the record that this bill came to Senator Wade on January the 24th. Since January the 24th until somewhere near April the 6th, Senator Wade has had the bill. Now after holding it up in his committee for almost four months, he tells us that we are holding it up because we want to delay it one day or two.

Senator, I know that you are not playing politics when you read the letter of the House Member into the record, but I say that the House Member has every right to write that letter. If you want to really prove who is playing politics, then you ought to put a resolution in, to the

effect that every Member who answers a letter ought to put the letter into the record. Then we would find some of the letters that the Republicans write and call us little bitty names, and refer to us as being unfair.

I can remember vividly the Session of 1951 when we were accused of holding up the so-called wage tax. Governor Fine had a very fine barrage of letters directed at the Democratic Membership from the alumni of the various universities, from the schoolteachers all over the Commonwealth and from all of the hospital superintendents in the private hospitals. That was all caused by the fact that a letter went out, stating that unless the Democrats broke down and voted for legislation giving a certain amount of revenue, these hospitals, institutions and the schoolteachers would not receive the moneys Governor Fine had in the budget for them. There might be some narrow-minded person who would think that was political on the part of the Republican Party. However, since I have found that the Republican Party is not political, I am not going to say they were playing politics. I will just say they were using a little political pressure.

Mr. President and Members of the Senate, I am sorry that this had to get into this kind of a situation. I think that the gentleman from Cumberland knows full well that when we asked for a delay on this bill, we never asked for it with any idea in mind of defeating, or hurting or delaying the passage of the legislation or in any way doing anything that would be harmful to our municipalities of government.

Mr. President, I am awfully sorry that George decided that he had to make the record his way. It is a good thing, perhaps, that the people do not read all of the records we make herein the Senate. If they do read them, however, I hope they continue reading beyond his remarks.

Mr. SEYLER. Mr. President, I would just like to rise to say a word in defense of the House Member from Lycoming. I know Mr. Swartz and the fact that he is sending letters to his constituents containing information in which they would be interested, seems to me to testify to his zeal and industry as a Representative of the county of Lycoming. The fact that he used a mimeograph machine to do this job indicates to me that he sent out a large number of letters, which is commendable. If there is something sinister about using a mimeograph machine instead of a typewriter, I fail to get the connection.

Mr. President, I am not an expert in the matter of this bill nor am I on the Highways Committee but, from my humble observation, if anyone has done anything in the Senate to seriously delay this bill and prejudice its chances of reaching agreement, it has been the chairman and the majority members of the Highways Committee.

As I understand it, when the bill came from the House, I believe they utterly rejected the formula used in it and substituted another set of standards which proved entirely abortive because, after hearings and considerable delay they finally became convinced that nobody wanted it and they had to set another set of standards and formula.

I think it is unfair to Representative Swartz to bring his name into this Senate discussion unless the gentleman who introduced the letter from Senator Swartz is willing to make a matter of record all of the correspondence he has had on this bill and let the public compare it.

Mr. WADE. Mr. President, since the issue of the letter, which I asked be read into the record, has apparently been distorted, I would like to say that I have in my possession here today another letter, similar to the one which I explained on the floor had been made by some photostat or offset printing process and which apparently has been general all over the State. This letter is written to Mr. E. O. Wright from Cogan Station, Pennsylvania, and is signed by another Representative, Perry M. Paulhamus, and again he quotes figures, written in ink at the bottom of the letter. I also find, by consulting Senator Wagner's Legislative Directory, that he is a Member of the Democratic Party.

Mr. President, I am not criticizing the matter of answering mail. The Senator from York and the Senator from Westmoreland know that. This apparently was a reproduced letter. It is not on the standard letterhead of the House of Representatives. It is a reproduction and the letter apparently was passed out, I am assuming this, to all the Democratic Members of the House so that they could write to their constituents who hold office in some of the municipalities. I have received sufficient in number to believe that is true. Therefore, this is an unusual process. It is entirely different than answering a letter which you receive from one of your constituents.

Let me say, in answer to Senator Dent, that the bill was introduced, as I said in my first discussion, on May the 23rd, 1955. The bill passed the House finally on January 24th, 1956 or after a lapse of some eight months. We received the bill—I figured I had it six weeks, but that is not right—on January 24th and have had it eight weeks.

I am unable to count this morning, Senator Dent, but I believe that it is exactly eight weeks. We have held two Highway Committee Meetings and several other off-the-record meetings, at which time this bill was discussed. I think that Senator Dent, as well as Senator Seyler, would agree that we have given the bill much more prompt action in the Senate than they did in the House.

Mr. DENT. Mr. President, you know they say there is an old philosophy you should follow in politics. They say that when you are out campaigning in a campaign and you have a very strong candidate and a weak platform, you should forget the platform and praise your candidate. If you have a weak candidate and a strong platform, you should forget the candidate and praise the platform. Then, when you find yourself in a position where you have a weak platform and a weak candidate, you just forget both of them and wrap yourself up in the American Flag and talk about the Constitution.

I like George as a person and as a Senator. I have always said that if George lived in my county, I would be very happy to have him as my Republican opponent.

Senator Wade finds himself without too much of an argument on his original charge against the Democrats. Now he is wrapping himself up in a letter that an innocent Member of the Legislature sent out in order to keep in contact with his constituency. Senator Wade knows, and every Member knows, exactly why I held the bill up. In the provisions of this act, you revert back to the year 1954 for the computation of the income of the

four and one-half cents per gallon. By doing that, you get a much smaller amount as a computation base for the return of the twenty per cent. Therefore, I am trying to write this in such a way that the increased income of the year 1955, if we can find a method of doing it, will be used as a base for the computation of the amount. That is the only reason it was held up. I am trying to insure the $30,000,000 if it can possibly be done. The $30,000,000 was computed on the basis of the income this year and not on the income of the 1954-1955 year. According to the figures that we have been bandying around and the figures that Senator Wade, himself, has used when he says there is sufficient money in the Highway Fund to meet most of this, they are the figures of 1955 collections and not 1954. The 1954 collection base was approximately $54,000,000 and the figure that Senator Wade used in the committee the other day was $58,000,000.

If we are going to try to give this money, I am only asking that we try to give it on the basis of what we intended to do and that would be somewhere near $30,000,000. I am happy to see that Senator Wade sees that this is what we are trying to do and that he is going to go along. However, the entire argument that he started out with, the one of delay, does not hold any strength. There is no delay from now until Monday, as I stated before. The House is not in Session and, therefore, cannot receive the bill until Monday.

If I cannot have the amendments ready, Mr. President, I will agree with Senator Wade to pass the bill over to the House on Monday and let them worry about it.

Mr. SEYLER. Mr. President, I just want to add one more footnote to this argument. The Senator, who is so anxious to avoid personal references, has now introduced the names of two House Members who are not here to defend themselves.

I would like to point out to him that Mr. Paulhamus, who is also a very fine Representative, is also from the county of Lycoming. If he and Mr. Swartz have decided to have a campaign of mailing information to their constituents, it does not seem to me part of the province of the Senator from Cumberland County to be critical of what the Representatives from Lycoming County are doing. I believe that both of these men have a very strong desire to keep sending information, which they think is useful, to their constituents and I think they should be commended for it.

The PRESIDENT. Is there objection to this bill going over in its order?

Mr. WADE. Mr. President, I have no objection to the bill going over in its order.

The PRESIDENT. There being no objection, House Bill No. 1311, Printer's No. 1685, will go over in its order.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1491, entitled:

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1504, entitled:

An Act reenacting and amending the act of April 11, 1899 (P. L. 37) entitled "An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth" extending its provisions to municipalities and townships

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that House Bill No. 1781, Printer's No. 1660, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1842, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017) entitled "County Institution District Law" changing the amount the institution district may pay for burial costs in each case

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1843, entitled:

An Act amending the act of June 13, 1883 (P. L. 119) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" regulating the burial costs for unclaimed bodies unfit for anatomical purposes and making provisions conform to existing law

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1894, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code" making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1905, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" by changing registration fees for certain motor buses and motor omnibuses

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

STUDENTS FROM TUNKHANNOCK HIGH SCHOOL PRESENTED TO SENATE

Mr. WAGNER. In the absence of Senator Madigan, it is my pleasure to call the attention of the Chair and the Members of the Senate to the presence in the gallery of a group of students from the Tunkhannock High School, in Wyoming County. They are chaperoned this morning by Mrs. Gall, Mr. Phillips and Mr. Holdredge. They have come quite a distance to see the Capitol and to see the Senate in action. I happen to have personal knowledge of the fact that they are a splendid group of students from a very fine joint school system.

I am happy to call your attention to their presence, Mr. President, and have you welcome them as I am sure you will.

The PRESIDENT. The Chair, on behalf of all the Members of the Senate, wishes to welcome this fine group of students here. We hope you will enjoy your visit with us today, and that you can come back again and visit with us another time.

HONORABLE JOHN R. MEADE PRESENTED TO SENATE

The PRESIDENT. The Chair is advised that a former Member of this Senate is in the Hall of the Senate, Senator Meade, from the city of Philadelphia.

REPORTS FROM COMMITTEE

Mr. PECHAN. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PECHAN, from the Committee on Public Health and Welfare, reported as amended, House Bill No. 1889, entitled:

An Act amending the act of August 10, 1951 (P. L. 1182) entitled "Chiropractic Registration Act of 1951" further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic.

He also, from the Committee on Public Health and Welfare reported as committed, House Bill No. 1945, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" changing requirements in promulgating rules and regulations by the Department of Health.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that all House Bills appearing on today's Second Reading Calendar go over in their order, with the exception of those House Bills appearing on page 14 of the Calendar.

The PRESIDENT. Is there objection? The Chair hears none.

The bills were as follows:

House Bill No. 147, Printer's No. 86;
House Bill No. 296, Printer's No. 1698;
House Bill No. 503, Printer's No. 1613;
House Bill No. 563, Printer's No. 1557;
House Bill No. 789, Printer's No. 1699;
House Bill No. 890, Printer's No. 1576;
House Bill No. 895, Printer's No. 1700;
House Bill No. 1130, Printer's No. 1586;
House Bill No. 1253, Printer's No. 1587;
House Bill No. 1474, Printer's No. 1564;
House Bill No. 1507, Printer's No. 1020;
House Bill No. 1891, Printer's No. 1427;
House Bill No. 1935, Printer's No. 1588;
House Bill No. 1983, Printer's No. 1701;
House Bill No. 2001, Printer's No. 1479;
House Bill No. 2006, Printer's No. 1390; and
House Bill No. 2015, Printer's No. 1609.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 291, entitled:

An Act amending the act of June 7, 1887 (P. L. 365) entitled "An act to encourage and authorize the formation of cooperative associations productive and distributive by farmers mechanics laborers or other persons" authorizing perpetual existence for cooperative associations providing for prospective and retroactive amendments to articles of association increasing terms of existence or making such terms of existence perpetual

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 517, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949" empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or addition or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 876, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing limitations on driver-education expenses of the Department changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-edu-

cation programs and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 991, entitled:

An Act amending the act of April 6, 1953 (P. L. 3) entitled "Uniform Commercial Code" changing fees with respect to filing statements

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1029, entitled:

An Act amending the act of April 6, 1953 (P. L. 3) entitled "Uniform Commercial Code" further regulating filing with respect to perfecting security interests

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1043, entitled:

An Act amending the act of December 22, 1955 (Appropriation Acts No. 29A) entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years . . ." increasing the amount of the appropriation for farm and home safety education

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions . . ." by making certain technical changes and by adding provisions concerning safety regulations and match-makers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1065, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1067, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" clarifying provisions relating to school directors county superintendents assistant county superintendents supervisors of special education district superintendents and payment of certain salaries

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1069, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law . . ." specifically including a suit by shareholders to compel the declaration of dividends by a corporation as a suit within the provisions of the act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2077, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949) authorizing the issuance of bonds for refunding purposes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2096, entitled:

An Act amending the act of June 1, 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' . . ." requiring addi-

tional reports and changing the due date of certain payments of capitol stock tax and franchise tax and further providing for the computation and payment of the tax by domestic corporations joint stock associations limited partnerships and companies.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "Selective Sales and Use Tax" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. YOSKO. Mr. President, relative to House Bill No. 2101, I do want to say that in light of the election of 1954, when the sales tax was repudiated by the voters of Pennsylvania, the enactment of it was contrary to the wishes of the people of Pennsylvania and to enact it in the light of what happened during that election was bad, but the inclusion of the Ohio stamp plan method of collecting the tax was even worse.

I say, Mr. President and Members of the Senate, that anybody in this Legislature who votes for the Ohio stamp plan method of collecting this tax is voting for extravagance, for inefficiency and for waste of the penny-payers' money.

A few days after the sales tax passed, Senator Dent suggested that we postpone the Ohio stamp method of collecting the tax until a study and survey was made of the States that have a sales tax. This request of his, of course, was denied. I, therefore, took it upon myself, Mr. President, to make a survey of all of the States that have a sales tax and I specifically asked the sales tax administrators to submit to me their opinion on the Ohio method of collecting the sales tax. I have, I believe, most of the questionnaires returned to me as well as the opinions requested. I shall present to the Senate, on Monday, a summary of that survey. However, for the present, for the information of the gentleman on the other side and anybody else who is in favor of the Ohio stamp plan method of collecting the tax, I want to read just one letter which is the unanimous opinion of all of the letters I received from the States that have a sales tax. I have not found one State that is in favor of the Ohio method of the high cost of collection.

Mr. President, I am going to read, so that you might give it some thought over the week end, a letter which I received from the State of Maryland, one of our neighboring States. The letter is dated April 3, 1956, and I quote the letter:

"I have your inquiry of March 23, 1956, in which you ask that we comment on the so-called Ohio Stamp Plan.

"To begin with the Ohio Stamp Plan costs about $10,000,000 a year to operate and this has nothing whatsoever to do with the other operating costs of the Sales Tax Division.

"So far as I know there has been only one claim in favor of the so-called stamp collection method and that is, that the State gets its money in advance. As a matter of fact, it results in a one month prepayment of the taxes and from there on the State receives its sales taxes in monthly instalments.

"It does not force the Vendor to automatically pay over to the State the full amount of sales tax due each month. This is clearly shown by the records in Ohio, where you will find large purchases of stamps by Vendors each June and December, which is the time their semi-annual returns are filed. For the fiscal year June 3, 1955, the redemption value of all stamps in the State of Ohio was $5,827,428 or $1,908,492 more than the actual redemption payments made. From these figures you can easily see that it would have been good business for the State to do away with the stamp method of payment and pay over to the various persons or organizations who redeemed the stamps the sum of $5,000,000. If this was done the State would save $5,000,000 in operating costs. From all I have been able to see the chief proponents for this type of collection are the organizations who make make a business of collecting cancelled stamps and redeem them together with the various persons who are paid to sell the stamps.

"Bear in mind also that there is only one way for a tax administrator to ascertain whether or not a Vendor is collecting and paying over to the State the proper amount of tax and that is to audit his accounts. Every tax administrator will tell you the same thing and we often wonder why it is that this so-called Stamp Plan became a part of your law."

The letter is signed by Walter E. Kennedy, who is the Retail Sales Tax Administrator in the State of Maryand.

As I said before, Mr. President, I have letters from all of the States that have the sales tax and the opinion was unanimous in opposition to the Ohio plan of collecting this tax. I, therefore, repeat that anyone who votes for it is voting for infficiency and is voting for waste and extravagance of the sales taxpayers' pennies. I certainly hope that the gentlemen on the other side will give this method of collection serious consideration over the week end, with the hope that we can eliminate this costly method of collecting the sales tax.

I will be glad to turn over to anyone in the Senate the answers to the questionnaires, as well as the letters expressing an opinion on the Ohio stamp method of collection of the tax.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To to be transcribed for a third reading.

BILL SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 524, entitled:

An Act amending the "Vehicle Code" of May 1 1929 (P. L. 905) * * * defining transit mix vehicles and fixing registration fees and permissible weights therefor

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

BILLS ON FIRST READING

Mr. FLEMING. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HAYS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1073, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the Commonwealth; requiring nonresident applicants to have a resident agent; prescribing the effect of failure to file such application; providing that certificates of the Secretary of Commonwealth shall be admitted in evidence; prescribing the duties of and fixing the fees of the Secretary of Commonwealth; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters, with the approval of the Governor, to convey to the City of Erie the Canal Basins situate in the City of Erie, Erie, County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585), entitled "An act authorizing the Department of Property and Suppplies, with the approval of the Governor, to sell and convey 24.1 acres, more or less, of land situate in the City of Erie, Erie County, Pennsylvania," authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1077, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949" increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1889, entitled:

An Act amending the act of August 10, 1951 (P. L. 1182) entitled "Chiropractic Registration Act of 1951" further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration House Bill No. 1945, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" changing requirements in promulgating rules and regulations by the Department of Health.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

HOUSE BILL No. 2096 AND HOUSE BILL No. 2101 MADE SPECIAL ORDERS OF BUSINESS, APRIL 9, 1956, AT 1:15 O'CLOCK P. M., EASTERN STANDARD TIME

Mr. FLEMING. Mr. President, I move that—and I would particularly draw the attention of Senator Ruth to the motion that I am about to make—House Bill No. 2096, Printer's No. 1702, and House Bill No. 2101, Printer's No. 1703, which will appear on Monday's Third Reading Calendar, be made Special Orders of Business on Monday, April 9, 1956, at 1:15 o'clock p. m., Eastern Standard Time.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. FLEMING. Mr. President, I move that the Senate do now adjourn until Monday, April 9, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. DERK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12-42 o'clock, p. m., Eastern Standard Time, until Monday, April 9, 1956, at 1:00 o'clock p. m., Eastern Standard Time.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., MONDAY, APRIL 9, 1956. No. 166.

SENATE

MONDAY, April 9, 1956.

The Senate met at 1:00 o'clock p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

The Chaplain, Rev. CARL M. FULTON, Assistant Pastor, Middletown Second Baptist Church, Middletown, offered the following prayer:

Almighty and most gracious God, our dear Heavenly Father, we earnestly beseech Thee this day, praying Thy Holy Blessing to be upon these lawmakers, Thy servants, to help them in their great work. We pray that Thou will unite their hearts that they may be able to perform their great task in unity and brotherly love. Holy Father, forgive our enemies and change their hearts that they may walk with us in love and peace.

We pray Thy Holy Blessing upon the manufacturers, farmers and merchants and all legal businesses in our great Commonwealth, that they may continue to prosper and be successful in Thy holy sight

Give us grace that we may put on the armor of light now in the time of this mortal life. Cleanse the thoughts of our hearts by the inspiration of Thy Holy Spirit, that we may perfectly love Thee and worthily magnify Thy Holy Name here in this world.

Holy Father, Thy humble servant prays Thy blessing upon all who are in the sound of my voice today. We also ask Thy Holy Blessing upon the President of the United States, the Governor and Lieutenant-Governor of our Commonwealth, and all others in authority. We ask these blessings in the Name of our Strength and our Redeemer, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. YOSKO, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 929 FROM THE GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 929, Printer's No. 614, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

The PRESIDENT. This bill will be laid on the table.

APPROVED AND SIGNED SENATE BILL No. 802, PRINTER'S No. 452

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 802, Printer's No. 452, entitled "An act to provide for an additional law judge of the orphan's court in the fifth judicial district."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 841, PRINTER'S No. 622

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 841, Printer's No. 622, entitled "An Act to promote the welfare of the people of this Commonwealth creating Port Authorities to function in counties of the second class as bodies corporate and politic with power to plan acquire construct maintain and operate facilities and projects for the improvement and development of the port district and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain of the authorities authorizing the authorities to enter into contracts with and to accept grants from the Federal government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates and services and authorizing the authorities to collect tolls fares fees rentals and charges for the use of facilities defining the authorities' powers and duties and defining the port districts."

GEORGE M. LEADER.

NOMINATIONS BY THE GOVERNOR
REFERRED TO COMMITTEE

He also presented communications in writing from His Execllency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert H. Rees, Jr. Esq., 28 West State Street, Trenton 8, New Jersey, for appointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of New Jersey, for the term of five years to compute from the date of confirmation.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Eugene Aiello, Railroad Street, Wampum, Lawrence County, for appointment as Justice of the Peace in and for the Borough of Wampum, Lawrence County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

MEMBER OF THE NORTHUMBERLAND COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Oscar E. Kehler (Rep.), R. D. 1, Shamokin, Northumberland County, for appointment as a member of the Northumberland County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate F. Wilson Carnahan, R. D. 3, Rimersburg, Clarion County, for appointment as Justice of the Peace in and for the Township of Madison, Clarion County, to serve until the first Monday of January 1958, vice E. H. Carnahan, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Benjamin J. Thomas, 1004 Service Street, New Castle, Lawrence County, for appointment as Justice of the Peace in and for the Township of Shenango, Lawrence County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John T. Petrick, Box 350, Clarksville, Greene County, for appointment as Justice of the Peace in and for the Township of Morgan, Greene County, to serve until the first Monday of January 1958, vice Arthur C. Howes, deceased.

GEORGE M. LEADER.

SPECIAL ORDERS OF BUSINESS ON HOUSE BILL No. 2096 AND HOUSE BILL No. 2101, APRIL 9, 1956 AT 1:15 O'CLOCK P. M., EASTERN STANDARD TIME

The PRESIDENT. The hour of 1:15 o'clock p. m., Eastern Standard Time, April 9, having arrived, the Senate will be in order. The Special Orders of Business set for this hour are House Bill No. 2096, Printer's No. 1702, and House Bill No. 2101, Printer's No. 1703, on Third Reading and Final Passage, which appear on page 1 of today's Calendar.

The Chair calls up House Bill No. 2096 pursuant to the motion.

SPECIAL ORDERS OF BUSINESS ON HOUSE BILL No. 2096 AND HOUSE BILL No. 2101, DEFERRED UNTIL APRIL 9, 1956 AT 4:00 O'CLOCK P. M., EASTERN STANDARD TIME

Mr. MAHANY. Mr. President, concerning the Special Orders of Business on House Bill No. 2096 and House Bill No. 2101, in connection with both of these bills, there are matters which need to be straightened out further and there have been Senators who have asked me to delay action on these bills until we can have a further meeting in relation to these matters.

Therefore, Mr. President, I move that the Senate defer action on both of these bills until 4:00 o'clock p. m., Eastern Standard Time, today.

Mr. DENT. I second the motion, Mr. President.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. McPHERSON, JR., from the Committee on Judiciary General, reported as committed, House Bill No. 1989, entitled:

An Act adopting an interpleader compact for the complete and expeditious adjudication of adverse claims to property in the hands of a stakeholder where one or more claimants are in different jurisdictions and entering into the compact with other states territories and possessions of the United States and the District of Columbia that adopt the compact and are acceptable to this Commonwealth for the purposes of the compact.

Mr. PECHAN, from the Committee on Public Health and Welfare, reported as committed, Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth; creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting, encouraging and financing research in the field of mental health; providing for the administration and operation of the Foundation.

He also, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1865, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304) entitled "Local Health Administration Law," regulating pension and retirement rights of employes of single-county and joint-county departments of health except in counties of the second class.

Mr. RUTH, from the Committee on Rules, reported as committed, Senate Bill No. 1078, entitled:

An Act amending the act of May 2, 1929 (P. L. 1513), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; . . . ," excepting certain boilers from the provisions requiring inspection during construction.

BILL INTRODUCED AND REFERRED

Mr. SEYLER read in his place and presented to the Chair, Senate Bill No. 1080, entitled:

An Act amending the act of December 5, 1936 (1937 P. L. 2897) entitled "Unemployment Compensation Law" changing benefit year provisions.

Which was committed to the Committee on Rules.

RECESS

Mr. PECHAN. Mr. President, I move that the Senate do now take a recess until 3:30 o'clock, p. m., Eastern Standard Time, for the purpose of holding a Republican Caucus and a Democratic Caucus.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

BILLS INTRODUCED AND REFERRED

Mr. PECHAN read in place and presented to the Chair Senate Bill No. 1081, entitled:

An Act amending the act of June 22, 1931 (P. L. 594), entitled "Rural State Highway Law" adding a route in Butler County.

Which was committed to the Committee on Rules.

Mr. WATSON read in place and presented to the Chair Senate Bill No. 1082, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code" authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in certain counties of the fifth class; and prescribing their duties.

Which was committed to the Committee on Rules.

REPORT FROM COMMITTEE

Mr. McPHERSON JR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McPHERSON., from the Committee on Rules, reported as committed, House Bill No. 2074, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," further regulating the payments of salaries in certain counties.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1863

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, April 6, 1956.

Resolved (if the Senate concur), That House Bill No. 1863, Printer's No. 1449, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," further regulating lighting equipment, lights and devices, and the use thereof; and prescribing penalties.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 1936, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial sschools amending revising consolidating and changing the laws relating thereto" authorizing expanded audio-visual education programs.

Which was committed to the Committee on Rules.

House Bill No. 1951, entitled:

An Act amending the "Public School Code of 1949"*** requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for advancements and reimbursements.

Which was committed to the Committee on Rules.

House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result

of such subsidence conferring powers and imposing duties on the committee and making an appropriation.

Which was committed to the Committee on Rules.

House Bill No. 2091, entitled:

An Act amending the act of August 16, 1951 (P. L. 1240), entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service" extending its provisions to present and future cases.

Which was committed to the Committee on Rules.

HOUSE CONCURS IN SENATE BILL No. 985

He also returned to the Senate, Senate Bill No. 985, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" further fixing qualifications of members of the board of health.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1057

He also returned to the Senate, Senate Bill No. 1057, entitled:

An Act amending the "Flood Control Law" of August 7, 1936*** authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly.

with the information that the House has passed the same without amendments.

AMENDMENT TO HOUSE BILL No. 407, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 407, entitled:

An Act amending the act of August 10, 1951 (P. L. 1182) entitled "Chiropractic Registration Act of 1951" extending the period for application for limited examination clarifying certain provisions thereof establishing further standards of educational conferences and requiring board approval thereof providing for branch office certificates and prohibiting branch office practice without such certificate.

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 596, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 596, entitled:

An Act providing for authorization for autopsies or post-mortem examinations of human bodies claimed for burial within thirty-six hours after death.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 620, entitled:

An Act amending the "Vehicle Code" act of May 1, 1929 (P. L. 905) further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 620, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 620, recalled from the Governor.

Mr. STEVENSON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 246, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 246

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 246.

Mr. MULLIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I am going to vote for concurrence in these House amendments. However, I am not entitrely satisfied that the amendments should have been inserted in the bill, because we did not have this type of legislation when we passed the bonus for the World War II Veterans.

Mr. President, I have had quite a number of contacts on this and, just for the record, I want the record to show that I am voting for concurrence in these amendments because I have no other alternative. I want to see the Korean veterans receive a bonus.

Mr. PECHAN. Mr. President, I do not know who is responsible for this amendment in the House, but I believe it was the Majority Leader, Albert Readinger. I want to commend him for the fine job which he has done in inserting this amendment. As a co-sponsor of this measure, I believe I made my stand clear, when the bill was introduced, that I felt before payment of the bonus the Governor and the Members of the Legislature should tell the people how this is going to be amortized or paid for. I was a little bit disturbed last week, or two weeks ago, when the press carried the story that the House was going to tie the Korean Bonus in with a graduated income tax. Of course, that brought up the same argument which we had here in the Senate when Senate Bill No. 246 was previously before us. In fact, at the American Legion Convention, when I spoke last August, I said this very same thing and the members of the American Legion were very outspoken in their praise that this should be done and that it not be paid as the World War II Bonus was paid back in 1949, and I am sure that all of the veterans' organizations agree with this. Again, I want to say that I wish to commend Mr. Readinger if he was responsible for this amendment.

Mr. LANE. Mr. President, I am not going to get into an argument with anyone on this. All I want to do is call to the attention of the Membership that the amendment reads like this:

"The law authorizing the creation of the debt and the issuance of the bonds shall not take effect until revenue-raising measures are enacted which the Senate and House of Representatives by concurrent resolution declare and deem sufficient to amortize the amount to be borrowed and paid."

Mr. President, that means they will not receive a bonus until the Legislation is passed, financing it. Supposing we have an arbitrary House and Senate in a couple of years. Supposing one house is Republican and the other is Democratic, and they get into a rat race like we have been in for fourteen months. These boys then will not receive a bonus.

Mr. SEYLER. Mr. President, I believe that I was one of the two Senators who voted against this resolution when it passed the Senate. My position then was that I was not against the bonus, but I felt that accompanying this on the ballot, at the time it was voted on, there should be an accompanying proposal of a definite type of taxation or, perhaps, a choice of taxes on which the people should have a right to vote at the same time. Therefore, the objection made the last time that we created a debt, when we created no adequate way to pay it off, would not be raised again.

This bill does not do what I had hoped would be done by it. It does not do what I had advocated at the time when I voted against this bill in the Senate. However, it does set up a situation which I consider in the way of a compromise; namely, that before this bill goes into effect, even though it is passed, or before this amendment has any effect even after it is passed, the Legislature shall specifically create a tax which will take care of the indebtedness. I am satisfied with that, although it is not as much as I had expected. It is not what I had hoped for. I am willing to go along with it; I do not consider it an ideal answer to the solution or an ideal solution to the problem, but I do think it is better than the bill was as it passed the Senate. For that reason, Mr. President, I am going to vote "aye."

Mr. PECHAN. Mr. President, in reply to Senator Lane and Senator Seyler, I do not know what he means that the bill does not do what he thinks it should do.

Mr. President, I feel that if it were done any other way, if the Korean Bonus were tied in with a graduated income tax, the boys would never get it. This way, at least it is our duty after the people, by referendum, say whether or not we are going to pay these boys a bonus, just as those in World War II received.

In so far as Senator Seyler's consistency, I cannot see where his argument will hold water. If I recall correctly, when Senator Wagner and, I believe, Senator Whalley, and I sponsored the subsidy bill, Senate Bill No. 785, Senator Seyler introduced an amendment giving the teachers $31,000,000. Since that time, Senator Seyler did not vote for a bill which would provide that $31,000,000. He did not vote for the sales tax, but he introduced this $31,000,000 to be paid to the schoolteachers. As I read in the newspapers on Saturday, the Governor said that the money is not there. Yet, the bill passed the Senate, it passed the House and it was signed by the Governor.

Mr. SEYLER. Mr. President, the gentleman has taken the occasion to sowewhat shift the ground. However, I am very glad he did because I think the point he makes perhaps deserves some clarification, even though the bill he mentions is not under discussion in the Senate. I am sure

that his superior over there, Senator Mahany, views with alarm Senator Pechan's bringing up for discussion a matter that is not before the Senate. I agree with Senator Mahany in that and I try to avoid doing it. However, since Senator Pechan has gone against the wishes of his superior, I am willing to discuss the matter.

The truth of the matter is, Mr. President, as Senator Pechan very well knows, that subsequent to the passage of the amendment which appropriated $31,000,000, I did vote for two tax measures. I voted for tax measures, Mr. President, which would have brought in enough money to satisfy that obligation, together with the other obligations of the Commonwealth. The gentleman who spoke voted against those tax plans and he voted for a tax plan which, by the time he was finished granting exemptions, has not left enough money in the revenue of this Commonwealth to take care of all the appropriations. Hence, we are in the position that it is now a problem of selecting which, among the many appropriations the Senator voted for, the Administration will be able to pay for because he did not vote for enough revenue. That is the true situation.

I think my action and the action of the other Senator we mentioned is entirely justifiable. I am not going to question his but, certainly on the basis of the facts I presented, I think he had better think over his own actions in this respect instead of criticizing mine.

Mr. LANE. Mr. President, we were debating this resolution and the concurrence of the Senate in House amendments, and then we got back into the tax program. It sort of amuses me for Senator Pechan to stand over there and criticize anyone, because if you will check the record, last year in my interrogation of him, he was going to vote for an adequate tax or a tax that he said was proper. That seems to be the case. Sure, Mr. President, he voted for the sales tax, but he voted against every Democratic tax that was brought over here as far as the Democratic program was concerned.

Getting back to this resolution, Mr. President, and the amendments inserted by the House, I say to you that even though the people do approve, the House and Senate must pass legislation financing the tax program. Therefore, it will not be the voice of the people after all. There will probably be a House, Republican or Democratic, and the Senate, Republican or Democratic, and they will get into another rat race and I am fearful that the Korean Veterans will not get a bonus before 1965.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 343, entitled:

An Act making an appropriation to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnostic Laboratory at the National Agricultural College Farm School Pennsylvania.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 343

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 343.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 291, Printer's No. 667, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER TEMPORARILY

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 324, Printer's No. 673, on third reading, go over in its order, temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 517, Printer's No. 634;

Senate Bill No. 598, Printer's No. 399; and

Senate Bill No. 599, Printer's No. 672.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 672, entitled:

An Act authorizing cities boroughs incorporated towns townships and counties to create historic areas within their geographical limits providing for the appointment of historical boards empowered to preserve historic buildings and to regulate the erection reconstruction alteration restoration demonlition or razing of buildings within the historic areas

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

MOTION TO RECOMMIT BILL

Mr. PECHAN. Mr. President, I move that Senate Bill No. 672, on third reading, entitled:

An Act authorizing cities boroughs incorporated towns townships and counties to create historic areas within their geographical limits providing for the appointment of historical boards empowered to preserve historic buildings and to regulate the erection reconstruction alteration restoration demolition or razing of buildings within the historic areas

be recommitted to the Committee on Forests and Waters, Game and Fish.

Mr. FLEMING. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I am quite sure Senator Stiefel was under the misapprehension—and I believe it now—that Senate Bill No. 672 and Senate Bill No. 673 would be carried over until he was on the floor of the Senate. I know when Senator Stiefel left last week, he left with that understanding and we carried these bills over last Friday. The Majority now wants to recommit this legislation.

I feel that, in all deference to Senator Stiefel, we should extend him the courtesy of being on the floor here to defend these bills on a motion to recommit. I feel it is not fair, since he is under the impression that the bills will be carried over in their order.

Mr. PECHAN. Mr. President, I desire to interrogate the gentleman from Washington, Senator Lane.

The PRESIDENT. Will the gentleman from Washington, Mr. Lane, permit himself to be interrogated?

Mr. LANE. I will, Mr. President.

Mr. PECHAN. Senator Lane, have you any idea when Senator Stiefel will be here?

Mr. LANE. I though he would be here today, but I imagine he will be here tomorrow. I know, however, that when I talked to him on Friday before he left, he was under the impression that the bills would be carried over until he was on the floor. I though the bills were going to be recommitted last Friday but they were not, and my understanding is that they are to be carried over until Senator Stiefel returns. I believe Senator Stiefel will be here tomorrow. I have no other information, and I thought he would be here today.

MOTION TO RECOMMIT BILL WITHDRAWN

Mr. PECHAN. Mr. President, I withdraw my motion to recommit this bill, and will accede to the Senator's wish that these bills go over in their order.

Mr. FLEMING. Mr. President, I withdraw my second to the motion.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I now ask unanimous consent that Senate Bill No. 672, Printer's No. 280, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 673, Printer's No. 270, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chairs hears none.

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Armstrong, Senator Pechan.

The PRESIDENT. Will the gentleman from Armstrong, Mr. Pechan, permit himself to be interrogated?

Mr. PECHAN. I will, Mr. President.

Mr. LANE. Senator Pechan, could you advise the Members of the Senate as to what the Majority plans to do with regard to censorship? I understand you held a meeting this morning, when I could not be here, and I am wondering if you could advise the Members of the Senate what you plan to do in regard to House Bill No. 675 or other legislation pertaining to movie censorship.

Mr. PECHAN. Yes, I happened to be at the meeting held this morning, at which people interested in this legislation, such as Father Lohmuller, Reverend Poulson and Reverend Wood, I believe, discussed the pros and cons of House Bill No. 675. We came to the conclusion that perhaps House Bill No. 675, as now amended, would be declared unconstitutional even much easier than the old act. Therefore, I believe a resolution is going to be presented by Senator Mahany and others tomorrow, providing for a real study to be made by all the people concerned and have them come up with a bill which will have teeth in it for censorship.

The Majority by no means can be accused, as they have been, of stifling this censorship. We feel very strongly for it, but we feel, too, that a bill should be introduced which will be declared constitutional.

Mr. LANE. Senator Pechan, could you advise me as to whether or not this particular group today considered Senate Bill No. 1066, which I sponsored last Friday? To keep you up-to-date,, maybe you do not know what Senate Bill No. 1066 is about.

Mr. PECHAN. No, I walked in and out of the room and, truthfully, I cannot answer, although I am being prompted by others here who say it was considered. It was not considered, however, while I was in the room.

Mr. LANE. You mentioned something about a resolution being presented today. What is the resolution going to ask for and do?

Mr. PECHAN. It is not necessarily going to be introduced today. I do not believe it is ready, but it may be introduced tomorrow, co-sponsored by the Minority Leader, Senator Dent. Senator Dent was in this meeting with us and several different phases and ideas were brought up. The Majority seemed to think that House Bill No. 675, with the original Printer's Number which I believe was No. 417, together with some amendments which were offered by interested groups, would do the thing we wanted to do. I think they are going to check with the Attorney General's Office and the Governor's Office before this resolution is presented.

If that will do the thing which we want done to censor our movies, House Bill No. 675 will be amended so that we can vote on it.

Mr. LANE. Do you know when it will be amended?

Mr. PECHAN. They are going to check with the Attorney General to see if it is constitutional.

Mr. LANE. Mr. President, I wish to thank the gentleman, but from all indications here if they are going to present a resolution requesting a study of this problem, it is an indication that the Senate of Pennsylvania and the House of Representatives cannot sponsor legislation which is constitutional as far as movie censorship is concerned.

The PRESIDENT. There being no objection, this bill will go over in its order.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 876, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" changing limitations on driver-education expenses of the Department changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 991, entitled:

An Act amending the act of April 6 1953 (P. L. 3) entitled "Uniform Commercial Code" changing fees with respect to filing statements

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1029, entitled:

An Act amending the act of April 6 1953 (P. L. 3) entitled "Uniform Commercial Code" further regulating filing with respect to perfecting security interests

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL RE-REFERRED

Mr. PECHAN. Mr. President, I move that Senate Bill No. 1043, on third reading, entitled:

An Act amending the act of December 22 1955 (Appropriation Acts No. 29A) entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years . . ." increasing the amount of the appropriation for farm and home safety education

be re-referred to the Committee on Appropriations.

Mr. WAGNER. Mr. President, I second the motion.

The motion was agreed to

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 1060, Printer's No. 662, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. PECHAN. Mr. President, I will not object to the bill going over in its order but may I ask why, Senator Lane? You do not have to answer me, but do you have a reason?

Mr. LANE. Mr. President, I never stand on the Fifth Amendment, and I will be glad to answer the gentleman

As far as Senate Bill No. 1060 is concerned, I want to review it to make sure that in my own mind this is not a plan, on the part of the Republicans, to take a crack at Senator Shapiro. I am going to look the bill over tonight, and I want to see the ramifications of this particular piece of legislation. I will be glad to discuss the bill tomorrow, at which time we can pass it or defeat it.

The PRESIDENT. There being no objection, the bill will go over in its order.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions . . ." by making certain technical changes and by adding provisions concerning safety regulations and match-makers

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1065, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 1067, Printer's No. 675, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1069, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law * * *" specifically including a suit by share holders to compel the declaration of dividends by a corporation as a suit within the provisions of the act

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wagner,
Dent,	Lane,	Peelor,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,			

NAYS—2

Propert,	Wade,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 1116. Printer's No. 1659, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1269, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code" authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. LANE. Mr. President, I desire to be recorded as voting "no" on this legislation.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Silvert,	Wolfe,
Flack,	McGinnis,		Yosko,

NAYS—4

Lane,	Ruth,	Seyler,	Weiner,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, on behalf of Senator Dent and myself, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 4, page 8, lines 7 and 8, by striking out "Day" in line 7 and all of line 8, and inserting in lieu thereof: "days of June and October 1956 and the first days of April and October of each subsequent year"; Amend Bill, page 8, by inserting between lines 14 and 15: "Section 4.1. Whenever the sum appropriated by sections 3 and 4 in any fiscal year amounts to less than thirty million dollars ($30,000,000), there is appropriated out of the Motor License Fund an amount equal to the difference between thirty million dollars ($30,000,000) and the lesser amount provided by sections 3 and 4."; Amend Sec. 9, page 14, line 12, by inserting after "Year": "under sections 3 of this act"; Amend Sec. 9, page 14, line 14, by inserting after "Year": 'The amount allocated hereunder to be paid during any calendar year from moneys appropriated under the act of September 3, 1955 (Appropriation Act No. 16-A) to cities, boroughs, incorporated towns and townships of the Commonwealth shall be paid on a current basis"; Amend Sec. 10, page 14, line 18, by striking out 'Or Township"; Amend Sec. 10, page 15, line 1, by inserting after "Fund": "and be added to the ensuing appropriation to municipalities for the purposes stated in clause (1) of section 4 of this act and distributed in the manner prescribed by the act of Assembly making the appropriation"; Amend Sec. 10, page 15, line 6, by inserting after "Fund": "and be added to the ensuing appropriation to municipalities for the purposes stated in clause (2) of section 4 of this act and distributed in the manner prescribed by the act of Assembly making the appropriation".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 1311, Printer's No. 1685, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 1781, Printer's No. 1660, on third reading, go over in ist order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2077, entitled:

An Act amending the act of March 31 1949 (P. L. 372) entitled "The General State Authority Act of 1949" authorizing the issuance of bonds for refunding purposes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska	McMenamin,	Stevenson,
Berger	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Daniel,	Kessler	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 147, Printer's No. 86;
House Bill No. 296, Printer's No. 1698;
House Bill No. 503, Printer's No. 1613;
House Bill No. 563, Printer's No. 1557;
House Bill No. 789, Printer's No. 1699;
House Bill No. 890, Printer's No. 1576; and
House Bill No. 895, Printer's No. 1700.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1073, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the Commonwealth requiring nonresident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of Commonwealth shall be admitted in evidence prescribing the duties of and fixing the fees of the Secretary of the Commonwealth and providing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The Senate proceeded to the second reading and consideration of Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie the Canal Basins situate in the City of Erie Erie County Pennsylvania.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1075, entitled:

An Act amending the act of July 25 1953 (P. L. 585) entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 1077, Printer's No. 679;
House Bill No. 1130, Printer's No. 1586;
House Bill No. 1253, Printer's No. 1587;
House Bill No. 1474, Printer's No. 1564;
House Bill No. 1507, Printer's No. 1020;
House Bill No. 1889, Printer's No. 1704;
House Bill No. 1891, Printer's No. 1427;
House Bill No. 1935, Printer's No. 1588;
House Bill No. 1945, Printer's No. 1538;
House Bill No. 1983, Printer's No. 1701;
House Bill No. 2001, Printer's No. 1479;
House Bill No. 2006, Printer's No. 1390; and
House Bill No. 2015, Printer's No. 1609.

The PRESIDENT. Is there objection? The Chair hears none.

STATEMENT BY THE CHAIR

The PRESIDENT. A number of the Senators have complained about some of the people on the outside of the rail bothering them during consideration of legislation,

and the Chair will ask the Sergeant-at-Arms to see that this does not happen and that the Senators are not annoyed so they can cast their votes properly when considering these bills.

The people who wish to have conversation with the Senators can send a page boy or the Sergeant-at-Arms to the Members and meet them back of the rail or in the conference room.

SENATE RESOLUTION

CONGRATULATIONS OF THE SENATE EXTENDED TO OWNER EDDIE GOTTLIEB, COACH GEORGE SENESKY AND ALL THE TEAM MEMBERS OF THE PHILADELPHIA WARRIORS FOR WINNING THE WORLD'S PROFESSIONAL BASKETBALL TITLE

Mr. MULLIN. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. MULLIN, SILVERT and McCREESH offered the following resolution, which was twice read, considered and agreed to:

In the Senate, April 9, 1956.

Saturday evening, April 6, 1956, at Convention Hall, Philadelphia, the Philadelphia Warriors, owned by Eddie Gottlieb and coached by George Senesky, won the World's professional basketball title by defeating the Fort Wayne Pistons in the National Basketball Association's Championship Playoff. The 99-88 victory saturday night gave them a 4—1 decision in the 7 game series. For Eddie Gottlieb, affectionately known as the "Mogul" to his players and their wives and kiddies, it was 10 long years since a team owned by him had won a pro title.

To Coach George Senesky, in his first year as Coach of the Warriors, the team's success was a combination of many things. In addition, to the superb teamwork of all the team members, fine defensive play and expert shooting, the team employed an unbeatable formula in that if one player fell off in his scoring another took over. Despite the team play, it should be noted here some of the individual achievements. Joe "Grabbo" Graboski, who in the four previous games had netted only 26 points, exploded in Saturday's game for 29 points. Rookie Tom Gola who displayed in all five games fine defensive playing, excellent passing, rebounding and scoring averaged 12.3 points per game. Paul Arizin and Neil Johnston, the big guns for the Warriors netted an average respectively of 28.9 and 20.3 points. Jack George the playmaker and excellent on defense averaged 13.6 points. Ernie Beck, George Dempsey, Jackie Moore and Walt Davis came through in great fashion in reserve roles; therefore be it

Resolved, That the Senate of Pennsylvania extend its heartiest congratulations to owner Eddie Gottlieb, Coach George Senesky and all the team members of the Philadelphia Warriors for winning the World's professional basketball title and wish them continued success in future years; and be it further

Resolved, That the Secretary of the Senate transmit copies of this Resolution to Eddie Gottlieb and George Senesky, c/o Essex Hotel, Philadelphia, Pennsylvania.

SPECIAL ORDERS OF BUSINESS ON HOUSE BILL No. 2096 AND HOUSE BILL No. 2101, APRIL 9, 1956 AT 4:00 O'CLOCK P.M., EASTERN STANDARD TIME

The PRESIDENT. The hour of 4:00 o'clock p.m., Eastern Standard Time, April 9, having arrived, the Senate will be in order. The Special Orders of Business set for this hour are House Bill No. 2096, Printer's No. 1702, and House Bill No. 2101, Printer's No. 1703, on Third Reading and Final Passage, which appear on page 1 of today's Calendar.

The Chair calls up House Bill No. 2096 pursuant to the motion.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 2096, Printer's No. 1702, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

The next Special Order of Business is on House Bill No. 2101, and the Chair calls up this bill pursuant to the motion.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "Selective Sales and Use Tax Act" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. LANE. Mr. President, the Members on the Democratic side feel that we should not infringe too much upon the honor and glory of the Republicans in regard to the sales tax or any sales tax amendments. It is our understanding that after the Republicans pass this bill here today, it will go to the House and be placed on a Conference Committee. Therefore, I do not wish to make a statement and I do not think Senator Dent wishes to make a statement.

Mr. MAHANY. Mr. President, there are some matters in relations to the amendments that were placed by the Senate in this bill which certainly do not carry out the intention of the Senators who were responsible for these amendments. The wording is perhaps ambiguous, but in order to save time so that we may get together and write the amendments as we intend them to be, we ask that the Senators vote for this House Bill in its present form with the distinct understanding, which we have with the House, that the House will non-concur in these amendments and we will then put it into a Conference Committee, which will meet tomorrow. I feel sure that we can then come up with a bill which will carry out our intention.

I also understand that the Attorney General's Office is going to aid us in writing these amendments so that we will not be in a position, as we have been up to now, of passing a bill and then having the Attorney General try to shoot it full of holes. I feel sure that if the Attorney General's Office will cooperate with us in making up the wording of a bill which will carry out our intention as to what property is to be taxed and what property is not to be taxed, we are then going to be able to pass a satisfactory sales tax bill.

Therefore, Mr. President, I ask my colleagues to vote in favor of this bill with that understanding.

Mr. YOSKO. Mr. President, it was my intention today to discuss the sales tax amendment bill and to give the Members of the Senate the result of a survey which I made on the Ohio stamp plan.

I want to repeat today what I said last Friday. Any Member of the Senate, after the facts are given, who votes for the Ohio stamp plan as the method of collecting the sales tax in Pennsylvania, is voting for chaos, confusion, inefficiency, extravagance and waste of the penny-payers' money here in Pennsylvania.

Mr. President, I am not going to take the time of the Senate, for the reason already given by the Majority Leader and by Senator Lane, to give the facts and the figures which I compiled. However, I am confident that if I gave them today, those who had any inkling of voting for the Ohio plan as the method of collecting the sales tax in Pennsylvania would certainly change their minds.

I just want to say this much for the Senate, Mr. President. When the sales tax bill passed here originally, it did not have the Ohio plan incorporated in the bill. That was incorporated in the House, at the request and stubborness of just one man. He is a nice fellow and I like him. I think he is a good legislator. However, I think in this case he is wrong and he is performing a disservice to the people of this State by insisting on the Ohio plan as the method of collecting the tax in Pennsylvania. This man is a leader over in the House.

Mr. President, if this plan is permitted to remain in the sales tax bill, I say to you Members of the Senate that this man will lead the Republican Party to its doom because of the confusion and all of the other factors which will be involved in connection with the collection of this tax. It will involve the expenditure of millions of unnecessary dollars, and this is a time for economy and not for waste.

When we pass tax bills here, we pass tax bills to raise funds to finance the obligations of the Commonwealth and not to play Santa Claus to a lot of people, who we will play Santa Claus to by way of refunds for the redemption of stamps.

Mr. President, I have the figures here in indicate just how many millions it will cost if the Ohio plan is permitted to remain in this bill. I propose to give these figures to the Members of the Senate for their information at the proper time. Again, I say I am refraining from doing it today so that the bill can get over to the House where, I understand, the House will non-concur in the amendments and the bill will go to a Conference Committee. I certainly hope that Conference Committee will eliminate the Ohio method of collecting the tax from the bill.

Inasmuch as that method is now in the bill, I ask my colleagues to vote "no" on House Bill No. 2101.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—30

Berger,	Harney,	Pechan,	Taylor,
Blass,	Kessler,	Peelor,	Van Sant,
Chapman,	Kopriver, Jr.	Propert,	Wade,
Dent,	Madigan,	Schmidt,	Wagner,
Derk,	Mahany,	Scott,	Watkins,
Diehm,	Mallery,	Silvert,	Watson,
Flack,	McPherson, Jr.,	Stevenson,	Whalley,
Fleming,			Wolfe,

NAYS—11

Camiel,	Hays,	Mullin,	Weiner,
DiSilvestro,	Lane,	Ruth,	Yosko,
Haluska,	McCreesh,	Seyler,	

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Mr. MAHANY. Mr. President, may we be at ease a moment?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

SENATE BILL No. 324 CALLED UP

Mr. MAHANY. Mr. President, at this time I call up, from page 3 of today's Third Reading Calendar, Senate Bill No. 324, Printer's No. 673, which was passed over in its order temporarily, and ask that it be considered at this time.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 324, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" revising the school health program changing the duties of the Department of Health and the Department of Public Instruction relating thereto imposing duties on the State Council of Education and changing the basis for reimbursement therefor.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred):

Mr. DENT. Mr. President, at the present time, we are voting on Senate Bill No. 324. There has been a great deal of controversy and I would say a great deal of misunderstanding about this bill, at the present moment, especially between the thinking of some of the House Members who are interested in this legislation and some of the Senate Members who are interested in this legislation.

Inasmuch as we know that sooner or later we will have to find an end to this Session, it has been suggested that we allow the bill to go over to the House today, in order that we may work with the gentlemen in the other branch of the General Assembly and work out a bill that will be acceptable to most of the people. We know that we can never pass legislation that is acceptable to all of the people, but we will try to do the most good for the largest number of people.

Mr. PECHAN. Mr. President, having voted under a misapprehension, I desire to change my vote from "no" to "aye."

The PRESIDENT. The gentleman from Armstrong will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—26

Berger,	Fleming,	Mahany,	Seyler,
Blass,	Harney,	McPherson, Jr.,	Taylor,
Camiel,	Hays,	Pechan,	Wagner,
Dent,	Kessler,	Propert,	Watkins,
Derk,	Kopriver, Jr.	Schmidt,	Watson,
Diehm,	Madigan,	Scott,	Whalley,
Flack,			Wolfe,

NAYS—13

Barr,	Lane,	Mullin,	Stevenson,
Chapman,	Mallery,	Ruth,	Van Sant,
DiSilvestro,	McCreesh,	Silvert,	Weiner,
			Yosko,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. WEINER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth; creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting, encouraging and financing research in the field of mental health; providing for the administration and operation of the Foundation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1078, entitled:

An Act amending the act of May 2, 1929 (P. L. 1513), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers; . . .," excepting certain boilers from the provisions requiring inspection during construction.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1865, entitled:

An Act amending the act of August 24 1951 (P. L. 1304) entitled "Local Health Administration Law," regulating pension and retirement rights of employes of single-county and joint-county departments of health except in counties of the second class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1989, entitled:

An Act adopting an interpleader compact for the complete and expeditious adjudication of adverse claims to property in the hands of a stakeholder where one or more claimants are in different jurisdictions and entering into the compact with other states territories and possessions of the United States and the District of Columbia that adopt the compact and are acceptable to this Commonwealth for the purposes of the compact.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2074, entitled:

An Act amending the act of August 9 1955 (P. L. 323) entitled "The County Code," further regulating the payment of salaries in certain counties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday April 10, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. DERK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:31 o'clock, p. m., Eastern Standard Time, until Tuesday, April 10, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, April 9, 1956

The House met at 1:00 p. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

O God, Thou whose strength is in quietness, help us to be quiet. Thou who speakest in the still small voice, help us to be still.

Lord, we do not ask for an easy task. We do not want that all barriers should be broken down for us. We only pray that we may have strength in weakness; the will to do our work as Thou shalt point it out to us; and that we may trust Thy grace, not only in occasional emergencies, but in daily experience. This we ask in the name of our Lord and Saviour, Jesus Christ. Amen.

JOURNAL APPROVED

The SPEAKER. Are there any corrections to the Journal of Monday, March 5, 1955? If not, and without objection, the Journal is approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Thursday, April 5, 1956 will be postponed until printed. The Chair hears none.

GREENCASTLE ANTRIM HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of students from the Greencastle Antrim High School of Franklin County. They are here under the supervision of their teacher, Mrs. Sewall Welsh. They are the guests of the gentleman from Franklin, Mr. Horst.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 730, 861, 904, 1277, 1592, 1593, 2050 and 2075

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 730, Printer's No. 1487, entitled "An Act providing for and regulating the licensing of poultry technicians by the Secretary of Agriculture for the drawing of blood from poultry to be used in pullorum testing programs."

GEORGE M. LEADER.

April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 861, Printer's No. 1577, entitled "An Act amending the act of August 9, 1955 (P. L. 323) entitled 'An Act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto' increasing the maximum appropriation which may be made for agricultural extension work."

GEORGE M. LEADER.

April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 904, Printer's No. 1417, entitled "An Act amending the act of April 11, 1899 (P. L. 37) entitled 'An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth' making compliance with certain provisions evidence of innocence in prosecutions for receiving stolen goods."

GEORGE M. LEADER.

April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1277, Printer's No. 427, entitled "An Act amending the act of April 11, 1929 (P. L. 488) entitled 'An act providing for the certification of inspected seed potatoes agricultural and vegetable seeds prohibiting the use of the words "certified" "inspected" "registered" or similar terms in connection with the sale of seed potatoes and agricultural and vegetable seeds unless inspected and certified as provided in this act providing for the enforcement of this act by the Department of Agriculture prescribing penalties and conferring jurisdiction in certain cases upon the courts of common pleas' extending its provisions to crop plants vegetatively propagated."

GEORGE M. LEADER.

April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1592, Printer's No. 943, entitled "An Act amending the act of May 14, 1907 (P. L. 197) entitled 'An act to provide for the establishing and maintenance of one or more sanatoria or colonies in Pennsylvania for the free care and treatment of indigent persons suffering from tuberculosis and making an appropriation therefor' extending its provisions to all persons suffering or suspected of suffering from tuberculosis."

GEORGE M. LEADER.

April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1593, Printer's No. 1603, entitled "An Act regulating waste disposal areas in certain parts of the Commonwealth providing for permits placing duties upon the Department of Mines and imposing penalties."

GEORGE M. LEADER.

April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2050, Printer's No. 1443, enittled "An Act amending the act of May 25, 1933 (P. L. 1050) entitled 'An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management

thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created' further regulating the withdrawal of service increment contributions."

GEORGE M. LEADER.

April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2075, Printer's No. 1517, entitled "An Act amending the act of May 22, 1935 (P. L. 233) entitled 'An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employees of the Bureau of Police in cities of the second class providing a pension fund for said employes and providing for the payment of certain dues fees assessments fines and appropriations thereto regulating membership therein creating a board for the management thereof providing the amount mode and manner of payment to beneficiaries thereof and for the care and disposition of said fund providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds organizations corporations or associations having the same or similar purposes and of such additional monies as may be necessary to carry out the provisions of this act' further regulating the withdrawal of service increment contributions."

GEORGE M. LEADER.

PETITION

OPPOSING AMENDMENTS TO HOUSE BILL No. 1792

The SPEAKER laid before the House a petition adopted by the Maria Assunta Society opposing amendments to House Bill No. 1792.

Referred to the Committee on Judiciary.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 524.

An Act amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an apropriation and providing for refunds," defining transit mix vehicles, and fixing registration fees and permissible weights therefor.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 235

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate 235 Bill numbered and entitled as follows:

SENATE BILL No. 235.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 235, entitled: An Act amending the act of June 21, 1939 (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by including tuberculosis within the meaning of the term occupational disease, in the occupation of nursing or auxiliary services

Respectfully submit the following bill as our report:

WILLIAM Z. SCOTT,
WILLIAM J. LANE,
A. R. PECHAN,
(Committee on the part of the Senate.)

BLAINE C. HOCKER,
PHILIP LOPRESTI,
A. V. CAPANO,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 835

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate 835 Bill numbered and entitled as follows:

SENATE BILL No. 835.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 835, entitled: An Act amending the act of August 9, 1955 (Act No. 130) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" authorizing the appointment of solicitors by clerks of quarter sessions and oyer and terminer in third and fourth class counties and prescribing their duties

Respectfully submit the following bill as our report:

ALBERT E. MADIGAN,
CHARLES R. MALLERY,
JO HAYS,
(Committee on the part of the Senate.)

ROBERT WHEELER, JR.,
HARRIS G. BRETH,
EDWIN W. TOMPKINS,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 35

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House 35 Bill numbered and entitled as follows:

HOUSE BILL No. 35.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 35, entitled: An act amending the act of May twenty-first nineteen hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" providing for full reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes for a limited period of time.

Respectfully submit the following bill as our report:

ALBERT E. MADIGAN,
THOMAS P. HARNEY,
JOHN H. DENT,
(Committee on the part of the Senate.)

J. DEAN POLEN,
GEORGE J. SARRAF,
NORMAN WOOD,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 53

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House 53 Bill numbered and entitled as follows:

HOUSE BILL No. 53.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 53, entitled:

"An act amending the act of May one one thousand nine hundred twenty-nine (Pamphlet Laws 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' prohibiting throwing of certain material from motor vehicles and further limiting and regulating certain actions."

Respectfully submit the following bill as our report:

GEO. N. WADE,
G. GRAYBILL DIEHM,
JO Hays,
(Committee on the part of the Senate)

ALBERT E. STRAUSSER,
LOUIS LEONARD,
LAWRENCE SWARTZ,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 794

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House 794 Bill numbered and entitled as follows:

HOUSE BILL No. 794.

To the Members of the Senate and House of Representatives

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 794, entitled: "Amending the act of January 21, 1947 (P. L. 3), entitled 'An act relating to officers and employes of the General Assembly, fixing the number, qualifications, compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives, ******', changing the title of and compensation of certain Senate and House employes; providing for the appointment of additional employes therein and making appropriations."

Respectfully submit the following bill as our report:

ROBERT D. FLEMING,
WILLIAM Z. SCOTT,
JOHN H. DENT,
(Committee on the part of the Senate.)

JOHN F. STANK,
ANTHONY J. PETROSKY,
ADAM T. BOWER,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 887

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to House Bill No. 887, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith

And has appointed Messrs. KESSLER, DIEHM and RUTH a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the difference existing between the two Houses in relation to said bill.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 1060

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon the House of Representatives to House Bill No. 1060 entitled:

An Act defining and providing for the licensing of water well drillers prevention of pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties

And has appointed Messrs. BLASS, HARNEY and YOSKO a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the difference existing between the two Houses in relation to said bill.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 1609

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon the House of Representatives to House Bill No. 1609 entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus supplies and equipment

And has appointed Messrs. Kessler, Propert and Stiefel a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the difference existing between the two Houses in relation to said bill.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 1769

The Clerk of the Senate being introduced, informed that the Senate insists on its noncurrence in the amendments made and insisted upon by the House of Representatives to House Bill No. 1769 entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of cetain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the cleks tehreof owners of vehicles and garage keeprs providing that rcords are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" requiring informations charging violations of summary provisions of the act in cities of the first class to be brought before centrally located traffic courts designated by the chief magistrate

And has appointed Messrs. PROPERT, WATKINS and SILVERT a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the difference existing between the two Houses in relation to said bill.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 1928

The Clerk of the Senate being introduced, informed that the Senate insists on its noncurrence in the amendments made and insisted upon by the House of Representatives to House Bill No. 1928 entitled:

An Act amending the act of May 20, 1949 (P. L. 1594) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and possessing with intent to sell of adulterated or deleterious ice cream french ice cream french custard frozen custard frozen ice confections frozen sherbet confections sherbet ice and fruit ice including coated ice cream and the coating thereof fixing standards for ice cream custard ice cream french ice cream french custard including sherbet frozen ice confections frozen sherbet confections frozen dairy confections ice and fruit ice and to prevent the sale of imitation ice cream and defining and said imitation ice cream providing for licensing conferring powers and imposing duties upon the Department of Agriculture prescribing penalties and providing for the enforcement thereof" extending its provisions to ice milk and ice milk confections and conferring additional powers and duties on the Department of Agriculture and regulating sales of packaged ice milk.

And has appointed Messrs. MADIGAN, HARNEY and HAYS a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the difference existing between the two Houses in relation to said bill.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 1955

The Clerk of the Senate being introduced, informed that the Senate insists on its noncurrence in the amend-

ments made and insisted upon by the House of Representatives to House Bill No. 1955 entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making the moneys appropriated available for flood damage of October 1955 and any flood or disaster damage during the year of one thousand nine hundred and fifty-six

And has appointed Messrs. SCOTT, VAN SANT and YOSKO a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the difference existing between the two Houses in relation to said bill.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1010.

An Act amending the act of May 1, 1929, (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth, providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties: imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," authorizing erection of warning or protective devices during work on highways.

HOUSE BILL No. 1150.

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," defining employes of the Pennsylvania Tunnel Commission as State employes.

HOUSE BILL No. 1491.

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law

HOUSE BILL No. 1504.

An Act reenacting and amending the act of April 11, 1899 (P. L. 37) entitled "An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth" extending its provisions to municipalities and townships

HOUSE BILL No. 1604.

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania for the payment of the cost of construction and equipment of the new girls' dormitory

HOUSE BILL No. 1735.

An Act amending the act of May 1 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating the speed of certain vehicles

HOUSE BILL No. 1842.

An Act amending the act of June 24, 1937 (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors, and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor; and repealing existing laws," changing the amount the institution district may pay for burial costs in each case.

HOUSE BILL No. 1845.

An Act amending the act of June 20, 1919 (P. L. 521), entitled, as amended, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; defining as a transfer and taxing the right of survivorship in property as to which such right exists; and making it unlawful for any corporation of this Com-

monwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties, and citing certain acts for repeal," changing the tax rate on property transferred to lineal descendants of adopted children.

HOUSE BILL No. 1890.

An Act reenacting and amending the act of September 26, 1951 (P. L. 1518), entitled "An act to provide for the registration and protection of trade-marks and to secure the rights, property and interests therein; providing for the assignment cancellation and revocation thereof, and imposing penalties for violation; conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof; and to repeal all acts inconsistent therewith," extending the act to service-marks used to identify certain services and distinguish them from others.

HOUSE BILL No. 1894.

An Act amending the act of June 24, 1939 (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room.

HOUSE BILL No. 1946.

An Act amending the act of May 5, 1921 (P. L. 374) entitled "An act providing for the licensing and regulation of corporations copartnerships associations and individuals engaged in the business of receiving payments or contributions to be held or used in any plan of accumulation or investment or of issuing negotiating offering for sale or selling any certificates securities contracts or other choses in actions evidenced by writing on the partial payment or instalment plan or of assuming fixed obligations or issuing in connection therewith a contract based upon payments being made upon instalments or single payments under which all or part of the total amount received is to be repaid at some future time with or without profit and imposing penalties" authorizing deposit of bonds of authorities created by the State or political sub-divisions as security for licensure

HOUSE BILL No. 1972.

An Act amending the act of September 26, 1951 (P. L. 1505) entitled "An act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment" authorizing the giving of notice by certified mail return receipt requested.

HOUSE BILL No. 2021.

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" providing for the fixing of compensation for officers whose salaries are not prescribed by law

HOUSE BILL No. 2024.

An Act making an appropriation for to the Department of Forests and Waters for the development of Erie harbor and land adjacent thereto.

HOUSE BILL No. 2082.

An Act amending the act of July 28, 1953 (P. L. 723) entitled "An act relating to counties of the second class amending revising consolidating and changing the laws relating thereto" authorizing employes of the Commonwealth of Pennsylvania cities of the second and third class boroughs and townships upon application to become members of the county retirement system upon becoming county employes providing for payments by the employes and former employes into the county retirement fund.

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 485.

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

Referred to the Committee on Rules.

SENATE BILL No. 731.

An Act authorizing the use of certain mail services in lieu of registered mail when required by existing law for the purposes of serving notices or processes.

Referred to the Committee on Rules.

SENATE BILL No. 981.

An Act amending the act of June 24, 1895 (P. L. 212) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts . . ." and its supplement of May 5, 1899 (P. L. 248) changing the jurisdiction of the Superior Court.

Referred to the Committee on Rules.

SENATE BILL No. 1000.

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury . . ." fixing minimum salaries for prothonotaries and deputies in Philadelphia.

Referred to the Committee on Rules.

SENATE BILL No. 1017.

An Act amending "The General State Authority Act of 1949" * * *", authorizing the issuance of bonds for refunding purposes.

Referred to the Committee on Rules.

SENATE BILL No. 1044.

An Act amending the act of July 1, 1937 (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission . . ." further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly.

Referred to the Committee on Rules.

SENATE BILL No. 1048.

An Act amending "The First Class Township Code" * * *" requiring entrance of bond in appeals from board of adjustment rulings affecting zoning regulations.

Referred to the Committee on Rules.

SENATE BILL No. 1055.

An Act amending the act of June 7, 1901 (P. L. 491) entitled "An act authorizing municipalities to define and fix the terms for the use of public parks or grounds of any kind for railroad purposes' extending such authority.

Referred to the Committee on Rules.

SENATE BILL No. 1058.

An Act amending the act of April 26, 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses" authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania.

Referred to the Committee on Rules.

SENATE BILL No. 1068.

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

Referred to the Committee on Rules.

REPORT FROM COMMITTEE

Mr. SARRAF from the Committee on Rules, reported as committed, House Resolution No. 163.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. POLEN asked and obtained permisison for the Committee on Appropriations to meet during the session of the House.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 26, entitled:

An Act amending the act of April 18, 1949 (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highways and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor to construct a toll bridge over the Monongahela River.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2080, entitled:

An Act to amend the "Transfer Inheritance Tax Law" * * *, by providing for the allowance of deductions in certain cases and by clarifying the procedure for the determination of the allowability of deductions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1770, entitled:

An Act amending the "Penal Code" * * * regulating the energizing of fence wires with electricity.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 382, entitled:

An Act amending the act of May 7 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cites persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefore regulating the maintenance of detours autehorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" changing or deleting certain routes and adding certain new routes

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 470, entitled:

An Act amending "The Vehicle Code" * * * changing in certain cases the limitations as to width of vehicles and loads allowed on the highways.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 590, entitled:

An Act amending the "Public School Code of 1949 * * *," authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 633, entitled:

An Act repealing the last paragraph of section 5 act of May 23, 1874 (P. L. 230) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" which requires publication each year of a statement of all delinquent taxpayers in cities of the first class.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 820, entitled:

An Act amending the "Cigarette Tax Act" * * * declaring the taxes to be a levy on the consumers and imposing duties on dealers.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 933, entitled:

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "The Banking Code," prohibiting the assumption and use of deceptive names by corporations and persons not authorized to engage in the banking business, providing for investments of loans by and the purchase, sale and creation of obligations by banks, bank and trust companies, trust companies and savings banks, providing for the voluntary liquidation of banks, bank and trust companies, and trust companies and further providing for the powers and limitation on powers of corporations authorized to engage in a banking business.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

MOTION TO RECOMMIT

Mr. COMER. Mr. Speaker, I move that this bill be recommitted to the Committee on Banking for the purpose of further study and amendment.

On the question,

Will the House agree to the motion?

Mr. READINGER. Mr. Speaker, I rise to oppose the motion. I intended to move that the bill be recommitted to the Committee from which it came, the Committee on Rules.

I therefore ask the membership to vote down this motion at this time.

Mr. GELFAND. Mr. Speaker, I rise to speak in favor of the motion to recommit this bill to the Committee on Banking.

Mr. GELFAND. This bill, Senate Bill 933, is word for word similar to House Bill 1015 which had—

Mr. READINGER. Will the gentleman yield?

Mr. GELFAND. I will yield, Mr. Speaker.

Mr. READINGER. Mr. Speaker, I asked the gentleman to yield in order to state that I was misinformed as to which bill this was. I do not have a calendar with me at the moment, and I requested somebody to inform me whether it was a certain bill and as I say I was misinformed.

I remove my objection to having this bill recommitted. I beg the pardon of the House for not having been better informed when I spoke.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

BILL PASSED OVER

There being no objection

Senate Bill No. 972, Printer's No. 538

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1028, entitled:

An Act amending the "Vehicle Code" * * * permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 407, entitled:

An Act amending the act of August 10 1951 (P. L. 1182) entitled "Chiropractic Registration Act of 1951" extending the period for application for limited examination clarifying certain provisions thereof establishing further standards of educational conferences and requiring board approval thereof providing for branch office certificates and prohibiting branch office practice without such certificate.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—176

Agnew,	Garlock,	Markley,	Scarcelli,
Amarando,	Gelfand,	Maxwell,	Schuster,
Anderson, S. A.,	George,	McCann,	Sherman,
Auker,	Gibb,	McCormack,	Smith, C. C.,
Banker,	Gibson,	McGee,	Smith, Wm. B.,
Barnatovich,	Greenwood,	Meholchick,	Snider,
Bazin,	Guss,	Metz,	Stank,
Boies,	Guthrie,	Mihm,	Stebbins,
Bonner,	Hamilton, R. K.,	Mikula,	Steckel,
Boory,	Hass,	Miller,	Stevenson,
Bower,	Haudenshield,	Monroe,	Stone,

Branca,	Helm,	Moody,	Stoner,
Breisch,	Henzel,	Moran,	Strausser,
Brennan, A. P.,	Hewitt,	Moscrip,	Stroup,
Brennan, J. J.,	Hocker,	Muldowney,	Swartz,
Brenninger,	Holt,	Mullen,	Taylor,
Breth,	Horst,	Munley,	Thomas,
Bucchin,	Houk,	Murphy,	Thompson,
Bullen,	Isaacs,	Murray, H. P.,	Toll,
Capano,	Jenkins,	Murray, J. J.,	Tompkins,
Cianfrani,	Johnson,	Murray, P. G.,	Toomey,
Cioffi,	Jones, T. H. W.,	Musto,	Varallo,
Cochran,	Jump,	Naugle,	Varner,
Comer,	Kehler,	Needham,	Verona,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	O'Neil,	Wallace,
Davis,	Kline,	Pacchioli,	Walsh,
Donahue,	Knecht,	Parry,	Wargo,
Donaldson,	Kolankiewicz,	Pashley,	Waterhouse,
Dougherty,	Kooker,	Paulhamus,	Weidner,
Down,	Kornick,	Petrosky,	Welsh,
Ehrgood,	Kratz,	Pettigrew,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Ewing,	Leiby,	Pomeroy,	Willaredt,
Farabaugh,	Leven,	Price,	Williams,
Filo,	Light,	Pursley,	Wilt,
Fineman,	Limper,	Readinger,	Wood,
Floyd,	Lippincott,	Reibman,	Worley,
Foster,	Lopresti,	Renwick,	Yetter,
Frank,	Lovett,	Rigby,	Yetzer,
Frascella,	Lutty,	Rovansek,	Young,
Frost,	Magee,	Royer,	Ziegler,
Gaffney,	Mahan,	Rudisill,	Andrews, Speaker

NAYS—9

Anderson, M. S.,	Bell,	Flint,	Kamyk,
Ashton,	Brown,	Goldstein,	Sarraf,
			Vaughan,

NOT VOTING—22

Adam,	Gramlich,	Leonard,	Olsen,
Blair,	Heavey,	McInroy,	Reidenbach,
Connelly,	Jones, G. E.,	McKeever,	Rosen,
Eilberg,	Lawyer,	McLaughlin,	Rubin,
Flynn,	Leisey,	McWherter,	Sigman,
		Mills,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 596, entitled:

An Act providing for authorization for autopsies or post-mortem examinations of human bodies claimed for burial within thirty-six hours after death.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Agnew,	Frost,	Magee,	Scarcelli,
Amarando,	Gaffney,	Mahan,	Schuster,
Anderson, M. S.,	Garlock,	Markley,	Sherman,
Anderson, S. A.,	Gelfand,	Maxwell,	Smith, C. O.,
Ashton,	George,	McCann,	Smith, Wm. B.,
Auker,	Gibb,	McCormack,	Snider,
Banker,	Gibson,	McGee,	Stank,
Barnatovich,	Goldstein,	Meholchick,	Stebbins,
Bazin,	Greenwood,	Metz,	Steckel,
Bell,	Guss,	Mihm,	Stevenson,
Boles,	Guthrie,	Mikula,	Stone,
Bonner,	Hamilton, R. K.,	Miller,	Stoner,
Boory,	Hass,	Monroe,	Strausser,
Bower,	Haudenshield,	Moody,	Stroup,
Branca,	Helm,	Moran,	Swartz,
Breisch,	Henzel,	Moscrip,	Taylor,
Brennan, A. P.,	Hewitt,	Muldowney,	Thomas,
Brennan, J. J.,	Hocker,	Mullen,	Thompson,
Brenninger,	Holt,	Munley,	Toll,
Breth,	Horst,	Murphy,	Tompkins,
Brown,	Houk,	Murray, H. P.,	Toomey,
Bucchin,	Isaacs,	Murray, J. J.,	Varallo,
Bullen,	Jenkins,	Murray, P. G.,	Varner,
Capano,	Johnson,	Musto,	Vaughan,
Cianfrani,	Jones, T. H. W.,	Naugle,	Verona,
Cioffi,	Jump,	Needham,	Wall,
Cochran,	Kamyk,	Ogilvie,	Wallace,
Comer,	Kehler,	O'Neil,	Walsh,
Cooper,	Keller,	Pacchioli,	Wargo,
Curwood,	Kent,	Parry,	Waterhouse,
Davis,	Kline,	Pashley,	Weidner,
Donahue,	Knecht,	Paulhamus,	Welsh,
Donaldson,	Kolankiewicz,	Petrosky,	Wescott,
Dougherty,	Kooker,	Pettigrew,	Wheeler,
Down,	Kornick,	Polaski,	Whitenight,
Ehrgood,	Kratz,	Polen,	Willaredt,
Erb,	Kromer,	Pomeroy,	Williams,
Eshleman,	Lafore,	Price,	Wilt,
Ewing,	Leiby,	Pursley,	Wood,
Farabaugh,	Leven,	Readinger,	Worley,
Filo,	Light,	Reibman,	Yetter,
Fineman,	Limper,	Renwick,	Yetzer,
Flint,	Lippincott,	Rigby,	Young,
Floyd,	Lopresti,	Rovansek,	Ziegler,
Foster,	Lovett,	Royer,	Andrews, Speaker
Frank,	Lutty,	Rudisill,	
Frascella,		Sarraf,	

NAYS—0

NOT VOTING—22

Adam,	Gramlich,	Leonard,	Olsen,
Blair,	Heavey,	McInroy,	Reidenbach,
Connelly,	Jones, G. E.,	McKeever,	Rosen,
Eilberg,	Lawyer,	McLaughlin,	Rubin,
Flynn,	Leisey,	McWherter,	Sigman,
		Mills,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

APPROPRIATION BILL ON FINAL PASSAGE

Agreeably to order

The House proceeded to the consideration on final passage of House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and making an appropriation

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Agnew,	Frascella,	Lutty,	Sarraf,
Amarando,	Frost,	Magee,	Scarcelli,
Anderson, M. S.,	Gaffney,	Mahan,	Schuster,
Anderson, S. A.,	Garlock,	Markley,	Sherman,
Ashton,	Gelfand,	Maxwell,	Smith, C. O.,
Auker,	George,	McCann,	Smith, Wm. B.,
Banker,	Gibb,	McCormack,	Snider,
Barnatovich,	Gibson,	McGee,	Stank,
Bazin,	Goldstein,	Meholchick,	Stebbins,
Bell,	Greenwood,	Metz,	Steckel,
Boles,	Guss,	Mihm,	Stevenson,
Bonner,	Guthrie,	Mikula,	Stone,
Boory,	Hamilton, R. K.,	Miller,	Stoner,
Bower,	Hass,	Monroe,	Strausser,
Branca,	Haudenshield,	Moody,	Stroup,

Breisch,	Helm,	Moran,	Swartz,
Brennan, A. P.,	Henzel,	Moscrip,	Taylor,
Brennan, J. J.,	Hewitt,	Muldowney,	Thomas,
Brenninger,	Hocker,	Mullen,	Thompson,
Breth,	Holt,	Munley,	Toll,
Brown,	Horst,	Murphy,	Tompkins,
Bucchin,	Houk,	Murray, H. P.,	Toomey,
Bullen,	Isaacs,	Murray, J. J.,	Varallo,
Capano,	Jenkins,	Murray, P. G.,	Varner,
Cianfrani,	Johnson,	Musto,	Vaughan,
Cioffi,	Jones, T. H. W.,	Naugle,	Verona,
Cochran,	Jump,	Needham,	Wall,
Comer,	Kamyk,	Ogilvie,	Wallace,
Cooper,	Kehler,	O'Neil,	Walsh,
Curwood,	Keller,	Pacchioli,	Wargo,
Davis,	Kent,	Parry,	Waterhouse,
Donahue,	Kline,	Pashley,	Weidner,
Donaldson,	Knecht,	Paulhamus,	Welsh,
Dougherty,	Kolankiewicz,	Petrosky,	Wescott,
Down,	Kooker,	Pettigrew,	Wheeler,
Ehrgood,	Kornick,	Polaski,	Whitenight,
Erb,	Kratz,	Polen,	Willaredt,
Eshleman,	Kromer,	Pomeroy,	Williams,
Ewing,	Lafore,	Price,	Wilt,
Farabaugh,	Leiby,	Pursley,	Wood,
Filo,	Leven,	Readinger,	Worley,
Fineman,	Light,	Reibman,	Yetter,
Flint,	Limper,	Renwick,	Yetzer,
Floyd,	Lippincott,	Rigby,	Young,
Foster,	Lopresti,	Rovansek,	Ziegler,
Frank,	Lovett,	Royer,	Andrews,
		Rudisill,	Speaker

NAYS—0

NOT VOTING—22

Adam,	Gramlich,	Leonard,	Olsen,
Blair,	Heavey,	McInroy,	Reidenbach,
Connelly,	Jones, G. E.,	McKeever,	Rosen,
Eilberg,	Lawyer,	McLaughlin,	Rubin,
Flynn,	Leisey,	McWherter,	Sigman,
		Mills,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 667, Printer's No. 1256, on page 5 of today's calendar, bills on final passage postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1978, Printer's No. 1377, on page 5 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection

House Bill No. 166, Printer's No. 926

was passed over at the request of the SPEAKER.

There being no objection

House Bill No. 653, Printer's No. 1667

was passed over at the request of Mr. READINGER.

There being no objection

House Bill No. 980, Printer's No. 1673

House Bill No. 981, Printer's No. 1679

House Bill No. 1153, Printer's No. 482 and

House Bill No. 1544, Printer's No. 1533

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1936, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" authorizing expanded audio-visual education programs.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Agnew,	Frank,	Lovett,	Rudisill,
Amarando,	Frascella,	Lutty,	Sarraf,
Anderson, M. S.,	Frost,	Magee,	Scarcelli,
Anderson, S. A.,	Gaffney,	Mahan,	Schuster,
Ashton,	Garlock,	Markley,	Sherman,
Auker,	Gelfand,	Maxwell,	Smith, C. C.,
Banker,	George,	McCann,	Smith, Wm. B.,
Barnatovich,	Gibb,	McCormack,	Snider,
Bazin,	Gibson,	McGee,	Stank,
Bell,	Goldstein,	McKeever,	Stebbins,
Boles,	Greenwood,	McLaughlin,	Steckel,
Bonner,	Guss,	Meholchick,	Stevenson,
Boory,	Guthrie,	Metz,	Stone,
Bower,	Hamilton, R. K.,	Mihm,	Stoner,
Branca,	Hass,	Mikula,	Strausser,
Breisch,	Haudenshield,	Miller,	Strour,
Brennan, A. P.,	Heavey,	Monroe,	Swartz,
Brennan, J. J.,	Helm,	Moody,	Taylor,
Brenninger,	Henzel,	Moran,	Thomas,
Breth,	Hewitt,	Muldowney,	Thompson,
Brown,	Hocker,	Mullen,	Toll,
Bucchin,	Holt,	Munley,	Tompkins,
Bullen,	Horst,	Murphy,	Toomey,
Capano,	Houk,	Murray, H. P.,	Varallo,
Cianfrani,	Isaacs,	Murray, J. J.,	Varner,
Cioffi,	Jenkins,	Murray, P. G.,	Vaughan,
Cochran,	Johnson,	Musto,	Verona,
Comer,	Jones, T. H. W.,	Naugle,	Wall,
Cooper,	Jump,	Needham,	Wallace,
Curwood,	Kamyk,	Ogilvie,	Walsh,
Davis,	Kehler,	O'Neil,	Wargo,
Donahue,	Keller,	Pacchioli,	Waterhouse,
Donaldson,	Kent,	Parry,	Weidner,
Dougherty,	Kline,	Pashley,	Welsh,
Down,	Knecht,	Paulhamus,	Wescott,
Ehrgood,	Kolankiewicz,	Petrosky,	Wheeler,
Eilberg,	Kooker,	Pettigrew,	Whitenight,
Erb,	Kornick,	Polaski,	Willaredt,
Eshleman,	Kratz,	Polen,	Williams,
Ewing,	Kromer,	Pomeroy,	Wilt,
Farabaugh,	Lafore,	Price,	Wood,
Filo,	Leiby,	Pursley,	Worley,
Fineman,	Leven,	Readinger,	Yetter,
Flint,	Light,	Reibman,	Yetzer,
Floyd,	Limper,	Renwick,	Young,
Flynn,	Lippincott,	Rigby,	Ziegler,
Foster,	Lopresti,	Rovansek,	Andrews,
		Royer,	Speaker

NAYS—1

Moscrip.

NOT VOTING—17

Adam,	Jones, G. E.,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rosen,
Connelly,	Leisey,	Mills,	Rubin,
Gramlich,	Leonard,	Olsen,	Sigman,
			Stephens

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1951, entitled:

An Act amending the "Public School Code of 1949"*** requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for advancements and reimbursements

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frank,	Lutty,	Rudisill,
Amarando,	Frascella,	Magee,	Sarraf,
Anderson, M. S.,	Frost,	Mahan,	Scarcelli,
Anderson, S. A.,	Gaffney,	Markley,	Schuster,
Ashton,	Garlock,	Maxwell,	Sherman,
Auker,	Gelfand,	McCann,	Smith, C. C.,
Banker,	George,	McCormack,	Smith, Wm. B.,
Barnatovich,	Gibb,	McGee,	Snider,
Bazin,	Gibson,	McKeever,	Stank,
Bell,	Goldstein,	McLaughlin,	Stebbins,
Boles,	Greenwood,	Meholchick,	Steckel,
Bonner,	Guss,	Metz,	Stevenson,
Boory,	Guthrie,	Mihm,	Stone,
Bower,	Hamilton, R. K.,	Mikula,	Stoner,
Branca,	Hass,	Miller,	Strausser,
Breisch,	Haudenshield,	Monroe,	Stroup,
Brennan, A. P.,	Heavey,	Moody,	Swartz,
Brennan, J. J.,	Helm,	Moran,	Taylor,
Brenninger,	Henzel,	Moscrip,	Thomas,
Breth,	Hewitt,	Muldowney,	Thompson,
Brown,	Hocker,	Mullen,	Toll,
Bucchin,	Holt,	Munley,	Tompkins,
Bullen,	Horst,	Murphy,	Toomey,
Capano,	Houk,	Murray, H. P.,	Varallo,
Cianfrani,	Isaacs,	Murray, J. J.,	Varner,
Cioffi,	Jenkins,	Murray, P. G.,	Vaughan,
Cochran,	Johnson,	Musto,	Verona,
Comer,	Jones, T. H. W.,	Naugle,	Wall,
Cooper,	Jump,	Needham,	Wallace,
Curwood,	Kamyk,	Ogilvie,	Walsh,
Davis,	Kehler,	O'Neil,	Wargo,
Donahue,	Keller,	Pacchioli,	Waterhouse,
Donaldson,	Kent,	Parry,	Weidner,
Dougherty,	Kline,	Pashley,	Welsh,
Down,	Knecht,	Paulhamus,	Wescott,
Ehrgood,	Kolankiewicz,	Petrosky,	Wheeler,
Eilberg,	Kooker,	Pettigrew,	Whitenight,
Erb,	Kornick,	Polaski,	Willaredt,
Eshleman,	Kratz,	Polen,	Williams,
Ewing,	Kromer,	Pomeroy,	Wilt,
Farabaugh,	Lafore,	Price,	Wood,
Filo,	Leiby,	Pursley,	Worley,
Fineman,	Leven,	Readinger,	Yetter,
Flint,	Light,	Reibman,	Yetzer,
Floyd,	Limper,	Renwick,	Young,
Flynn,	Lippincott,	Rigby,	Ziegler,
Foster,	Lopresti,	Rovansek,	Andrews,
	Lovett,	Royer,	Speaker

NAYS—0

NOT VOTING—17

Adam,	Jones, G. E.,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rosen,
Connelly,	Leisey,	Mills,	Rubin,
Gramlich,	Leonard,	Olsen,	Sigman,
			Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 2043, Printer's No. 1450 and

House Bill No. 2070, Printer's No. 1611

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2091, entitled:

An Act amending the act of August 16, 1951 (P. L. 1240) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting certain members to obtain credit for military service who were not eligible members at time of entry into military service" extending its provisions to present and future cases

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frascella,	Magee,	Sarraf,
Amarando,	Frost,	Mahan,	Scarcelli,
Anderson, M. S.,	Gaffney,	Markley,	Schuster,
Anderson, S. A.,	Garlock,	Maxwell,	Sherman,
Ashton,	Gelfand,	McCann,	Smith, C. C.,
Auker,	George,	McCormack,	Smith, Wm. B.,
Banker,	Gibb,	McGee,	Snider,
Barnatovich,	Gibson,	McKeever,	Stank,
Bazin,	Goldstein,	McLaughlin,	Stebbins,
Bell,	Greenwood,	Meholchick,	Steckel,
Boles,	Guss,	Metz,	Stevenson,
Bonner,	Guthrie,	Mihm,	Stone,
Boory,	Hamilton, R. K.,	Mikula,	Stoner,
Bower,	Hass,	Miller,	Strausser,
Branca,	Haudenshield,	Monroe,	Stroup,
Breisch,	Heavey,	Moody,	Swartz,
Brennan, A. P.,	Helm,	Moran,	Taylor,
Brennan, J. J.,	Henzel,	Moscrip,	Thomas,
Brenninger,	Hewitt,	Muldowney,	Thompson,
Breth,	Hocker,	Mullen,	Toll,
Brown,	Holt,	Munley,	Tompkins,
Bucchin,	Horst,	Murphy,	Toomey,
Bullen,	Houk,	Murray, H. P.,	Varallo,
Capano,	Isaacs,	Murray, J. J.,	Varner,
Cianfrani,	Jenkins,	Murray, P. G.,	Vaughan,
Cioffi,	Johnson,	Musto,	Verona,
Cochran,	Jones, T. H. W.,	Naugle,	Wall,
Comer,	Jump,	Needham,	Wallace,
Cooper,	Kamyk,	Ogilvie,	Walsh,
Curwood,	Kehler,	O'Neil,	Wargo,
Davis,	Keller,	Pacchioli,	Waterhouse,
Donahue,	Kent,	Parry,	Weidner,
Donaldson,	Kline,	Pashley,	Welsh,
Dougherty,	Knecht,	Paulhamus,	Wescott,
Down,	Kolankiewicz,	Petrosky,	Wheeler,
Ehrgood,	Kooker,	Pettigrew,	Whitenight,
Eilberg,	Kornick,	Polaski,	Willaredt,
Erb,	Kratz,	Polen,	Williams,
Eshleman,	Kromer,	Pomeroy,	Wilt,
Ewing,	Lafore,	Price,	Wood,
Farabaugh,	Leiby,	Pursley,	Worley,
Filo,	Leven,	Readinger,	Yetter,
Fineman,	Light,	Reibman,	Yetzer,
Flint,	Limper,	Renwick,	Young,

Floyd,	Lippincott,	Rigby,	Ziegler,
Flynn,	Lopresti,	Rovansek,	Andrews,
Foster,	Lovett,	Royer,	Speaker
Frank,	Lutty,	Rudisill,	

NAYS—0

NOT VOTING—17

Adam,	Jones, G. E.,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rosen,
Connelly,	Leisey,	Mills,	Rubin,
Gramlich	Leonard,	Olsen,	Sigman,
			Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 2092, Printer's No. 1169 and

House Bill No. 2094, Printer's No. 1678

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2103, entitled:

An Act amending the "Banking Code" approved May 15, 1933 (P. L. 624) limiting the establishment and maintenance of branch banks

On the question,

Will the House agree to the bill on third reading?

MOTION TO RECOMMIT

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

On the question,

Will the House agree to the motion?

Mr. A. PATRICK BRENNAN. Mr. Speaker, I oppose the motion to recommit this bill and I ask for a slow roll call on the recommittal.

Mr. THOMAS H. W. JONES. Mr. Speaker, I would like to ask the Members on this side also to oppose this motion.

Mr. VAUGHAN. Mr. Speaker, do you think the sponsor of this bill, Mr. Brennan, would like to explain to us what the bill does?

The SPEAKER. The merits of the bill are not subject to debate at this time. The question is on the motion to recommit.

Mr. AUKER. Mr. Speaker, the bill does not affect my locality much one way or the other, but I do want to say I cannot understand why the bill should be recommitted.

It was considered very thoroughly in the Judiciary General Committee and there was no opposition in that Committee, as I recall, to reporting this bill out.

It seems very funny that all at once the bill is to be recommitted. I am just wondering whether or not the real purpose of recommitting the bill is not to kill it, to bury it.

Mr. READINGER. Mr. Speaker, I would like to state in relation to this motion to recommit in opposing it that this bill was not thoroughly considered by the Rules Committee. It was brought out for the purpose of having the Members consider what it did, and I think the interests of justice will be fully served by recommitting this to the Committee on Rules.

I understand some gentleman of the House has an amendment he would like to offer to the bill, and he will certainly be given an opportunity to have that amendment considered by the Rules Committee.

I am asking every Member to vote in favor of the motion to recommit to Rules.

Mr. THOMAS H. W. JONES. Mr. Speaker, I wish to say that I am still opposed to the motion. I would like to ask whether the Majority Leader would care to have the bill passed over until our return from our recess.

Mr. READINGER. I would not. I prefer to have a vote taken on this motion right now.

Mr. THOMAS H. W. JONES. I still oppose the motion, Mr. Speaker.

On the question recurring.

Will the House agree to the motion?

The yeas and nays were required by Messrs. A. P. BRENNAN and READINGER and were as follows:

YEAS—89

Amarando,	Gibson,	Moran,	Snider,
Anderson, M. S.,	Goldstein,	Munley,	Stank,
Anderson, S. A.,	Guss,	Murray, H. P.,	Stebbins,
Ashton,	Hamilton, R. K.,	Murray, J. J.,	Stone,
Boory,	Hass,	Musto,	Swartz,
Bower,	Haudenshield,	Needham,	Taylor,
Branca,	Hocker,	Pashley,	Thomas,
Breth,	Holt,	Paulhamus,	Thompson,
Brown,	Jenkins,	Petrosky,	Toll,
Cianfrani,	Johnson,	Pettigrew,	Varallo,
Cioffi,	Kamyk,	Polaski,	Varner,
Cochran,	Kolankiewicz,	Polen,	Vaughan,
Comer,	Kornick,	Pomeroy,	Verona,
Davis,	Leiby,	Price,	Wallace,
Dougherty,	Leven,	Pursley,	Walsh,
Ehrgood,	Limper,	Readinger,	Wargo,
Ewing,	Lutty,	Renwick,	Welsh,
Filo,	Maxwell,	Rigby,	Wheeler,
Flint,	McCann,	Sarraf,	Wilt,
Frascella,	Mihm,	Schuster,	Wood,
Frost,	Monroe,	Sherman,	Yetzer,
Gelfand,	Moody,	Smith, C. C.,	Andrews,
		Smith, Wm. B.,	Speaker

NAYS—69

Agnew,	Farabaugh,	Kratz,	Pacchioli,
Auker,	Foster,	Kromer,	Parry,
Banker,	Frank,	Lafore,	Reibman,
Bazin,	Gaffney,	Light,	Rovansek,
Bell,	Garlock,	Lippincott,	Rudisill,
Breisch,	Greenwood,	Lopresti,	Steckel,
Brennan, A. P.,	Guthrie,	Lovett,	Stevenson,
Brennan, J. J.,	Henzel,	Mahan,	Stoner,
Brenninger,	Hewitt,	Markley,	Strausser,
Bucchin,	Horst,	McCormack,	Stroup,
Bullen,	Houk,	Meholchick,	Toomey,
Capano,	Isaacs,	Metz,	Weidner,
Curwood,	Jones, T. H. W.,	Mikula,	Wescott,
Donahue,	Jump,	Miller,	Whitenight,
Donaldson,	Kehler,	Moscrip,	Willaredt,
Erb,	Keller,	Murphy,	Williams,
Eshleman,	Kooker,	Ogilvie,	Worley,
			Yetter,

NOT VOTING—49

Adam,	George,	Magee,	O'Neil,
Barnatovich,	Gibb,	McGee,	Reidenbach,
Blair,	Gramlich,	McInroy,	Rosen,
Boles,	Heavey,	McKeever,	Royer,
Bonner,	Heim,	McLaughlin,	Rubin,
Connelly,	Jones, G. E.,	McWherter,	Scarcelli,
Cooper,	Kent,	Mills,	Sigman,
Down,	Kline,	Muldowney,	Stephens,
Eilberg,	Knecht,	Mullen,	Tompkins,
Fineman,	Lawyer,	Murray, P. G.,	Wall,
Floyd,	Leisey,	Naugle,	Waterhouse,
Flynn,	Leonard,	Olsen,	Young,
			Ziegler,

So the question was determined in the affirmative and the motion was agreed to.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WHEELER asked and obtained permission for the Committee on Counties to meet during the session of the House.

BILLS PASSED OVER

There being no objection

House Bill No. 2104, Printer's No. 1691
Senate Bill No. 572, Printer's No. 646
Senate Bill No. 574, Printer's No. 647
Senate Bill No. 891, Printer's No. 598
Senate Bill No. 892, Printer's No. 414
Senate Bill No. 893, Printer's No. 599 and
Senate Bill No. 895, Printer's No. 409

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 985, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" further fixing qualifications of members of the board of health

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frascella,	Lutty,	Rudisill,
Amarando,	Frost,	Magee,	Sarraf,
Anderson, M. S.,	Gaffney,	Mahan,	Scarcelli,
Anderson, S. A.,	Garlock,	Markley,	Schuster,
Ashton,	Gelfand,	Maxwell,	Sherman,
Auker,	George,	McCann,	Smith, C. C.,
Banker,	Gibb,	McCormack,	Smith, Wm. B.,
Barnatovich,	Gibson,	McGee,	Snider,
Bazin,	Goldstein,	McKeever,	Stank,
Bell,	Greenwood,	McLaughlin,	Stebbins,
Boies,	Guss,	Meholchick,	Steckel,
Bonner,	Guthrie,	Metz,	Stevenson,
Boory,	Hamilton, R. K.,	Mihm,	Stone,
Bower,	Hass,	Mikula,	Stoner,
Branca,	Haudenshield,	Miller,	Strausser,
Breisch,	Heavey,	Monroe,	Stroup,
Brennan, A. P.,	Helm,	Moody,	Swartz,
Brennan, J. J.,	Henzel,	Moran,	Taylor,
Brenninger,	Hewitt,	Moscrip,	Thomas,
Breth,	Hocker,	Muldowney,	Thompson,
Brown,	Holt,	Mullen,	Toll,
Bucchin,	Horst,	Munley,	Tompkins,
Bullen,	Houk,	Murphy,	Toomey,
Capano,	Isaacs,	Murray, H. P.,	Varallo,
Cianfrani,	Jenkins,	Murray, J. J.,	Varner,
Cioffi,	Johnson,	Murray, P. G.,	Vaughan,
Cochran,	Jones, T. H. W.,	Musto,	Verona,
Comer,	Jump,	Naugle,	Wall,
Cooper,	Kamyk,	Needham,	Wallace,
Curwood,	Kehler,	Ogilvie,	Walsh,
Davis,	Keller,	O'Neil,	Wargo,
Donahue,	Kent,	Pacchioli,	Waterhouse,
Donaldson,	Kline,	Parry,	Weidner,
Dougherty,	Knecht,	Pashley,	Welsh,
Down,	Kolankiewicz,	Paulhamus,	Wescott,
Ehrgood,	Kooker,	Petrosky,	Wheeler,
Eilberg,	Kornick,	Pettigrew,	Whitenight,
Erb,	Kratz,	Polaski,	Willaredt,
Fahleman,	Kromer,	Polen,	Williams,
Ewing,	Lafore,	Pomeroy,	Wilt,
Farabaugh,	Leiby,	Price,	Wood,
Filo,	Leven,	Pursley,	Worley,
Fineman,	Light,	Readinger,	Yetter,
Flint,	Limper,	Reibman,	Yetzer,
Floyd,	Lippincott,	Renwick,	Young,
Flynn,	Lopresti,	Rigby,	Ziegler,
Foster,	Lovett,	Rovansek,	Andrews,
Frank,		Royer,	Speaker

NAYS—0

NOT VOTING—17

Adam,	Jones, G. E.,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rosen,
Connelly,	Leisey,	Mills,	Rubin,
Gramlich,	Leonard,	Olsen,	Sigman,
			Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 986, Printer's No. 557
Senate Bill No. 999, Printer's No. 666 and
Senate Bill No. 1002, Printer's No. 651

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1057, entitled:

An Act amending the act of August 7, 1936 (P. L. 106) entitled as amended "An act relating to flood control prescribing the powers and duties of the Water and Power Resources Board of the Department of Forests and Waters in relation to the creation of flood control districts adoption of plans for flood control works and improvements carrying into effect of such plans assistance aid and cooperation with public and private agencies and the Federal Government in Federal flood control works and improvements and entering into compacts and agreements with other states for flood control works and improvements conferring the power of eminent domain providing for the setting off of benefits imposing certain charges upon the Commonwealth providing for appeals and conferring certain powers on municipalities counties and townships and the Department of Highways" authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. JOHNSON. Mr. Speaker, this bill is on the calendar by reason of the fact that the Department of Forests and Waters in making contracts now with various municipalities under the Flood Control Law, where they have set up Flood Control Authorities, found the law did not permit the Department of Forests and Waters to enter into contracts with Authorities.

What this bill does is amend the Flood Control Act so that the state can enter into agreements with Flood Control Authorities as well as boroughs, third class cities, second class cities, and so forth.

I, therefore, ask the membership to vote in favor of this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Frank,	Lovett,	Royer,
Amarando,	Frascella,	Lutty,	Rudisill,
Anderson, M. S.,	Frost,	Magee,	Sarraf,
Anderson, S. A.,	Gaffney,	Mahan,	Scarcelli,
Ashton,	Garlock,	Markley,	Schuster,
Auker,	Gelfand,	Maxwell,	Sherman,
Banker,	George,	McCann,	Smith, C. C.,
Barnatovich,	Gibb,	McCormack,	Smith, Wm. B.,
Bazin,	Gibson,	McGee,	Snider,
Bell,	Goldstein,	McKeever,	Stank,
Boies,	Greenwood,	McLaughlin,	Stebbins,
Bonner,	Guss,	Meholchick,	Steckel,
Boory,	Guthrie,	Metz,	Stevenson,
Bower,	Hamilton, R. K.,	Mihm,	Stone,
Branca,	Hass,	Mikula,	Stoner
Breisch,	Haudenshield,	Miller,	Strausser,
Brennan, A. P.,	Heavey,	Monroe,	Stroup,
Brennan, J. J.,	Helm,	Moody,	Swartz,
Brenninger,	Henzel,	Moran,	Taylor,
Breth,	Hewitt,	Moscrip,	Thomas,
Brown,	Hocker,	Muldowney,	Thompson,
Bucchin,	Holt,	Mullen,	Toll,
Bullen,	Horst,	Munley,	Tompkins,
Capano,	Houk,	Murphy,	Toomey,
Cianfrani,	Isaacs,	Murray, H. P.,	Varallo,
Cioffi,	Jenkins,	Murray, J. J.,	Varner,
Cochran,	Johnson,	Murray, P. G.,	Vaughan,
Comer,	Jones, T. H. W.,	Musto,	Verona,
Cooper,	Jump,	Naugle,	Wall,
Curwood,	Kamyk,	Needham,	Wallace,
Davis,	Kehler,	Ogilvie,	Walsh,
Donahue,	Keller,	O'Neil,	Wargo,
Donaldson,	Kent,	Pacchioli,	Waterhouse,
Dougherty,	Kline,	Parry,	Weidner,
Down,	Knecht,	Pashley,	Welsh,
Ehrgood,	Kolankiewicz,	Paulhamus,	Wescott,
Eilberg,	Kooker,	Petrosky,	Wheeler,
Erb,	Kornick,	Pettigrew,	Whitenight,
Eshleman,	Kratz,	Polaski,	Willaredt,
Ewing,	Kromer,	Polen,	Williams,
Farabaugh,	Lafore,	Pomeroy,	Wilt,
Filo,	Leiby,	Price,	Wood,
Fineman,	Leven,	Pursley,	Worley,
Flint,	Light,	Readinger,	Yetter,
Floyd,	Limper,	Reibman,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
		Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—17

Adam,	Jones, G. E.,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rosen,
Connelly,	Leisey,	Mills,	Rubin,
Gramlich,	Leonard,	Olsen,	Sigman
			Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

RECONSIDERATION OF VOTE ON SENATE BILL No. 905

Mr. SARRAF. Mr. Speaker, I move that the vote by which Senate Bill No. 905, Printer's No. 648, entitled:

"An Act authorizing the Department of Property and Supplies, to acquire by gift ninety-three acres more or less, of land with buildings thereon in the City of Pittsburgh, Allegheny County, for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis; and making an appropriation."

was defeated on final passage Thursday, April 5, 1956, be reconsidered.

Mr. KAMYK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Allegheny, Mr. Sarraf vote on the final passage of this bill?

Mr. SARRAF. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Allegheny, Mr. Kamyk vote on the final passage of this bill?

Mr. KAMYK. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. SARRAF. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

RECONSIDERATION OF VOTE ON HOUSE BILL No. 1976

Mr. LOVETT. Mr. Speaker, I move that the vote by which House Bill No. 1976, Printer's No. 1663, entitled:

"An Act amending 'The Administrative Code of 1929' * * * changing the Brandywine Battlefield Park Commission from an independent administrative commission to a commission in the Pennsylvania Historical and Museum Commission."

was defeated on final passage Wednesday, April 4, 1956, be reconsidered.

Mr. WHEELER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Westmoreland, Mr. lovett vote on the final passage of this bill?

Mr. LOVETT. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Fayette, Mr. Wheeler vote on the final passage of this bill?

Mr. WHEELER. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

QUESTION OF INFORMATION

Mr. LIPPINCOTT. I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. LIPPINCOTT. Mr. Speaker, I would appreciate the Chair advising me whether a roll call is available showing how the Members did vote on this bill?

Perhaps I better interrogate the gentleman from Westmoreland, Mr. Lovett.

The SPEAKER. Will the gentleman from Westmoreland, Mr. Lovett, permit himself to be interrogated?

Mr. LOVETT. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, did I understand the gentleman to say that he voted with the prevailing side when this bill was defeated?

Mr. LOVETT. That is correct, Mr. Speaker.

Mr. LIPPINCOTT. Is the gentleman recorded in that way on the roll call?

Mr. LOVETT. By the roll call I am reported that way.

Mr. LIPPINCOTT. I thank the gentleman.

Mr. Speaker, I request a slow roll call on this motion o reconsider.

The SPEAKER. The Chair inquires of the gentleman rom Westmoreland how he voted on the original vote, id he vote "aye" or "no?"

Mr. LOVETT. Mr. Speaker, I voted "aye." The vote was 5 to 86. The bill fell.

The SPEAKER. The gentleman then was not on the revailing side because - - -

Mr. LOVETT. I was on the pervailing side, Mr. Speaker.

The SPEAKER. Not if the bill fell.

Mr. LOVETT. 95 to 86?

Mr. LIPPINCOTT. Mr. Speaker, that was my reason or raising the point. I accepted the gentleman's word or it without examining the roll call. I understand that f a bill fell votes had to be changed.

The SPEAKER. The prevailing side in such a case is he negative side, because the bill fell.

MOTION WITHDRAWN

Mr. LOVETT. I beg your pardon, Mr. Speaker. We will reconsider it at a later date. We withdraw our motion.

The SPEAKER. The gentleman is not qualified to second he motion either.

PARLIAMENTARY INQUIRY

Mr. McCORMACK. I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. McCORMACK. Mr. Speaker, is it in order for a Member to have a bill reconsidered, even though he has not voted with the prevailing side, with the unanimous consent of the House?

The SPEAKER. Such an arrangement could be made if the Rule were suspended. Unless the Rule were suspended by official action of the House, then it would not be in order.

The motion is withdrawn.

RESOLUTION

RECALLING HOUSE BILL No. 1863 FROM GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, April 6, 1956.

Resolved (if the Senate concur), that House Bill No. 1863, Printer's No. 1449, entitled "An act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' further regulating lighting equipment lights and devices and the use thereof and prescribing penalties," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1720 FROM GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1720, Printer's No. 1146, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. PETROSKY. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Westmoreland Mr. Petrosky vote on the final passage of this bill?

Mr. PETROSKY. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 1 (Section 8), page 3, line 15, by striking out the bracket before the word "have."

Amend Section 1 (Section 8), page 3, line 19, by striking out the bracket after the word "for."

Amend Section 1 (Section 8), page 4, line 1, by striking out the bracket before the word "acquisition."

Amend Section 1 (Section 8), page 4, line 2, by inserting after "within" the time specified in the permit not exceeding.

Amend Section 1 (Section 8), page 4, line 2, by striking out the bracket after the word "permit."

Amend Section 1 (Section 8), page 4, lines 2 to 4, by striking out "specify" in line 2 and all of lines 3 and 4.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

PERMISSION TO ADDRESS HOUSE

Mr. CHARLES C. SMITH asked and obtained unanimous concent to address the House.

Mr. Speaker, I just thought I would pass on some information for the benefit of the Press and the Members. As you know, 1:15 p. m. was set for a special order of busisess in the Senate to vote on both the amendments to the sales tax bill and the capital stock tax bill.

It was put off until 4:00 p. m. at the request of some Republican Senators and also, I hear, a Democratic Senator who wanted to get some more information before they brought it to a final vote.

I have just recently come from the Republican Caucus in the Senate and they have asked me to notify everyone that 4 p. m. was made a special order of business to vote on both the amendments to the sales tax and the capital stock tax bills.

That was the agreement we had made, and it was only put off at the request of a Democratic Senator and a few of our Republican Senators to clarify something, but it will be brought to a vote today at 4:00 o'clock.

REPORTS FROM COMMITTEES

Mr. SWARTZ from the Committee on Counties, reported as committed, House Bill No. 547, entitled:

An Act amending the act of July 25, 1917 (P. L. 1195), entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions; * * *," increasing the amount of aid to agricultural associations and counties.

Mr. POLEN from the Committee on Appropriations, rereported as amended, House Bill No. 1202, entitled:

An Act providing for the payment of the salary medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period.

Mr. POLEN from the Committee on Appropriations, rereported as committed, House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility.

Mr. POLEN from the Committee on Appropriations, reported as committed, Senate Bill No. 1013, entitled:

An Act amending the "Estate Tax Apportionment" of August 24, 1951 (P. L. 1405) entitled "* * *" changing the method of apportionment regarding the inheritance or death tax effect with respect to charitable public or similar gifts or bequests.

Mr. POLEN from the Committee on Appropriations, reported as committed, Senate Bill No. 1041, entitled:

An Act making an appropriation to the Senate committee appointed to investigate and study the reasons for the disapproval of the Allentown State Hospital by the American Psychiatric Association.

Mr. POLEN from the Committee on Appropriations, rereported as amended, Senate Bill No. 896, entitled:

An Act reenacting and amending the act of January 5, 1952 (P. L. 1833) entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations" extending its provisions to include additional persons increasing contribution rates and providing for referenda and permitting modification of certain local retirement plans and making an additional appropriation.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 547, entitled:

An Act amending the act of July 25, 1917 (P. L. 1195), entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions; * * *," increasing the amount of aid to agricultural associations and counties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1013, entitled:

An Act amending the "Estate Tax Apportionment" of August 24, 1951 (P. L. 1405), entitled "* * *" changing the method of apportionment regarding the inheritance or death tax effect with respect to charitable public or similar gifts or bequests.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1041, entitled:

An Act making an appropriation to the Senate committee appointed to investigate and study the reasons for the disapproval of the Allentown State Hospital by the American Psychiatric Association.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

The SPEAKER. Is the Minority Leader holding a caucus?

Mr. CHARLES C. SMITH. I am going to, Mr. Speaker.

I am going to ask the minority if they will immediately go to our caucus room when you recess the House.

RECESS

The SPEAKER. The Chair with the permission of the House will declare a recess until 4:00 o'clock. The Minority Leader announces a Republican Caucus immediately. The House is in recess until 4:00 o'clock. The Chair hears no objection.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

BILL INTRODUCED AND REFERRED

By Messrs. SARRAF and EWING.

HOUSE BILL No. 2105.

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the care and disposition of its funds; and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," further regulating payments to certain beneficiaries under the fund.

Referred to the Committee on Rules.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. TOLL, KOLANKIEWICZ and POMEROY.

RESOLUTION No. 168.

In the House of Representatives, April 9, 1956.

The counties of Bucks, Chester, Delaware, Montgomery and Philadelphia are each portions of a single great metropolitan area of the Commonwealth of Pennsylvania. There is, within the aforementioned five counties, 3 cities, 85 boroughs, 125 townships and 241 school districts, and population forecasts indicate a greatly increasing population, with attendant economic development, for this area over the next several decades.

It is recognized that a great many economic, social, and governmental problems are common to two or more of the aforementioned units in the metropolitan area; therefore be it

Resolved, That the House of Representatives memorialize the Governor to establish and convene, not later than June 1, 1956, a commission to be known as the Study Commission of the Philadelphia Metropolitan Area, and to consist of fifteen members, three each to be residents of each of the aforementioned five counties, and the chairman to be appointed without reference to his residence, except that he shall be a resident of one of the five counties; and be it further

Resolved, That the Governor authorize such commission to:

1. Make a study of the facts which the commission deems appropriate on any subject related to proper, orderly and efficient growth and development of the five-county metropolitan area and its relationship to the larger metropolitan region, and to make a report of its findings and recommendations to the Governor and the General Assembly, the municipalities and other bodies concerned;
2. Accept the services of any organization created for or dedicated to the improvement of local government;
3. Accept gifts or grants;
4. Raise, by public subscriptions, sufficient funds to carry out the provisions of this resolution;
5. Cooperate and coordinate with appropriate federal, State and local agencies of government in the collection and interpretation of factual information bearing on the work of the commission; and
6. Employ such expert, technical and clerical employes as may be necessary to carry out its work; and be it further

Resolved, That the members of any commission receive no compensation for their services.

Referred to the Committee on Rules.

RESOLUTION INTRODUCED AND REFERRED

RESOLUTION (NOT PRINTED)

By Messrs. PETTIGREW, HOLT, Mrs. ANDERSON, Mrs. MONROE, Mrs. PASHLEY, Messrs. ANDERSON, TOLL, McCORMACK, KOLANKIEWICZ, FLOYD and FINEMAN.

In the House of Representatives, April 9, 1956.

During the NCAA Tournament in Chicago, Hal Lear, varsity guard at Temple University was given the most valuable player award.

To earn it he broke practically all tournament records. He topped the old five game record of 118 points with a score of 160. His 48 points in one game broke that record, and he carried away the field goal record with 63 in the tournament.

During the season his 745 points set a new record for Temple University.

Although a great athlete he was also a good student, thus proving that sports participation and serious education do not conflict but rather compliment one another. This year he earned the award as the athlete with the best scholastic record; therefore be it

Resolved, That the members of the House of Representatives extend their congratulations to Hal Lear on his phenomenal successes and wish him even greater success in the career he will begin when he graduates from the Temple University School of Business Administration where he is now a senior. With his ability and energy he will necessarily lead an active life that will prove of great service to his State and Nation; and be it further

Resolved, That a copy of this resolution be forwarded to Hal Lear at Temple University.

Referred to the Committee on Rules.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, April 6, 1956.

Resolved (if the Senate concur), that House Bill No. 1863, Printer's No. 1449, entitled "An act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the

Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' further regulating lighting equipment lights and devices and the use thereof and prescribing penalties," be recalled from the Governor for the purpose of amendment.

RESOLUTION

CONGRATULATIONS

Messrs. GUTHRIE and ERB offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, April 9, 1956.

Whereas, in Cowansville, Armstrong County, on April 8, 1908, Fred and Jennie Clark Helm had a blessed event when Sir Stork left on their doorstep one wonderful bundle; and

Whereas, they decided this special one's name should be called William Stuart; and

Whereas, William Stuart progressed satisfactorily through the various stages of education and business and emerged victorious at the November elections in 1940 and embarked on his legislative career in Harrisburg in January 1941; and

Whereas, William Stuart has served continuously in this House since 1941 with dignity, and a dedication to the high ideals he formulated at an early age, and

Whereas, William Stuart has devoted a great deal of time over the years to seeing that his beloved House Leaders are properly taken care of at "official party time," making adjustments, substitutioins, arranging and rearranging, acquiring for himself but a few more distinguished silver threads; now therefore be it

Resolved, that this House of Representatives extend to the Honorable W. Stuart Helm heariest congratulations for his Birthday, with every hope we may do the same for many sessions to come.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2101.

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property providing for licenses reports payment and collection of tax interest and penalties assessments collections liens reviews and appeals conferring powers and imposing duties upon the Department of Revenue public officers manufacturers wholesalers retailers corporations partnerships associations and individuals and making an appropriation" by defining or redefining certain words terms ond procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees

With the information that the Senate has passed the same with amendments in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 5, line 15, by inserting after the word "gas" the word "and"; page 6, line 18, by inserting after the word "act' 'the following:

"(h) ['Manufacture'] 'Manufacturing' the performance of manufacturing fabricating compounding processing or other operations engaged in as a business which place [tangible] any personal property in a form composition or character different from that in which it is acquired and shall include but not be limited to [building repairing and making additions to or replacements in or upon vessels designed for commercial use of registered tonnage of fifty tons or more when produced upon special order of the purchaser or when repaired or enlarged or when replacements are made upon order of or for the account of the owner] publishing of books newspapers magazines or other periodicals refining exploring mining and quarrying for or otherwise extracting from the earth or from waste or stock piles or from pits or banks any natural resources minerals mineral aggregates including blast furnace slag but shall not include constructing altering repairing or improving real estate or repairing or installing [tangible] any personal property manufacturing as herein defined shall include research and development in connection with such research

* * *

"(j) 'Use' the exercise of any right or power incidental to the ownership or leasing of tangible personal property and shall include but not be limited to transportation storage and consumption except that it shall not include (1) the use for demonstration by a person of the property in any form as tangible personal property in the regular course of business ['use' shall not mean] (2) The [interim] use of tangible personal property acquired by a manufacturer wholesaler or retailer [before he sells such tangible personal property and shall not mean the physical incorporation] for the purpose of resale or leasing (3) The use of tangible personal property which is or is to be physically incorporated as an ingredient or constituent into any other [tangible] personal property [(1)] (I) Which is to be sold in the regular course of business or [(2)] (II) Which the person incorporating such ingredient or constituent therein has undertaken at the time of purchase to cause to be transported in interstate commerce to destinations outside the Commonwealh [nor shall use mean] (4) The use of tangible personal property including but not restricted to machinery and equipment and parts therefor which is or is to be used or consumed [directly] (I) In [the manufacture of tangible personal property] manufacturing any personal property or (II) In farming dairying agriculture horticulture or floriculture engaged in as a business enterprise or (III) In the producing delivering or rendering of a public utility service or any service if in the latter case such service is subject to regulation by the Public Utility Commission of the Commonwealth of Pennsylvania or the Interstate Commerce Commission or (IV) In building repairing and making additions to or replacements in or upon vessels designed for commercial use of registered tonnage of fifty tons or more when produced upon special order of the purchaser or when repaired or enlarged or when replacements are made upon order of or for the account of the owner (5) [use shall not include] the interim storage or transportation of tangible personal property purchased outside the Commonwealth of Pennsylvania for use outside the Commonwealth of Pennsylvania where tangible personal property is utilized for purposes constituting a use as herein defined and for purposes excluded from the definition of use the predominant purpose shall determine whether such purposes constitute a use as herein defined

* * *

Amend Section 3, page 12, line 16, by striking out after the word "act" the following: "Provided further that a contract for the purchase of such tangible personal property shall have been executed within sixty days after the effective date of this act or the award of the contract which ever occurs later"; page 13, line 3, by striking out at the beginning of the line after the word "firemen's" the word "examination" and inserting in lieu thereof the word "organization"; line 11, by striking out after the word "twine" the word "paper"; line 12, by striking out

after the word "labels" the word "and" and by inserting after the word "containers" the following: "and all other wrapping supplies"; line 14, by inserting after the word "property" the following:

(h) The use of motion picture film rented or licensed from a distributor for the purpose of commercial exhibition

page 14, line 10, by striking out after the world "dollars" the following "(2)" and inserting in lieu thereof the following: "($2)"; page 15, line 11, by striking out after the first word "Section" the figures "403" and inserting in lieu thereof the figures "402.1";

Amend Section 4, page 18, line 10, by striking out after the word "applicant" the word "furnished" and inserting in lieu thereof the word "furnishing"; page 20, line 3, "or" and inserting in lieu thereof the word "of";

by striking out after the word "distributor" the word

Amend Section 6, page 22, line 16, by striking out after the word "section" the figures "405" and inserting in lieu thereof the figures "404";

Amend Section 7, page 25, line 1, by striking out after the word "in" the word "acceptance" and inserting in lieu thereof the word "accordance"; line 8, by striking out after the word "year" the following:

(b) Annual Payments If the amount of tax due for the preceding year as shown by the annual return of any taxpayer is greater than the amount already paid by him in connection with his monthly returns he shall send with such annual return a remittance for the unpaid amount of tax for the year

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

On the question,

Will the House concur in the amendments of the Senate?

Mr. READINGER. Mr. Speaker, the amendments to House Bill 2101, which is the bill amending the Sales Tax law, were finally agreed upon tentatively by the Republican leadership of the House and Senate and myself last Thursday. The bill was amended in the Senate last Friday, April 6th, and I presume was in print on that date.

The amendments are quite complicated inasmuch as they redefine the term "manufacture" and "use". Upon going over these thoroughly today and conferring with the administration, it has developed that the administration is not at all pleased with the wording of some of these amendments because of the fact that certain things which were not intended to be excluded from tax would be excluded under the present understanding of the terms included in these amendments.

Therefore, it has become necessary to ask the House to non-concur in these amendments in order that this might be put into a conference committee, which will immediately go to work tomorrow morning to have this bill drafted in the manner which was intended by both the Senate and the House.

We are not now speaking about the correctional amendments which were made by the House last week relative to the stamp plan, and things of that kind, but we are speaking about some things that are quite fundamental in the original intention of what should be included and what should be excluded.

I do not want the membership to feel that they have been dealt with unfairly in being asked to come today. This was a working session because it was fully believed by all of us that these amendments would be in such shape that we could vote on them and either adopt or reject them today.

I assure you it was not anybody's intention to have a situation arise such as has arisen. You must bear in mind the fact that these amendments are quite complicated and one or two words in the wrong place, or the use of a wrong word, can mean millions of dollars of revenue under this tax law. That is the reason why we are asking you today to non-concur.

The Attorney General has assigned two of his deputies today to immediately start working on what the administration considers proper wording for some of these things. It is necessary that the conferees of both the House and the Senate, whoever they are, meet with these people and the Attorney General and try to work out some common agreement as to what words should be used to put into effect the intentions of the membership of the House and Senate.

We must also remember that unless the Governor is willing to sign this bill, or at least not veto it, we will be back to the law as it was passed originally by us and by the Senate. I think many of us believe that that is not too satisfactory.

We should be ready with this report by the end of the week, but it is impossible now to inform you when we will have the next working day in order to pass on this measure. Our plans are, as they were before to have consent sessions from now until the end of April. Obviously it is going to be necessary to ask you to come one day at least when these things have all been agreed upon to pass on the amendments. When that will be, I cannot tell. I do not know whether it will be Monday of next week on Thursday of next week, but you will be advised in plenty of time what the day will be.

So I am asking every Member to vote to non-concur in order that we may carry out the intentions of this Legislature.

Mr. CHARLES C. SMITH. Mr. Speaker, I am trying today to speak with no temper in my voice, but it is a rather difficult thing, in my estimation, to do.

It seems again that the Majority Leader and every Member of this House is being put on the spot by the Governor and his friends in the Attorney General's office.

I possibly could agree with the gentleman in what he just said that some of the things do not mean what we intended. I do not think there is any doubt about that. I think there is some doubt as far as the grammar is concerned, but I cannot agree with anybody but that the Attorney General's job should have been to have worked with this bill. We have kept no secrets from them. They had since last Friday to find out what they were going to do, and until 3:15 o'clock today everybody was in ignorance.

It seems to me a disgrace to bring 210 men and women in here, some of them from many miles, when they should be doing other things, and then at 3:15 tell them there are some grammatical errors, or some other things, which would not do what they intended to do.

In the meantime there are no intimations by the Attorney General's office as to how this tax is to be interpreted. None whatsoever.

We have gone through this thing. This is the second time we have had to do so at the whim of one man, bring the House here and then be disappointed. All you

have to do is look back about three or four months to the compromise tax program when we had it right up to the point of passage and again one man said, "Well I have changed my mind," or, "I have not looked it up," or, "It does not do what I say," and, bingo, out the window it goes.

I think there must be an end to it, Mr. Speaker. If the Attorney General's office wants to cooperate, let them start cooperating today. They had an entire week-end during which telegrams could have been sent out. They had the last three or four weeks when Mr. Readinger and myself were working on this bill. We have not kept this a secret.

In all fairness to your Majority Leader, I think he has done everything humanly possible to get it through. I think again an unbearable burden has been placed upon him. He has kept his promise in everyway possible, but it just seems there are some individuals somewhere today in high position of government who are going to try to make this tax just as chaotic and as tough to work as possible.

I am perfectly willing to work, and your Majority Leader is perfectly willing to work, but I want assurance from somebody. I must pin it back on your unfortunate Majority Leader to get some kind of time schedule either from the Governor's office or the Attorney General's office as to when they are going to sit down and work and how they are going to work, so that we can tell you Members when we are going to come in here and really mean it.

I do not think it is fair to bring you in here. I think it is the most unfair thing that has happened. We have a wasted day again on a tremendously important bill. In the meantime the merchants and the people of Pennsylvania just do not know what to do.

If they are playing politics, we are going to start playing politics too. I do not know why it is being done, you form your own opinion, but if the Attorney General is not fit to be in office, or his men are not capable to work this thing out and do it on a definite time schedule, let the Revenue Department or somebody else do it, because I personally am getting sick and tired of coming here and having a lot of weak excuses that time has not been available.

I would like to ask Mr. Readinger if he would get from the Attorney General as soon as possible a time schedule as to when he will sit down with us, instead of sending a man like he did the last time who read the newspapers throughout the entire conference; a man who will work, or if he himself is willing to come in, so we can get this thing done as soon as possible, and let the vendors and the merchants of this state know what they are doing, because at this point nobody seems to know.

The interrogation is, when can we definitely get a statement from the Attorney General as to when he will sit down with us so these amendments may suit him and the Governor?

Mr. READINGER. Mr. Speaker, in answer to the gentleman's last question, I would say we do not intend to ask the Attorney General when the amendments suit him; we are interested in whether the amendments will suit the Governor. There will be a meeting tomorrow, at least with two deputies of the Attorney General, and if I can bring it about the Attorney General himself will meet with us.

It is my hope that within the next two days this disputed section of the bill can be ironed out so that before Thursday of this week we should know pretty definitely which amendments can be agreed upon and which cannot be agreed upon.

Mr. CHARLES C. SMITH. Can I ask the Attorney General, interrogate the—I humbly beg your pardon. I am very sorry, I do not know how to apologize for that last crack, Mr. Majority Leader.

Mr. READINGER. I am flattered.

Mr. CHARLES C. SMITH. Believe me, don't be flattered. May I ask the Majority Leader, I do not want to put him on the spot, but I know his answer, there will be no radical changes. But there have been ugly rumors going around again that the Attorney General after he gets this bill to the Governor or after he gets it into a Conference Committee, he might again suggest some changes or the pulling out of the stamp plan. I assume that is not even to be considered. Am I right on that?

Mr. READINGER. As far as the membership on this side of the House is concerned, that is not to be considered. We made a commitment on the floor of the House and we intend to keep it no matter how it may hurt us.

Mr. CHARLES C. SMITH. I knew that would be your answer, and I just want to thank you again. I just wanted to clear up some of those rumors.

Mr. READINGER. Mr. Speaker, the Minority Leader made an excellent speech as usual, but I say he is very unfair to the Governor and the Attorney General on the things which have developed here.

I believe I mentioned a minute ago that some of these amendments which are now in the bill were not finally completed until last Thursday.

I know that the bill was not in print until Friday, when the Senate reported it out from Committee as amended. I know that the Attorney General did not see the amendments at least until last Friday.

The way the gentleman from Philadelphia speaks we could just send telegrams, or he could, to the various Members saying, "Do not bother coming in on Monday, because things will not be ready for you vote on." It just does not happen that way.

We had to get those letters off to you Members last Thursday or Friday morning telling you that our plans were for a working day today and that we expected the sales tax amendments to be ready to be voted upon. We did that in good faith. We could not let the communication go longer than that or you would not have known what plans to make for this week.

I think the gentleman has been too critical of the Governor and the Attorney General. I do not think they are playing politics. I feel sure the Governor intends to go along with the spirit of the intention back of the passage of this sales tax law. It does involve millions of dollars of revenue, and for the Governor's office to say, "Go ahead and pass anything you want, we will sign it," is asking too much.

I think we will be able to work this out satisfactorily. Certainly we should amend this in accordance with our own intentions, but it is not an easy job to do.

You will recall the gentleman from Philadelphia, Mr. Smith, his advisers and several other people were working

on these amendments for at least two weeks, and it took two weeks of hard work to get them whipped into the shape they finally had them when we passed the bill last week.

We ask your indulgence. We know you want to get back home and campaign. We will try not to interfere with that too much, but it will be necessary to call the House back in full session within the next week or ten days. We will advise you then.

In the meantime, I think we should not be too critical of the Governor or the Attorney General in this matter, because they too have a lot of problems to wrestle with, and they could not see these amendments before they are printed, which was last Friday.

Mr. VARNER. Mr. Speaker, I desire to make a brief statement and to interrogate the Majority Leader.

The SPEAKER. Does the gentleman desire to interrogate the Majority Leader before his statement?

Mr. VARNER. Mr. Speaker, I would like to make the statement that last Thursday I asked the Majority Leader if he had some sort of proof that we would have these sales tax amendments to act upon today. He gave me as much assurance as he could, but of course the thing has blown up in his face.

I would like to ask the question, what specifically is objected to in House Bill 2101, Printer's No. 1703? I think it is only fair to tell the Members, to tell the people of Pennsylvania, what the Governor is objecting to in the bill as it stands now.

Mr. READINGER. Mr. Speaker, perhaps I should not do it, but I will.

I will point out to him that on page 9 of the bill on line 17 there are some underlined words. The particular words read as follows, and this relates to personal property, which is tax exempt, because all these words relate to things that are excluded from the definition of the word "use," and it is "use" upon which we are imposing the tax. This would be excluded, "tangible personal property * * * used * * * in the producing delivering or rendering of a public utility service" now these are the words which were inserted as late as last Friday—"or any service if in the latter case such service is subject to regulation by the Public Utility Commission of the Commonwealth of Pennsylvania or the Interstate Commerce Commission."

If a trucking company, which is under a PUC certificate, decides to build a $50,000 garage to replace one that is falling down, or one they do not want to use any longer, the way that is worded all the materials going into that building would be tax exempt, because it is used in the rendering of a public service which is under the PUC. That was never intended by anybody, as far as I know, and it would run into much money it could run into millions of dollars, or hundreds of thousands of dollars. That is just one instance. I say there are several others where the words used simply exclude something that nobody intended to exclude.

Mr. VARNER. Thank you, Mr. Readinger. I am willing to listen to the others, to the other instances. I thank you for that because that straightens that one thing out.

Mr. READINGER. You will not hear any of the other instances from me at the present time, because I do not think we should take them up at this time. It is unfortunate that any of these have crept in to distort our original intentions, but the fact is it is there.

I am not prepared now and do not choose to discuss in detail other objections which the administration might have. But I repeat, unless the Governor is willing to sign the bill we finally pass, we are back to the law we passed before, and in my opinion it is not a satisfactory law because it is too vague.

Mr. VARNER. Mr. Speaker, I would like to make another statement.

I think with all the great brains in the Attorney General's office they are groping, failing, and falling on their faces. I think it is about time they get on the ball and do something.

Mr. READINGER. Mr. Speaker, I think the gentleman means well, but he certainly is not expressing himself well.

I might point out to him that all these amendments have been drafted by and under the direction, and with the consent and assistance of his own Minority Leader and many others who are high in his party.

As I stated weeks ago we wanted the amendments drafted by the Republican membership. We had no hand in the drafting of them. I never at any time asked the Attorney General to draft the amendments. I did ask for advice from time to time concerning them. If the gentleman wants to criticize the draftmanship of these amendments to carry out the intention of both his side and our side, then he should not criticize the Attorney General but he should criticize his own people. I certainly am not asking him to do that.

Unless the gentleman had sat with us and wrestled with some of these phrases, and definitions, and so forth, unless he had done that, he would not begin to know how complicated the thing is.

I say, I think he meant well. He likes to critize the opposition, which is always a good fundamental policy, but he is speaking out of turn when he says what he said just now.

PARLIAMENTARY INQUIRY

Mr. LIPPINCOTT. I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it

Mr. LIPPINCOTT. Mr. Speaker, since the Members of this House can make the Rules of the House, could the Membership agree to poll itself in absentia on these sales tax amendments?

The SPEAKER. Not officially.

Mr. LIPPINCOTT. Could the House by unanimous action today under special order of business agree that the Majority and Minority Leaders would state on the record the votes, so that we would not have to come back here another day?

The SPEAKER. No, not if a single Member raised an objection.

Mr. LIPPINCOTT. I said, if it was by unanimous vote today, could that be done.

The SPEAKER. Not officially. The answer is "no."

Mr. LIPPINCOTT. As a practical matter, can it be done?

The SPEAKER. The Chair has noted at various times during his time here on the Hill it has so happened that things have worked out that way, but not as a result of official action. There have been times when the Chair has imagined that men were voted who were not in the

Hall of the House. Now and then that has happened; it might happen again.

Mr. LIPPINCOTT. Then I ask leave to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, could it happen again?

Mr. READINGER. Off the record, it might.

Mr. Speaker, this is a working day and I am glad the ladies and gentlemen are here working. There are other bills on the third reading calendar to which I would like to return. I am sure we can carry on a great deal more business while we are here today, without delaying the membership unduly.

Mr. AUKER. Mr. Speaker, I desire to address the House very briefly on the queries which were just made by the gentleman from Delaware and the replies by the gentleman from Berks, the Majority Floor Leader, and by the Speaker.

I shall be one to object to anything whatsoever of a controversial nature being passed on a consent calendar day. It is not good.

Mr. READINGER. Mr. Speaker, perhaps I misunderstood the question of the gentleman from Delaware, but if I did and my answer conveyed the idea we would pass anything on a consent calendar day which was not consented to by the Membership generally, I want to correct the gentleman's impression. When we have a consent calendar we will either know the thing is consented to or we will not pass it at all.

Mr. LIPPINCOTT. Mr. Speaker, I think the gentleman did misunderstand my question, because I asked if the House could be polled in absentia so that the exact wishes of the membership could be determined and put in the record—

The SPEAKER. The answer was "no."

Mr. LIPPINCOTT. That is correct.

Mr. VAUGHAN. Mr. Speaker, last week the Majority Leader told us we would be back here for one full working day. We also received a letter to the effect that we would be here for one working day. On the only roll call we had today that I think was genuine there were 158 present, it was an 89 to 69 vote.

What I would like to know—after all, I would like to be home campaigning too, I have opposition—those fifty-some who are not here, are they going to be here when that extra day is called? Why not bring them in here? They are no different than we are.

The SPEAKER. The Chair would say to the gentleman from Allegheny that it is always within the province of the House, it is not within the province of the Speaker, to require the attendance of the absentees who are absent without leave. Since the beginning of the year the Chair has pointed out that fact.

On the question recurring,

Will the House agree to the motion?

The motion was agreed to and the amendments were not concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof * * * and providing penalties" providing additional disability and superannuation retirement allowances.

On the question,

Will the House agree to the bill on third reading?

Mr. POLEN. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section 3, page 4, line 11, by striking out "January 1, 1957" and inserting in lieu thereof: "September 1 one thousand nine hundred fifty-six."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 980, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for supervisors of industrial education and for their compensation and that of supervisors of agriculture and of homemaking.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

Shall the bill pass finally?

Mr. SARRAF. Am I in order to ask a question?

The SPEAKER. The gentleman is in order.

Mr. SARRAF. Are we on House Bill 980 on page 8?

The SPEAKER. That is right.

Mr. SARRAF. Printer's No. 1673?

The SPEAKER. That is right.

Mr. SARRAF. I thought the leadership was going to hold those bills over, Nos. 980 and 981.

The SPEAKER. Does the gentleman from Allegheny desire to interrogate the Majority Leader?

Mr. SARRAF. I do, Mr. Speaker.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. SARRAF. I understand, Mr. Speaker, that House Bills 980 and 981 were to be held over today?

Mr. READINGER. I did not understand it to be that way, but I will be glad to have them passed over if the gentleman so desires. Mr. McCann is here. I did not know anybody wanted them passed over.

Mr. Speaker, may I interrogate the gentleman from Allegheny?

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. SARRAF. I shall, Mr. Speaker.

I just received some information. I desire to apologize for taking up the time of the House.

Mr. READINGER. These are not social security bills, that is what the gentleman is interested in.

Mr. SARRAF. That is all right, I am interested in those too. I will withdraw my objection, Mr. Speaker.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—187

Agnew,	Gaffney,	Mahan,	Sarraf,
Amarando,	Garlock,	Markley,	Scarcelli,
Anderson, M. S.,	Gelfand,	Maxwell,	Schuster,
Anderson, S. A.,	George,	McCann,	Sherman,
Auker,	Gibb,	McCormack,	Smith, C. C.,
Banker,	Gibson,	McGee,	Smith, Wm. B.,
Barnatovich,	Goldstein,	McKeever,	Snider,
Bazin,	Greenwood,	McLaughlin,	Stank,
Bell,	Guss,	Meholchick,	Stebbins,
Boles,	Guthrie,	Metz,	Steckel,
Bonner,	Hamilton, R. K.,	Mihm,	Stevenson,
Boory,	Hass,	Mikula,	Stone,
Bower,	Haudenshield,	Miller,	Stoner,
Branca,	Heavey,	Monroe,	Strausser,
Breisch,	Helm,	Moody,	Stroup,
Brennan, A. P.,	Hewitt,	Moscrip,	Swartz,
Brennan, J. J.,	Hocker,	Muldowney,	Taylor,
Brenninger,	Holt,	Mullen,	Thomas,
Breth,	Horst,	Munley,	Thompson,
Bucchin,	Houk,	Murphy,	Toll,
Bullen,	Isaacs,	Murray, H. P.,	Tompkins,
Capano,	Jenkins,	Murray, J. J.,	Toomey,
Cianfrani,	Johnson,	Murray, P. G.,	Varallo,
Cioffi,	Jones, G. E.,	Musto,	Varner,
Cochran,	Jones, T. H. W.,	Naugle,	Vaughan,
Comer,	Jump,	Needham,	Verona,
Cooper,	Kamyk,	Ogilvie,	Wall,
Curwood,	Kehler,	O'Neil,	Wallace,
Davis,	Keller,	Pacchioli,	Walsh,
Donahue,	Kent,	Parry,	Wargo,
Donaldson,	Kline,	Pashley,	Waterhouse,
Dougherty,	Kolankiewicz,	Paulhamus,	Weidner,
Down,	Kooker,	Petrosky,	Welsh,
Eilberg,	Kornick,	Pettigrew,	Wescott,
Erb,	Kratz,	Polaski,	Wheeler,
Eshleman,	Kromer,	Polen,	Whitenight,
Ewing,	Lafore,	Pomeroy,	Willaredt,
Farabaugh,	Leiby,	Price,	Williams,
Filo,	Leonard,	Pursley,	Wilt,
Fineman,	Leven,	Readinger,	Wood,
Flint,	Light,	Reibman,	Worley,
Floyd,	Limper,	Renwick,	Yetter,
Flynn,	Lippincott,	Rigby,	Yetzer,
Foster,	Lopresti,	Rosen,	Young,
Frank,	Lovett,	Rovansek,	Ziegler,
Frascella,	Lutty,	Royer,	Andrews,
Frost,	Magee,	Rudisill,	Speaker

NAYS—6

Ashton,	Ehrgood,	Knecht,	Moran,
Brown,	Henzel,		

NOT VOTING—14

Adam,	Gramlich,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rubin,
Connelly,	Leisey,	Mills,	Sigman,
		Olsen,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 981, entitled:

An Act amending the "Public School Code of 1949" * * * removing the limitation on the maximum compensation payable by the Commonwealth for vocational extension classes and permitting the payment of the full cost of certain vocational training courses and providing for the revision of the budget in such cases.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MOSCRIP. Mr. Speaker, I desire to interrogate Mr. McCann, one of the sponsors of this bill.

The SPEAKER. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, I would ask the gentleman whether this will increase or decrease the amount of money to be paid to the districts as subsidies by the Commonwealth?

Mr. McCANN. Mr. Speaker, this will increase the amount of money, but the bill is written in such a manner that it will increase the amount of Federal money coming to the Department of Public Instruction of the Commonwealth of Pennsylvania, which in turn will not cost the Commonwealth any money at all.

Mr. MOSCRIP. Mr. Speaker, am I to understand, then, that the Federal Government picks up the entire check on this bill?

Mr. McCANN. According to the resume of House Bill 981 issued by the Department of Public Instruction, this bill is written in such a manner as to receive a greater amount of Federal funds for the Commonwealth of Pennsylvania, that is right.

Mr. MOSCRIP. Mr. Speaker, I do not think the gentleman quite answered my question. I asked him if the Federal Government paid all the money on this or, to put it another way, is the Commonwealth obligated for any increase at all?

Mr. McCANN. The answer I might give you is that the Commonwealth is not obligated to an increase in the funds from state money. Is that your question?

Mr. MOSCRIP. Is that true for future bienniums besides this one?

Mr. McCANN. Mr. Speaker, I cannot answer for future bienniums. I am positive of the present biennium.

Mr. MOSCRIP. Mr. Speaker, what I am trying to get at is this: is this one of those devices where the local district picks up the bill for the first biennium and then later reimbursement takes place? Is there anything in this bill which would operate to obligate the Commonwealth in that manner?

Mr. McCANN. I would have to give you an opinion there. I believe that it does not, but I have not asked that specific question.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Garlock,	Mahan,	Sarraf,
Amarando,	Gelfand,	Markley,	Scarcelli,
Anderson, M. S.,	George,	Maxwell,	Schuster,
Anderson, S. A.,	Gibb,	McCann,	Sherman,
Auker,	Gibson,	McCormack,	Smith, C. C.,

Banker,	Goldstein,	McGee,	Smith, Wm. B.,
Barnatovich,	Greenwood,	McKeever,	Snider,
Bazin,	Guss,	McLaughlin,	Stank,
Bell,	Guthrie,	Meholchick,	Stebbins,
Boies,	Hamilton, R. K.,	Metz,	Steckel,
Bonner,	Hass,	Mihm,	Stevenson,
Boory,	Haudenshield,	Mikula,	Stone,
Bower,	Heavey,	Miller,	Stoner,
Branca,	Helm,	Monroe,	Strausser,
Breisch,	Henzel,	Moody,	Stroup,
Brennan, A. P.,	Hewitt,	Moran,	Swartz,
Brennan, J. J.,	Hocker,	Moscrip,	Taylor,
Brenninger,	Holt,	Muldowney,	Thomas,
Breth,	Horst,	Mullen,	Thompson,
Bucchin,	Houk,	Munley,	Toll,
Bullen,	Isaacs,	Murphy,	Tompkins,
Capano,	Jenkins,	Murray, H. P.,	Toomey,
Cianfrani,	Johnson,	Murray, J. J.,	Varallo,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varner,
Cochran,	Jones, T. H. W.,	Musto,	Vaughan,
Comer,	Jump,	Naugle,	Verona,
Cooper,	Kamyk,	Needham,	Wall,
Curwood,	Kehler,	Ogilvie,	Wallace,
Davis,	Keller,	O'Neil,	Walsh,
Donahue,	Kent,	Pacchioli,	Wargo,
Donaldson,	Kline,	Parry,	Waterhouse,
Dougherty,	Knecht,	Pashley,	Weidner,
Down,	Kolankiewicz,	Paulhamus,	Welsh,
Eilberg,	Kooker,	Petrosky,	Wescott,
Erb,	Kornick,	Pettigrew,	Wheeler,
Eshleman,	Kratz,	Polaski,	Whitenight,
Ewing,	Kromer,	Polen,	Willaredt,
Farabaugh,	Lafore,	Pomeroy,	Williams,
Filo,	Leiby,	Price,	Wilt,
Fineman,	Leonard,	Pursley,	Wood,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Renwick,	Yetzer,
Foster,	Lippincott,	Rigby,	Young,
Frank,	Lopresti,	Rosen,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker
Gaffney,	Magee,	Rudisill,	

NAYS—3

Ashton,	Brown,	Ehrgood,	

NOT VOTING—14

Adam,	Gramlich,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rubin,
Connelly,	Leisey,	Mills,	Sigman,
		Olsen,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2092, entitled:

An Act to further amend section seven of the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 524) entitled "An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania demaged or destroyed by fire or other casualty and regulating the placing of insurance thereon and providing penalties for any violation of the provisions of this act" by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—186

Agnew,	Frost	Markley,	Sarraf,
Amarando,	Gaffney,	Maxwell,	Scarcelli,
Anderson, M. S.,	Garlock,	McCann,	Schuster,
Anderson, S. A.,	Gelfand,	McCormack,	Sherman,
Ashton,	George,	McGee,	Smith, C. C.,
Auker,	Gibb,	McKeever,	Smith, Wm. B.,
Barnatovich,	Gibson,	McLaughlin,	Snider,
Bazin,	Goldstein,	Meholchick,	Stank,
Boies,	Guss,	Metz,	Stebbins,
Bonner,	Guthrie,	Mihm,	Steckel,
Boory,	Hamilton, R. K.,	Mikula,	Stevenson,
Bower,	Hass,	Miller,	Stone,
Branca,	Haudenshield,	Monroe,	Stoner,
Breisch,	Heavey,	Moody,	Strausser,
Brennan, A. P.,	Helm,	Moran,	Stroup,
Brennan, J. J.,	Henzel,	Moscrip,	Swartz,
Brenninger,	Hewitt,	Muldowney,	Taylor,
Breth,	Holt,	Mullen,	Thomas,
Brown,	Horst,	Munley,	Thompson,
Bucchin,	Houk,	Murphy,	Toll,
Bullen,	Jenkins,	Murray, H. P.,	Tompkins,
Capano,	Johnson,	Murray, J. J.,	Toomey,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Varallo,
Cioffi,	Jones, T. H. W.,	Musto,	Varner,
Cochran,	Jump,	Naugle,	Vaughan,
Comer,	Kamyk,	Needham,	Verona,
Cooper,	Kehler,	Ogilvie,	Wall,
Curwood,	Keller,	O'Neil,	Wallace,
Davis,	Kent,	Pacchioli,	Walsh,
Donahue,	Kline,	Parry,	Wargo,
Donaldson,	Knecht,	Pashley,	Waterhouse,
Dougherty,	Kolankiewicz,	Paulhamus,	Weidner,
Down,	Kooker,	Petrosky,	Welsh,
Eilberg,	Kornick,	Pettigrew,	Wescott,
Erb,	Kratz,	Polaski,	Wheeler,
Eshleman,	Kromer,	Polen,	Whitenight,
Ewing,	Lafore,	Pomeroy,	Willaredt,
Farabaugh,	Leiby,	Price,	Williams,
Filo,	Leonard,	Pursley,	Wilt,
Fineman,	Leven,	Readinger,	Wood,
Flint,	Light,	Reibman,	Worley,
Floyd,	Limper,	Renwick,	Yetzer,
Flynn,	Lopresti,	Rigby,	Yetter,
Foster,	Lovett,	Rosen,	Young,
Frank,	Lutty,	Rovansek,	Ziegler,
Frascella,	Magee,	Royer,	Andrews,
[illegible]	Mahan,	Rudisill,	Speaker

NAYS—7

Banker,	Ehrgood,	Hocker,	Lippincott,
Bell,	Greenwood,	Isaacs,	

NOT VOTING—14

Adam,	Gramlich,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rubin,
Connelly,	Leisey,	Mills,	Sigman,
	[illegible]	Olsen,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2094, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing the provisions for the determination of projects in hardship cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Frost,	Lutty,	Royer,
Amarando,	Gaffney,	Magee,	Rudisill,
Anderson, M. S.,	Garlock,	Mahan,	Scarcelli,
Anderson, S. A.,	Gelfand,	Markley,	Sarraf,
Ashton,	George,	Maxwell,	Schuster,
Auker,	Gibb,	McCann,	Sherman,
Banker,	Gibson,	McCormack,	Smith, C. C.,
Barnatovich,	Goldstein,	McGee,	Smith, Wm. B.,
Bazin,	Greenwood,	McKeever,	Snider,
Bell,	Guss,	McLaughlin,	Stank,
Boles,	Guthrie,	Meholchick,	Stebbins,
Bonner,	Hamilton, R. K.,	Metz,	Steckel,
Boory,	Hass,	Mihm,	Stevenson,
Bower,	Haudenshield,	Mikula,	Stone,
Branca,	Heavey,	Miller,	Stoner,
Breisch,	Helm,	Monroe,	Strausser,
Brennan, A. P.,	Henzel,	Moody,	Stroup,
Brennan, J. J.,	Hewitt,	Moran,	Swartz,
Brenninger,	Hocker,	Moscrip,	Taylor,
Breth,	Holt,	Muldowney,	Thomas,
Brown,	Horst,	Mullen,	Thompson,
Bucchin,	Houk,	Munley,	Toll,
Bullen,	Isaacs,	Murphy,	Tompkins,
Capano,	Jenkins,	Murray, H. P.,	Toomey,
Cianfrani,	Johnson,	Murray, J. J.,	Varallo,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varner,
Cochran,	Jones, T. H. W.,	Musto,	Vaughan,
Comer,	Jump,	Naugle,	Verona,
Cooper,	Kamyk,	Needham,	Wall,
Curwood,	Kehler,	Ogilvie,	Wallace,
Davis,	Keller,	O'Neil,	Walsh,
Donahue,	Kent,	Pacchioli,	Wargo,
Donaldson,	Kline,	Parry,	Waterhouse,
Dougherty,	Knecht,	Pashley,	Weidner,
Down,	Kolankiewicz,	Paulhamus,	Welsh,
Ehrgood,	Kooker,	Petrosky,	Wescott,
Eilberg,	Kornick,	Pettigrew,	Wheeler,
Erb,	Kratz,	Polaski,	Whitenight,
Eshleman,	Kromer,	Polen,	Willaredt,
Ewing,	Lafore,	Pomeroy,	Williams,
Farabaugh,	Leiby,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Renwick,	Yetzer,
Flynn,	Lippincott,	Rigby,	Young,
Foster,	Lopresti,	Rosen,	Ziegler,
Frank,	Lovett,	Rovansek,	Andrews,
Frascella,			Speaker

NAYS—0

NOT VOTING—14

Adam,	Gramlich,	McInroy	Reidenbach,
Blair,	Lawyer,	McWherter,	Rubin,
Connelly,	Leisey,	Mills,	Sigman,
		Olsen,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 574, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift the Old Brown's Mill building and project in Antrim Township Franklin County and providing for its maintenance and control.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Frascella,	Lutty,	Rudisill,
Amarando,	Frost,	Magee,	Sarraf,
Anderson, M. S.,	Gaffney,	Mahan,	Scarcelli,
Anderson, S. A.,	Garlock,	Markley,	Schuster,
Ashton,	Gelfand,	Maxwell,	Sherman,
Auker,	George,	McCann,	Smith, C. C.,
Banker,	Gibb,	McCormack,	Smith, Wm. B.,
Barnatovich,	Gibson,	McGee,	Snider,
Bazin,	Goldstein,	McKeever,	Stank,
Bell,	Greenwood,	McLaughlin,	Stebbins,
Boles,	Guss,	Meholchick,	Steckel,
Bonner,	Guthrie,	Metz,	Stevenson,
Boory,	Hamilton, R. K.,	Mihm,	Stone,
Bower,	Hass,	Mikula,	Stoner,
Branca,	Heavey,	Miller,	Strausser,
Breisch,	Helm,	Monroe,	Stroup,
Brennan, A. P.,	Henzel,	Moody,	Swartz,
Brennan, J. J.,	Hewitt,	Moran,	Taylor,
Brenninger,	Hocker,	Moscrip,	Thomas,
Breth,	Holt,	Muldowney,	Thompson,
Brown,	Horst,	Mullen,	Toll,
Bucchin,	Houk,	Munley,	Tompkins,
Bullen,	Isaacs,	Murphy,	Toomey,
Capano,	Jenkins,	Murray, H. P.,	Varallo,
Cianfrani,	Johnson,	Murray, J. J.,	Varner,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Vaughan,
Cochran,	Jones, T. H. W.,	Musto,	Verona,
Comer,	Jump,	Naugle,	Wall,
Cooper,	Kamyk,	Needham,	Wallace,
Curwood,	Kehler,	Ogilvie,	Walsh,
Davis,	Keller,	O'Neil,	Wargo,
Donahue,	Kent,	Pacchioli,	Waterhouse,
Donaldson,	Kline,	Parry,	Weidner,
Dougherty,	Knecht,	Pashley,	Welsh,
Down,	Kolankiewicz,	Paulhamus,	Wescott,
Ehrgood,	Kooker,	Petrosky,	Wheeler,
Eilberg,	Kornick,	Pettigrew,	Whitenight,
Erb,	Kratz,	Polaski,	Willaredt,
Eshleman,	Kromer,	Polen,	Williams,
Ewing,	Lafore,	Pomeroy,	Wilt,
Farabaugh,	Leiby,	Price,	Wood,
Filo,	Leonard,	Pursley,	Worley,
Fineman,	Leven,	Readinger,	Yetter,
Flint,	Light,	Reibman,	Yetzer,
Floyd,	Limper,	Renwick,	Young,
Flynn,	Lippincott,	Rigby,	Ziegler,
Foster,	Lopresti,	Rosen,	Andrews,
Frank,	Lovett,	Rovansek,	Speaker
		Royer,	

NAYS—1

Haudenshield,

NOT VOTING—14

Adam,	Gramlich,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rubin,
Connelly,	Leisey,	Mills,	Sigman,
		Olsen,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 986, entitled:

An Act amending the act of July 20 1953 (P. L. 550) entitled "An act providing for and regulating the annexation of parts of a second class township to boroughs cities and townships" fixing the time when annextion takes effect and further providing for the payment of costs.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOPRESTI. I would like to have an explanation,

Mr. Speaker, on this partcular bill, what it proposes to do. While I can understand part of it, another part of it I cannot understand. If there is someone in the House who can give us an explanation, I will appreciate it.

The SPEAKER. Can the gentleman from McKean, Mr. Johnson, explain Senate Bill 986?

Mr. JOHNSON. Mr. Speaker, I believe I can give just a thumbnail explanation of it.

As I understand the bill, before annexation can take effect the costs of the annexation, the charges to the municipalities by reason of the annexation under existing law, must all be paid before the annexation can take effect.

Then I think there is a provision in the bill for payment of $150 to commissioners in the event of a protracted negotiation.

Mr. LOPRESTI. Mr. Speaker, does not this bill also mention approval by the court, the new part of the law?

Mr. JOHNSON. The gentleman could be correct, but my digest of the bill does not indicate that.

I would like to yield to the Chairman of the Committee that brought the bill out for a further explanation of the bill.

The SPEAKER. From what Committee did the bill emanate?

Mr. LOPRESTI. I do not know, but I would presume Townships.

The SPEAKER. The Chair recognizes the Majority Leader, the Chairman of the Committee on Rules, which reported the bill out.

Mr. LOPRESTI. Mr. Speaker, if this is the same bill I am thinking about, I have not had a chance to look at it since it was called up so quickly, one of the amendments added to the present law the words "whenever approved by the court," or some such words.

It is my understanding that at the present time approval of the court is not necessary when part of a township is being annexed to a borough or to a city. It would seem that this bill, while on the surface it appears to talk about the costs involved, also brings in the necessity for approval by the court. I want to know if that is the intention?

Mr. READINGER. Mr. Speaker, do I understand that Mr. Johnson could not answer the question?

The SPEAKER. He referred it to another lawyer.

Mr. READINGER. Mr. Speaker, I see dozens of lawyers. Does anyone want to volunteer?

The SPEAKER. The Chair wonders would there happen to be a judge in the Hall of the House?

Mr. AUKER. Mr. Speaker, as I read the bill, the Court must now approve of the annexation, and the amendment added to the bill refers to the date of annexation. As I read the bill on the last page, the way the bill reads, there is a definite implication that the court must approve of the annexation.

This particular amendment does not change that part of the law, it is already that way.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. READINGER. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 235

Mr. CAPANO. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 235.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 235, entitled: An Act amending the act of June 21, 1939 (P. L. 566) entitled

"An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" by including tuberculosis within the meaning of the term occupational disease, in the occupation of nursing or auxiliary services.

Respectfully submit the following bill as our report:

WILLIAM Z. SCOTT,
WILLIAM J. LANE,
A. R. PECHAN,
(Committee on the part of the Senate).

BLAINE C. HOCKER,
PHILIP LOPRESTI,
A. V. CAPANO,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Frost,	Lutty,	Rudisill,
Amarando,	Gaffney,	Magee,	Sarraf,
Anderson, M. S.,	Garlock,	Mahan,	Scarcelli,
Anderson, S. A.,	Gelfand,	Markley,	Schuster,
Ashton,	George,	Maxwell,	Sherman,
Auker,	Gibb,	McCann,	Smith, C. C.,
Banker,	Gibson,	McCormack,	Smith, Wm. B.,
Barnatovich,	Goldstein,	McGee,	Snider,
Bazin,	Greenwood,	McKeever,	Stank,
Bell,	Guss,	McLaughlin,	Stebbins,
Boies,	Guthrie,	Meholchick,	Steckel,
Bonner,	Hamilton, R. K.,	Metz,	Stevenson,
Boory,	Hass,	Mihm,	Stone,
Bower,	Haudenshield,	Mikula,	Stoner,
Branca,	Heavey,	Miller,	Strausser,
Breisch,	Helm,	Monroe,	Stroup,
Brennan, A. P.,	Henzel,	Moody,	Swartz,
Brennan, J. J.,	Hewitt,	Moran,	Taylor,
Brenninger,	Hocker,	Moscrip,	Thomas,
Breth,	Holt,	Muldowney,	Thompson,
Brown,	Horst,	Mullen,	Toll,
Bucchin,	Houk,	Munley,	Tompkins,
Bullen,	Isaacs,	Murphy,	Toomey,
Capano,	Jenkins,	Murray, H. P.,	Varallo,
Cianfrani,	Johnson,	Murray, J. J.,	Varner,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Vaughan,
Cochran,	Jones, T. H. W.,	Musto,	Verona,
Comer,	Jump,	Naugle,	Wall,
Cooper,	Kamyk,	Needham,	Wallace,
Curwood,		Ogilvie,	Walsh,

Davis,	Kehler,	O'Neil,	Wargo,
Donahue,	Keller,	Pacchioli,	Waterhouse,
Donaldson,	Kent,	Parry,	Weidner,
Dougherty,	Kline,	Pashley,	Welsh,
Down,	Knecht,	Paulhamus,	Wescott,
Ehrgood,	Kolankiewicz,	Petrosky,	Wheeler,
Eilberg,	Kooker,	Pettigrew,	Whitenight,
Erb,	Kornick,	Polaski,	Willaredt,
Eshleman,	Kratz,	Polen,	Williams,
Ewing,	Kromer,	Pomeroy,	Wilt,
Farabaugh,	Lafore,	Price,	Wood,
Filo,	Leiby,	Pursley,	Worley,
Fineman,	Leonard,	Readinger,	Yetter,
Flint,	Leven,	Reibman,	Yetzer,
Floyd,	Light,	Renwick,	Young,
Flynn,	Limper,	Rigby,	Ziegler,
Foster,	Lippincott,	Rosen,	Andrews,
Frank,	Lopresti,	Rovansek,	Speaker
Frascella,	Lovett,	Royer,	

NAYS—0

NOT VOTING—14

Adam,	Gramlich,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rubin,
Connelly,	Leisey,	Mills,	Sigman,
		Olsen,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and this report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 835

Mr. WHEELER. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 835.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 835, entitled: An Act amending the act of August 9, 1955 (Act No. 130) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in third and fourth class counties and prescribing their duties

Respectfully submit the following bill as our report:

ALBERT E. MADIGAN,
CHARLES R. MALLERY,
JO HAYS,
(Committee on the part of the Senate.)

ROBERT WHEELER, JR.,
HARRIS G. BRETH,
EDWIN W. TOMPKINS,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—193

Agnew,	Frascella,	Lovett,	Royer,
Amarando,	Frost,	Lutty,	Rudisill,
Anderson, M. S.,	Gaffney,	Magee,	Sarraf,
Anderson, S. A.,	Garlock,	Mahan,	Scarcelli,
Ashton,	Gelfand,	Markley,	Schuster,
Auker,	George,	Maxwell,	Sherman,
Banker,	Gibb,	McCann,	Smith, C. C.,
Barnatovich,	Gibson,	McCormack,	Smith, Wm. B.,
Bazin,	Goldstein,	McGee,	Snider,
Bell,	Greenwood,	McKeever,	Stank,
Boles,	Guss,	McLaughlin,	Stebbins,
Bonner,	Guthrie,	Meholchick,	Steckel,
Boory,	Hamilton, R. K.,	Metz,	Stevenson,
Bower,	Hass,	Mihm,	Stone,
Branca,	Haudenshield,	Mikula,	Stoner,
Breisch,	Heavey,	Miller,	Strausser,
Brennan, A. P.,	Helm,	Monroe,	Stroup,
Brennan, J. J.,	Henzel,	Moody,	Swartz,
Brenninger,	Hewitt,	Moran,	Taylor,
Breth,	Hocker,	Moscrip,	Thomas,
Brown,	Holt,	Muldowney,	Thompson,
Bucchin,	Horst,	Mullen,	Toll,
Bullen,	Houk,	Munley,	Tompkins,
Capano,	Isaacs,	Murphy,	Toomey,
Cianfrani,	Jenkins,	Murray, H. P.,	Varallo,
Cioffi,	Johnson,	Murray, J. J.,	Varner,
Cochran,	Jones, G. E.,	Murray, P. G.,	Vaughan,
Comer,	Jones, T. H. W.,	Musto,	Verona,
Cooper,	Jump,	Naugle,	Wall,
Curwood,	Kamyk,	Needham,	Wallace,
Davis,	Kehler,	Ogilvie,	Walsh,
Donahue,	Keller,	O'Neil,	Wargo,
Donaldson,	Kent,	Pacchioli,	Waterhouse,
Dougherty,	Kline,	Parry,	Weidner,
Down,	Knecht,	Pashley,	Welsh,
Ehrgood,	Kolankiewicz,	Paulhamus,	Wescott,
Eilberg,	Kooker,	Petrosky,	Wheeler,
Erb,	Kornick,	Pettigrew,	Whitenight,
Eshleman,	Kratz,	Polaski,	Willaredt,
Ewing,	Kromer,	Polen,	Williams,
Farabaugh,	Lafore,	Pomeroy,	Wilt,
Filo,	Leiby,	Price,	Wood,
Fineman,	Leonard,	Pursley,	Worley,
Flint,	Leven,	Readinger,	Yetter,
Floyd,	Light,	Reibman,	Yetzer,
Flynn,	Limper,	Renwick,	Young,
Foster,	Lippincott,	Rigby,	Ziegler,
Frank	Lopresti,	Rosen,	Andrews,
		Rovansek,	Speaker

NAYS—0

NOT VOTING—14

Adam,	Gramlich,	McInroy,	Reidenbach,
Blair,	Lawyer,	McWherter,	Rubin,
Connelly,	Leisey,	Mills,	Sigman,
		Olsen,	Stephens,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and this report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 76

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 76, Printer's No. 572, entitled "An Act amending subsections (a) and (g) of section 403 act of April twelve one thousand nine hundred fifty-one (P. L. 90) entitled 'An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons

engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws' further regulating the application for an issuance of hotel restaurant and club liquor licenses."

This bill amends Section 403 of the Liquor Code, the Act of April 12, 1951, P. L. 90.

Under the present law, every applicant for a hotel liquor license, restaurant liquor license or club liquor license must file an application containing a description of that part of the hotel, restaurant or club for which the applicant desires a license as well as that part of the hotel, restaurant or club where it is proposed to keep and sell liquor as may be required by the regulations of the board.

The amendment would provide that this information would be given and would show the hotel, restaurant, club or the proposed location for the construction of a hotel, restaurant or club at the time of the application and would show any alterations proposed to be made or the new building proposed to be constructed, but no alterations, improvements or changes shall be required to be made nor new building constructed until approval of the application by the board.

This amendment would introduce a new conception in connection with the construction and alteration of buildings to be used as hotels, restaurants and clubs in that the most important factor would be the possession of a liquor license.

This is contrary to our philosophy of government in dealing with liquor, which is to treat the dispensing of liquor an adjunct to a hotel, restaurant or club, but not as the sole reason for their existence. Our courts have from time to time said that the purpose of the liquor laws was to regulate and restrict sales of liquor, not to promote them.

The Liquor Code expressly provides that it shall be deemed an exercise of the police power of the Commonwealth for the public welfare, health, peace and morals of the people of the Commonwealth and to prohibit forever the open saloon.

I do not consider this amendment to be in conformity with these purposes nor in the public interest.

For these reasons, the bill is not approved.

GEORGE M. LEADER,

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 400

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 400, Printer's No. 806, entitled "An Act amending the act of April 12 1951 (P. L. 90) entitled 'An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalties and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws' changing the time within which a notice of hearing upon a citation may be issued and the nature of the notice and requiring notice of violations noted by an agent or employe of the board as a prerequisite to the imposition of a penalty suspension or revocation."

This bill amends the Act of April 12, 1951, P. L. 90, known as the "Liquor Code."

The amendatory language of the bill reduces from one year to ninety days the period following a violation of the Code within which the Liquor Control Board may cite a licensee to show cause why his license should not be suspended or revoked.

While the statute of limitations is two years for many crimes or offenses, this amendment would reduce it to a mere ninety days in so far as violations of the liquor laws are concerned. This section of the Liquor Code as it presently stands has been held by the Supreme Court of Pennsylvania to satisfy all the requirements of due process and adequate remedy at law, in view of the fact that the licensee may appeal any suspension or revocation to the court. The purpose of the Liquor Code is to control and regulate the sale of liquor. The only apparent excuse for this amendment is to weaken the State's control and to invite and encourage violations of the Code.

The bill further amends Section 471 so that the notice to the licensee shall contain a complete statement and particulars of the charges on which the citation is based. Thus the amendment requires more information than an information or indictment. Why the violator of the Liquor Code should be placed in a more favorable position than the violator of any other penal law is difficult to understand. Nor is any sound reason apparent why the Liquor Control Board should disclose all of its evidence prior to a hearing. The final assault upon the Liquor Code is the amendment which provides that no penalty or suspension or revocation in this section shall be imposed unless within fifteen days after the violation noted by the agent of the board, the board notifies the licensee in writing of the nature and time of the violation. This is in effect a reduction of the statute of limitations to a period of fifteen days. Under the common law there was no limitation to criminal proceedings by indictment. Today the limitation is in some instances six, five or two years. I do not propose to be a party to reducing the period to fifteen days, thus protecting those who frustrate and defy the provisions of the Liquor Code.

For these reasons, the bill is not approved.

GEORGE M. LEADER,

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 1418

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 418, Printer's No. 1524, entitled "An Act amending the act of June 5, 1935 (P. L. 266) entitled 'An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name' further regulating exceptions to contracts of sale and actions at law for unfair competition."

Subsection (a) of the proviso to Section 1 would have the effect of requiring a merchant who is in need of funds due to an emergency situation to wait 20 days prior to disposing at close-out prices of fair traded merchandise in his stock. This would have an unfortunate effect on many small businessmen who would find themselves in the position of having goods in their possession and yet not being able to dispose of them to meet obligations and it might result in the bankruptcy or other financial embarrassment of such merchants. Because of this danger inherent in subsection (a) it is necessary for me to veto this legislation.

For this reason, the bill is not approved.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 2049

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 2049, Printer's No. 1442, entitled "An Act amending the act of May 25, 1933 (P. L. 1050) entitled 'An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created' further regulating payments to certain beneficiaries under the fund."

The existing law provides that the beneficiary upon retirement is entitled to receive per month 50% of the highest average annual salary earned by him during any 5 years of service providing, however, that the maximum monthly pension does not exceed $250.00 per month.

This bill amends the aforesaid provision by providing that the said beneficiary is to receive an amount not less than 50% of his average monthly salary earned by him during any 5 calendar years of service or, in the alternative, the last 60 months immediately preceding retirement so long as the maximum monthly pension does not exceed $250.00 per month.

This bill is defective in that it provides that 50% of the average monthly salary is to be the minimum amount received without relating any limitations thereafter as to increased amounts below $250.00 per month and furthermore, fails to provide for an adjustment in contributions to be made by the beneficiaries for increased benefits which they may receive therefrom.

The failure to provide for said adjustment in contributions by beneficiaries renders this bill financially unsound and subject to abuse.

For these reasons, the bill is not approved.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

REPORT FROM COMMITTEE

Mr. KOLANKIEWICZ from the Committee on Rules, reported as committed, House Resolution (not printed) re Honorable William Flinn.

RESOLUTION

Mr. GELFAND offered a resolution which was filed with the Clerk under the Rules.

Mr. GELFAND. Mr. Speaker, is not a congratulatory resolution a privileged resolution?

The SPEAKER. A congratulatory resolution is not a privileged resolution unless it pertains to Members of the House.

INTERROGATION

Mr. MOSCRIP asked and obtained unanimous consent to interrogate the Chairman of the Committee on Education.

Mr. MOSCRIP. Mr. Speaker, I desire to interrogate the gentleman from Greene, Mr. McCann.

The SPEAKER. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, can the gentleman give us any prophecy or news as to when 583 will appear again on the floor of this House?

Mr. McCANN. Mr. Speaker, House Bill 583 and House Bill 584 will appear on the calendar in this House on Tuesday, May 1st, I guarantee you.

Mr. MOSCRIP. Mr. Speaker, since the subject of teachers' salaries is pertinent and also since I think we will all agree on the matter of social legislation, I have noticed in this session that the Governor in signing or in working for various social measures is quite likely to compare our status with that of New York and California, two other great states of our country, which is entirely proper.

I noted particularly in the fields of unemployment compensation and workmen's compensation he was quite gratified we had raised ourselves to the standards of New York state.

I would suggest then for the consideration of the Administration perhaps that reasoning would apply well to the question of teachers' salaries.

I am going to read very briefly for your information a salary schedule for teachers which was just adopted by the village of Waverly in Tioga County, New York. The village of Waverly borders on Pennsylvania, the village limits border on the limits of Sayre Borough, Bradford County, Pennsylvania, so they are very close to us. The starting salary there is $3,700; the second year $3,900; the third year $4,100; the fourth year $4,300; the fifth year $4,500; thet sixth year $4,750; the seventh $5,000; the eighth $5,300; the ninth $5,600; and the tenth $6,000.

Since one of the efforts along the lines of our teachers' salaries is to prevent migrations over the line, or over-the-line raids, I think this information is quite pertinent.

HOUSE RESOLUTION No. 126

Mr. READINGER. Mr. Speaker, I call up on page 15 of today's calendar, House Resolution No. 126.

The resolution was read, considered and adopted as follows:

In the House of Representatives, November 21, 1955.

The barbarous and unpunished murder of the Negro child Emmett Till in the State of Mississippi has shocked all the civilized nations of the world and subjected our county to scorn and hatred by reason thereof and

Our Declaration of Independence proclaims that all men are created equal and

Section 1 of the XIVth Amendment to the Constitution of the United States provides

(1) "All persons born or naturalized in the United States and subject to the jurisdiction thereof are citizens of the United States and of the State wherein they reside

(2) "No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States

(3) "Nor shall any State deny to any person within its jurisdiction the equal protection of the law"

Section 4 of Article IV of the Constitution guarantees to every State a representative form of government through legal and properly conducted elections of officers

The XVth Amendment to our Constitution provides

"The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of race or color"

Paragraph 1 of section 5 of Article I of the Constitution provides

"Each House shall be the judge of the Elections returns and qualifications of its own members"

Section 2 of the XIVth Amendment to the Constitution provides

"Representatives shall be apportioned among the several States according to their respective numbers counting the whole number of persons in each State excluding Indians not taxed But when the right to vote at any election for the choice of Electors for President and Vice-President of the United States Representatives in Congress the executive and judicial officers of a State or the members of the Legislature thereof is denied to any of the male inhabitants of such State being twenty-one years of age and citizens of the United States or in any way abridged except for participation in rebellion or other crime the basis of representation therein shall be reduced in the proportion which the number of such male citizens shall bear to the whole number of male citizens twenty-one years of age in such State"

It is charged that the State of Mississippi acting through its officials has violated the above provisions of the Constitution of the United Sates in that native-born adult Negro citizens of the United States and of the State of Mississippi and entitled to vote therein have been forcibly prevented by the officials of said State of Mississippi from registering in order to be able to vote as required by the law of Mississippi And further that such action has resulted in the exclusion of Negro citizens from jury service in said State because its laws require that the names of prospective jurors appear on the voting lists and Negro residents of the State of Mississippi who may be charged with crime are thus deprived of the Constitutional right to trial by a jury chosen without regard to race or color and are thereby denied the equal protection of the law therefore be it

Resolved That it is the sense desire and request of the members of the House of Representatives of the State of Pennsylvania in meeting assembled

(1) That the Senate and the House of Representatives of the Congress of the United States use their great and potent powers to protect the Constitutional and civil rights of all persons residing in the State of Mississippi without distinction as to race creed color or national origin

(2) It is respectfully urged that said Houses of Congress investigate the above charge and if the same be found to be true that each said House thereupon declare invalid the purported elections whereby the persons presently holding seats in each body as representatives of the people of the State of Mississippi became members thereof and declare said seats to be vacant

(3) That thereupon steps be immediately taken by each House of the Congress to provide for the holding of lawful and properly controlled elections in the State of Mississippi in order to fill such vacancies and that at such elections all duly qualified Negro citizens of said State shall have the free and untrammelled right and opportunity to Register and to vote for candidates of their choice and thereby likewise be made available for jury service and be it further

Resolved and requested that meanwhile the House of Representatives of the Congress of the United States take immediate steps to reduce the numerical quota of representation in said House to which the State of Mississippi would otherwise be lawfully entitled in accordance with the provisions of section 2 of the XIVth Amendment to the Constitution of the United States and be it further

Resolved That all of the above we the members of the House of Representatives of the State of Pennsylvania respectfully urge and recommend to the favorable consideration of the Congress of the United States bearing in mind that "We the People" did ordain and establish the Constitution of our glorious country the United States of America "in order to establish justice . . . promote the general welfare and secure the blessings of liberty to ourselves and our posterity" and be it further

Resolved That duly authenticated copies of this Resolution be forwarded to the Clerk of the Senate and to the Clerk of the House of Representatives of the Congress and also to every Congressman and to the Senators representing the people of the State of Pennsylvania in said Congress

HOUSE RESOLUTION No. 150

Mr. READINGER. Mr. Speaker, I call up on page 15 on today's House calendar House Resolution No. 150.

The resolution was read, considered and adopted as follows:

In the House of Representatives, January 31, 1956.

Resolved That the Department of Highways is urged and requested to erect and maintain a toll bridge over the Susquehanna River from a point between Safe Harbor and Holtwood in Lancaster County to a point on the opposite side of the river in York County in accordance with the authority granted to the department by the act of January 14 1952 (P. L. 2046)

HOUSE RESOLUTION No. 159

Mr. READINGER. Mr. Speaker, I call up on page 15 of today's calendar, House Resolution No. 159.

The resolution was read, considered and adopted as follows:

In the House of Representatives, February 27, 1956.

The United States Supreme Court in a recent decision has unanimously decreed that the 14th amendment of the Constitution of the United States contains certain basic rights one of which is the prohibiting of segregation based on race color or creed in public schools or in governmental matters which are conducted by State agencies or institutions

Within the framework of such decree certain civil rights organizations such as the National Association for the Advancement of Colored People have worked tirelessly and vigorously as proponents of civil rights in making the decree which guarantees civil rights and prohibits segregation a reality

In direct illegal and violent opposition to the supreme court decree and the efforts of the NAACP to have realistic enforcement made of such decree there has occurred in

many parts of this great nation particularly in the South a wave of brutal and defiant terrorism in the form of illegal mob action against NAACP proponents and leaders whereby their freedom of advocacy property liberty and their very lives have been put in extreme jeopardy

Mob actions such as these cannot be tolerated for they are contrary to every concept of freedom guaranteed to the people and embodied in our Constitution and the Bill of Rights These mob actions have heaped international disgrace on our great nation and have conveyed to the world the belief that our Constitution is not the supreme law of the land but merely a hollow and meaningless symbol of liberty therefore be it

Resolved That the House of Representatives of the Commonwealth of Pennsylvania does hereby memorialize the Congress of the United States to investigate these mob actions and enact legislation or take other appropriate action which will alleviate this disgrace and mockery of our Constitution and ensure protection of life liberty and property to all proponents of the true constitutional spirit against discrimination and segregation by State institutions and agencies and be it further

Resolved That copiies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States

HOUSE RESOLUTION (Not Printed)

Mr. READINGER. Mr. Speaker, I call up a resolution (not printed) congratulating Dr. Catherine Macfarlane, on page 15 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 3, 1956.

On April 7, 1956, Dr. Catharine Macfarlane celebrates her 79th birthday. The entire State and Nation celebrates with her in appreciation of the dedicated life she has lived. Born in Philadelphia in 1877, she has become one of the Nation's leaders as a surgeon, researcher and teacher.

In recognition of her excellent professional attainment, highest honors have been conferred on her. She is a fellow of the American College of Surgeons and the American Academy of Obstetrics and Gynecology; she was the first woman to be elected to the College of Physicians of Philadelphia and as President of the Obstetrical Society of Philadelphia. She is a former President of the American Medical Women's Association and a former Vice-President of the Medical Women's International Association. In 1940 she was named recipient of the Gimbel Award for "Outstanding Service to Humanity." In 1949 she was the first woman to be awarded the Strittmatter Award given by the Philadelphia County Medical Society and in 1951 the famed national Lasker Award for "inspiring application of preventive medicine to cancer control." She has received honorary degrees from outstanding colleges and universities. In 1952 she received the Elizabeth Backwell Citation from the Trustees of the New York Infirmary and in 1953 she received the first annual May E. Silberman Award, for work in cancer prevention.

The control of cancer has been the major interest in her career; for fifteen years she headed a cancer control research program under a grant part of the time from the American Medical Association. The pioneer work of that clinic which stressed early detection in prevention of cancer through early examination of presumably well women, has been followed by many other medical colleges and hospitals.

First Professor and then Research Professor of Gynecology at the Woman's Medical College, Dr. Macfarlane has been affectionately called "Kitty Mac" by generations of students. To them she will always be unique in stature, a woman physician whose name is revered and whose insistence on perfection has guided them into paths of service leading away from provincialism; therefore be it

Resolved, That the members of the House of Representatives, on behalf of all the people of Pennsylvania, give our most sincere thanks to this woman and assure her that her noble works, while contributing much to the health of our people have done far more for the goodness of our people: for all who have known her are better people for it, and all who know her, are inspired by her story; and be it further

Resolved, That on her birthday we wish her all the happiness she has given others even though we know that an infinitesimally small fraction of it is many times more than any one human can experience in a dozen lifetimes; and be it further

Resolved, That a copy of this resolution be forwarded to Dr. Catharine Macfarlane.

RESOLUTION INTRODUCED AND REFERRED

By Mrs. VARALLO, Messrs. AMARANDO and SCARCELLI. (Concurrent) RESOLUTION No. 169.

In the House of Representatives, April 9, 1956.

Whereas, May first is celebrated throughout the world by Communists as a day of rejoicing in their party activities and as a day of instilling deep animosities among the classes of people.

Whereas, The members of the General Assembly join with all good people in working for the establishment of May First as a day for love of one's fellow man; as a day of joy and light; therefore be it

Resolved (The Senate concurring) That the Governor of this Commonwealth proclaim May First as a day of prayer, that man in the image and likeness of God, be free to walk upon the face of this earth with Dignity, Humility and Love.

Referred to the Committee on Rules.

COMMITTEE MEETING

The Legislative Service Club Breakfast will be held Tuesday morning, April 10, at 8:30 a. m. in the Private Dining Room of the Capitol Cafeteria.

ADJOURNMENT

Mr. KORNICK. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 10, 1956 at 1:00 p. m.

The motion was agreed to, and (at 6:28 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., TUESDAY, APRIL 10, 1956. No. 167.

SENATE

TUESDAY, April 10, 1956.

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

The Chaplain, Rev. CARL M. FULTON, Assistant Pastor, Middletown Second Baptist Church, Middletown, offered the following prayer:

Almighty and most merciful God, our dear Heavenly Father, we approach Thy Holy Throne this day in prayer, praying Thy blessing upon this governing Body, the General Assembly of our Commonwealth of Pennsylvania, that Thou will grant them wisdom and knowledge from on high to perform the great work that Thou appointed them to do. We also pray, our dear Heavenly Father, that Thou will also bless their homes and their families from whence they came. We ask Thy blessing upon each and everyone who is in the sound of my voice today. Bless them and lead them in the way of righteousness, for Thy Name Sake. Let everything that is said and done here today be done to the honor and glory of Thee.

We also pray Thy holy blessing upon the President of the United States, the Governor and Lieutenant-Governor of our Commonwealth.

We ask it in the name of our Strength and our Redeemer, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceeding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. DIEHM, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

JUDGE OF THE SEPARATE ORPHANS' COURT OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Abraham L. Wolk, Esq., 5830 Elwood Street, Pittsburgh, Allegheny County, for appointment as Judge of the Separate Orphans' Court of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, to serve until the first Monday of January 1958.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Millard J. Sweed, Jr., R. D. 1, Nottingham, Chester County, for appointment as Justice of the Peace in and for the Township of West Nottingham, Chester County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Franklin P. Holtzapple, R. D. 2, Port Trevorton, Snyder County, for appointment as Justice of the Peace in and for the Township of Union, Snyder County, to serve until the first Monday of January 1958, vice Allen S. Sechrist, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Emily R. Smith, R. D. 3, Linesville, Crawford County, for appointment as Justice of the Peace in and for the Township of Summit Crawford County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Marian M. Earnshaw, R. D. 1, Glenmoore, Chester County, for appointment as Justice of the Peace in and for the Township of Wallace, Chester County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 2101

The Clerk of the House of Representatives being introduced, informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 2101, entitled:

An Act to amend the act, approved the sixth day of March, one thousand nine hundred fifty-six (P. L.) (Act No. 381), entitled "Selective Sales and Use Tax Act," by redefining certain words, terms and procedural provisions in the act.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 2101

Mr. MAHANY. Mr. President, I move that the Senate insist upon its amendments non-concurred in by the House to the foregoing bill.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 235

He also informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 235, entitled:

An Act amending the act of June 21, 1939 (P. L. 566), entitled "The Pennsylvania Occupational Disease Act," by including tuberculosis within the meaning of the term occupational disease in the occupation of nursing.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 835

He also informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 835, entitled:

An Act amending the act of August 9, 1955 (Act No. 130), "The County Code," authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in third, fourth and fifth class counties, and prescribing their duties.

SENATE BILL No. 574 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 574, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift the Old Brown's Mill building and project in Antrim Township Franklin County and providing for its maintenance and control

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 980, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for supervisors of industrial education and for their compensation and that of supervisors of agriculture and of homemaking

Which was committed to the Committee on Rules.

House Bill No. 981, entitled:

An Act amending the "Public School Code of 1949" * * * removing the limitation on the maximum compensation payable by the Commonwealth for vocational extention classes and permitting the payment of the full cost of certain vocational training coursse and providing for the revision of the budget in such cases

Which was committed to the Committee on Rules.

House Bill No. 2092, entitled:

An Act to further amend section seven of the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 524) entitled "An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania damaged or destroyed by fire or other casualty and regulating the placing of insurance thereon and providing penalties for any violation of the provisions of this act" by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases

Which was committed to the Committee on Rules.

House Bill No. 2094, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) changing the provisions for the determination of projects in hardship cases

Which was committed to the Committee on Rules.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 235, entitled:

An Act amending the act of June 21, 1939 (P. L. 566), entitled "The Pennsylvania Occupational Disease Act," by including tuberculosis within the meaning of the term occupational disease in the occupation of nursing.

Senate Bill No. 246, entitled:

A Joint Resolution proposing an amendment to article

line of the Constitution of the Commonwealth of Pennsylvania, authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

Senate Bill No. 343, entitled:

An Act making an appropriation to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnostic Laboratory at the National Agricultural College, Farm School, Pennsylvania.

Senate Bill No. 835, entitled:

An Act amending the act of August 9, 1955 (Act No. 30), "The County Code," authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in third, fourth and fifth class counties, and prescribing their duties.

Senate Bill No. 985, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," further fixing qualifications of members of the board of health.

Senate Bill No. 1057, entitled:

An Act amending the act of August 7, 1936 (P. L. 106), entitled as amended, "The Flood Control Law," authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. RUTH, from the Committee on Rules, reported as committed, Senate Bill No. 1082, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code" authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in certain counties of the fifth class; and prescribing their duties.

He also, from the Committee on Rules, reported as committed, House Bill No. 1574, entitled:

An Act authorizing the city of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin.

He also, from the Committee on Rules, reported as committed, House Bill No. 1951, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for advancements and reimbursements.

He also, from the Committee on Rules, reported as committed, House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and making an appropriation.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 305

Mr. VAN SANT. Mr. President, I submit the Report of the Committee of Conference on Senate Bill No. 305, entitled:

An Act to add Section 1201.1 to the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "The Vehicle Code," by providing for traffic courts in cities of the third class.

The PRESIDENT. This Report of Committee of Conference will appear on tomorrow's Calendar.

BILL INTRODUCED AND REFERRED

Mr. RUTH, on behalf of Mr. DENT, read in his place and presented to the Chair Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the act approved the sixth day of April, one thousand nine hundred fifty-three (P. L. 3), entitled "Uniform Commercial Code," by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

Which was committed to the Committee on Rules.

STUDENTS OF RADNOR HIGH SCHOOL, DELAWARE COUNTY, PRESENTED TO SENATE

Mr. WATKINS. Mr. President and gentlemen of the Senate, I would like to introduce the ninth grade students from Radnor High School, of Delaware County, who are escorted by Mr. Albert H. Swing and Mr. Paul D. Teel.

I am certainly sorry that Senator Diehm is not on the floor because he talked to me about his group from Lancaster, and I would have liked for him to look this fine group over from Radnor High School. These ladies and gentlemen are, I hope, future Republicans and a few Democrats.

The PRESIDENT. The Chair, on behalf of all of the Members of the Senate, welcomes this fine group of students. We hope you have an enjoyable and worth-while visit here with us today.

PETITIONS AND REMONSTRANCES

Mr. HALUSKA. Mr. President, throughout the last week end, in every newspaper in these United States, weeklies and dailies carried articles pertaining to a speech that I made in this Senate on February 7, 1955.

The Pure Food and Drug Administration of our Federal Government saw fit to take time out and spend the taxpayers' money to prepare a release and send a copy to every newspaper to inform the American public that a little, innocent angel, a little girl known by the name of Kathy Allison, had died. She had previously been told by medical science that she had days to live; was given up. The Chamber of Commerce, in Indianapolis, held a Christmas Party for her in July and later she was treated by an outstanding humantarian, Doctor Harry M. Hoxsey, of Dallas, Texas.

Mr. President, joy came to the hearts of all of the newspapers in our Country, joy rather than sadness. When that great American, Robert Taft, died, Democrats and Republicans mourned his death because we lost a good statesman. When Senator Bilbo, Senator Vandenberg and others died, sadness again spread throughout our Country. They died of cancer. Medical science had given them up. Then when a little innocent five-year-old girl died—not of cancer, she was symptom-free; she had broken her leg and died of pneumonia—the newspapers, the Pure Food

and Drug Administration and the medical world jumped with joy. They informed the medical world by the newspapers that Kathy Allison, one of Hoxsey's patients, had died. How happy their miserable hearts must be tonight.

No, Mr. President, the Hoxsey treatment does not save everybody's life. However, I renew the challenge made by Doctor Hoxsey that there is now deposited in a Dallas National Bank $100,000 and we invite anyone, any doctor or doctors, pathologists, scientists, the American Cancer Society, the American Medical Society, the United States Government, if you please, to send down to Dallas, Texas, a group of God-fearing men. If it cannot be proven, out of 11,000 pathologically proven cases that the Hoxsey treatment saved their lives, the $100,000 will be turned over to any named charity and the keys of the Hoxsey Clinic shall be turned over to the Government to be used by the Crippled Children's Society of America. The keys to the Portage Clinic, which I hold, I shall give to the State Government to be used for what purposes it may be best fitted. I shall give it over, free of charge, free of mortgages.

Mr. President, I know that my colleagues do not care to hear about this every day. I have refrained from making a nuisance of myself. However, Mr. President, throughout your time and my time, we will have fought two great wars. We have given our lives and our limbs and our money, and we are so indebted that our great-grandchildren will carry the burden. To do what? To fight a common enemy. Yet, we have right in our midst a great scourge, the greatest enemy known to mankind, cancer. The United States Government states that cancer kills one person every two minutes. Out of every three people who must die, one must die of cancer. From recorded cases, 30,000,000 Americans are domed to die and, yet, when someone tries to prove that they have found, if not all, a part of the answer and invites the medical brains down to see for themselves, offers $100,000 for their services, to come and take a look-see only; watch the cases, read them, and see the patients who were told that they had to die and who, today, are back in society. They go to the newspapers, for what reason I do not know, and they fall in line, having no knowledge of what they are writing. They come out and call us quacks, charlatans, deceptive.

Mr. President, I know that I am leading a crusade such as no one has ever led in the history of mankind. I know further that I shall never live long enough to receive my reward. However, believe me, Mr. President, if I thought for one moment that through my crusade I was deceiving one innocent victim, if I thought for one moment that we were not helping humanity, I hope I never see my family again. I hope my Maker disposes of me before the Senate adjourns this evening. That is how sincere I am and how honest I am.

Right today, at 10:00 o'clock this morning, that great Presbyterian Minister, Doctor Parker, as a matter of record, from California, called me and said that 45,000 telegrams were being prepared today to be sent to six United States Senators, demanding a showdown on the Hoxsey treatment. Right this minute, the Gold Star Sons and Daughters of the United States of America, in Washington, D. C., signed by David E. Harris, Founder, have asked me to help in their battle; that all the Gold Star Sons and Daughters are going to flood Congress this week with telegrams and letters from coast to coast, demanding a showdown. Monsignor William McGrath, from New York City, an outstanding Catholic Priest, spent forty-five days at the clinic checking pathological reports and checking patients. A Catholic Mission, called Scaraboro Missions, has put out his findings. He has gone further than I have. I say that we treat cancer. In his release, he comes out very emphatically and says that we do not treat cancer, but we cure cancer.

There are many, many others, Mr. President, who, right in this Body—and I would never disclose a name. However, I say that over fifty per cent of the Members of this Senate, who are humanitarians, have contacted me and have sent patients to Portage, hoping that they, in their small part, could help alleviate human suffering. There are men in this Body who have played their part and I am certain they will get their reward, if not on this earth in the next world. Yet, I must take this punishment; I must take this body beating; I must be looked upon as a criminal, only because I am trying, in my humble way, to save humanity. I always said that there were lots of brains in the medical society. No one questions that. I am hoping that some day we will take their brains and mix them with ours, and let Mr. and Mrs. America have the benefit of their knowledge and our experience. That day will come when the Medical Association will mix their brains with ours and let the cancer sufferers be the recipients.

Mr. President, I realize that I have probably made some of my colleagues somewhat angry, but I could not help but take this opportunity to inform this Body that Kathy Allison did not die of cancer. I have a release from her father, informing me that she died of pneumonia. Even if she would have died from cancer one year after she was given up, is that a crime? Have we not helped humanity? Have we not brought cheer and faith to the hearts of her father and mother? My sister, thank God, who they said had ten days to live and who works for me at the clinic, is not dead. Even that story was queered. A young man from Erie, who was said to have been doomed, is living and he is in the Air Force today. Not one, not two but I stand ready to give anybody thousands of pathologically proven cases of men and women who were told they had to die and who are back today in society, back to take their rightful places with their own families. They were all terminal cases, many who were told by medical science that there was no hope left. Nobody else comes to us. They come to us only after they have been told that they must die.

The newspapers can have their fun; they can call us quacks but, God forbid if it strikes their own families, they may change their tune. I will make this one final challenge. If anybody, any association or the United States Government, knows of one doctor who can cure cancer, let us have his name. I shall turn over to him the keys to our clinic and our entire patient list. Let him put up or shut up. Who are they kidding? They are playing upon the misery of suffering humanity. They know full well that they have no treatment for cancer. They know full well that they are fooling the public. Despite the cancer drives, despite the robbing of piggy banks as they are doing today, despite stories in every newspaper, that great cancer specialist, Charlie Cameron, from New York, does not have any knowledge, any conception of cancer. I chal-

lenge him, as I have others, to have the courage of his convictions and discuss cancer with me in an open forum, on television or radio; its origin, its function and its treatment. Let the public draw its own conclusions. Yet, the newspapers will give out great big headlines about Charlie Cameron.

You know, Mr. President, during all the years that I gave to cancer drives, I was laboring under a misapprehension. I always thought that Charlie Cameron was in charge of a huge laboratory, doing cancer research and I, like other suckers, dipped into my pocket. I could not believe otherwise, so I went down to 47 Beaver Street, in New York City, to see for myself. Charlie Cameron took me through. I was shocked and amazed when he told me that they did not even have a test tube. He said, "We do no cancer research; we are a fund raising group. We give our money to somebody else. We only raise money." Very few of the American people know how much they raise and how much they give. Anybody would give a peanut for a watermelon.

In 1951, as I have said in this Chamber, the American Cancer Society collected $17,000,000 and can only account for $6,000,000 in cancer research. What happened to the $11,000,000? The American public does not know. Yet, they put on a front; yet, in the newspapers they make a ballyhoo.

Mr. President, I challenge these editors to sit down with me and discuss cancer. I challenge the Medical Association. Maybe some good will come of it. I ask them to produce the name of one man who has knowledge of cancer. That, they cannot do. Yet, those of us who devoted our lives to this great scourge must pay the penalty. We must have ourselves and our families go down in disgrace only because we believe in a cause. I need a clinic, Mr. President, as much as you need a hole in your head. That is how bad I need a clinic. However, I say to you that we have come to a sad state of affairs and while somebody else in my position would be overjoyed today, I am very sad. I told my staff last Saturday that this may be our last day of operation. I told them to wait until I came back from Harrisburg. I told them not to be alarmed because Uncle Sam had released, under his heading, this terrific story, telling everybody through radio, television and newspapers; a well-planned project. Every radio, every television station and every newspaper carried this same story about me, about deception, about being a quack.

I said, "The American people surely cannot come to the clinic on Monday." I was anxious yesterday to find out what happened. Yesterday and today, Mr. President, are the two largest days we have had since we opened our clinic. My office force tells me that they cannot find rooming space in the town of Portage. The walls are bulging now and people are ferocious. One man from Kentucky told my secretary this morning that if they stop this clinic from operating—and this is bad. He said that he was told last May that he had to die. He said, "I am back at work and if I cannot get further medication, I shall shoot my doctor and shoot myself." That is bad. It is bad when people get in that frame of mind.

I am sad today because ordinarily, after this publicity, the American public would have paid some attention to the news releases. According to every rule of the game, they should have kept away from Portage yesterday and today. It appears to me that the people defied the Government's warning. They defied it and that does not speak good for America. I am sad that they have defied it because I am an American and a good American. The people are aroused about what happened last week. I told you about the telegrams, about the movements and the American people have never been so aroused as they are now. They have not heard the last of this. Our clinic is open. It will be open this year, next year, and the next year, and the next year and the next year, as long as my Lord gives me breath. Mr. President, I defy the Federal Government to try to close that clinic.

Mr. President, that is all I am going to say, I hope in this Session, unless I should be attacked again. I had hoped that my colleagues here would have paid some attention to the appropriation bill I put in, asking for $50,000 for cancer research for the Hoxsey Cancer Clinic. Apparently the bill will die in committee. I had hoped there was enough courage and sincerity in this Body. I believe there is sincerity, all right, but most of my colleagues are in a position where they cannot say much. They are fearful, I suppose. We could have done more with that and saved more lives than with the millions of dollars that will be given to the American Cancer Society.

Mr. MAHANY. Mr. President, I notice by the newspapers that Governor Leader yesterday vetoed House Bill No. 76 and House Bill No. 400.

Mr. President, I sent over to the Governor's Office to get his veto message because I was interested in why he would—

The PRESIDENT. Will the gentleman yield? Will the Senate be at ease for a moment until our visitors leave the gallery?

(The Senate was at ease.)

Mr. MAHANY. Mr. President, I wondered why the Governor would veto these two bills inasmuch as all of the Senators voted for both of them, and there were only five House Members who voted against House Bill No. 76 and only seven House Members who voted against House Bill No. 400.

House Bill No. 76 provides that if an applicant desires to construct a hotel or restaurant or club in a community where a liquor license is available, he may file his plans in advance with the Liquor Control Board. The Liquor Control Board can then approve his plans and after such approval, they could grant a license to the applicant at some future time. If the license is granted, the applicant then can construct his restaurant, hotel or club. The reason for that is that when a new decennial census is taken, there will be room in some of these townships, outside the cities, for perhaps one or two new liquor licenses due to the fact that the population has increased.

There have been many people who have just about bankrupted themselves by proceeding with the building of restaurants, hotels and clubs in these outlying districts, figuring that they were perhaps going to get a liquor license in connection with their establishment. In some cases, it may be that they would have built their establishment regardless of whether or not they were going to ask for a liquor license. However, I think they are certainly within their right to make an application and have some indication that if they build a building according to the plans which they submit, they will have some assurance that they will get the license.

Mr. President, we certainly do not want to bankrupt people whom we may be able to save. This bill would not take anything away from the Liquor Control Board or the people of Pennsylvania. The fact of the matter is, I believe that the people of Pennsylvania would be able to have better establishments if we could obtain the passage of this legislation.

As you travel throughout the State of Pennsylvania, you will find many establishments which now have liquor licenses and you wonder how they were obtained. You can find old farm houses which have been fixed up and now have a liquor license, and they do not even look like a restaurant from the outside. The fact of the matter is, my old home in Saegertown, which I grew up in, has been turned into a tap room and has a liquor license. I wonder how in the world the Liquor Control Board ever granted a license to be located in that little old farmhouse.

Mr. President, if we had legislation such as this, the Liquor Control Board could grant a license to the applicant who had submitted good plans for his restaurant. These plans would show that the public would be well served, that they would have the right kind of accommodations and the public would be generally well cared for. This would not bankrupt people who construct these restaurants and then find that perhaps somebody else, who has constructed a poorer one than he has but because he has an inn or for some other reason, is able to get a license and the man who has spent a lot of money to construct a good type of restaurant is refused a liquor license.

Therefore, Mr. President, I think the Governor was ill-advised when he vetoed that bill. I certainly feel that all of the Senators here, when they voted for the bill, felt that this legislation was in the public interest. However, ever since 1943, when I first came down here in the Legislature, I do not remember of a time when we have ever overridden a Governor's veto, but I think this is certainly one bill on which we might very well override the Governor's veto, because I do not believe the Governor really had in mind what we had in mind when we passed this legislation.

The other bill which he chose to veto was House Bill No. 400. That bill would have provided that the Liquor Control Board enforcement officers give to the licensees, within fifteen days of the date of the alleged violation, a notice that a violation had taken place and also the particulars of the violation.

Under the present law, Mr. President, we have an odd system and every lawyer and licensee in the State of Pennsylvania knows of the inequities which follow our present system. We grant licenses to these restaurant and hotel keepers throughout the State of Pennsylvania and I think almost all of them try to do a good job. Then, what happens is that maybe a year after an alleged violation takes place, the licensee receives a registered mail notice that he is cited because of a violation. He then gets a lawyer and goes to the hearing, at which the Liquor Control Board Examiner is the judge and jury both, and is represented by counsel for the Liquor Control Board. At this time the licensee finds, for the first time, the details concerning this violation.

The Liquor Control Board Examiner will say, "Well, about a year ago, a couple of our men were in your establishment and we saw an old man at the bar, who had a grey overcoat on and an old slouched hat, and he was intoxicated. Your bartender, whose name we do not know, sold this man a drink over the bar." Perhaps the employee of the licensee, who committed the violation, has long since departed and the licensee does not know where he can be located. Therefore, there is no rebuttal of this testimony and there is no chance for rebuttal. The incident is lost in the memory of everybody except the enforcement officers who may have been there. We are certainly putting a large load on the licensees of the State when they try to defend these alleged violations. You will find that in about nine out of ten cases, all the licensee can do is to plead guilty even though he might not be guilty in his own mind in order to get rid of the citation.

Therefore, we felt that it certainly is no more than right, under our system, that we at least give this licensee notice within fifteen days of the alleged violation that took place and something about the particulars, in order that the licensee can at least bring in the employee who is guilty of this charge. If the employee is guilty, then the licensee can discharge the employee because to allow that employee to continue might get the licensee into more trouble. This would also allow the licensee to have some notice of what he has been charged with, so that he may prepare his case if he is not guilty. That is the reason, I believe, for our action in voting for House Bill No. 400. I think it is a good bill and certainly in the public interest, and I am not ashamed of having voted for it.

I believe the Governor was wrong in vetoing this legislation. These bills are both House measures and House Bill No. 400 is sponsored by two Democrats, I believe, and I notice that the other bill, House Bill No. 76, is sponsored by a Republican, Mr. Vaughan. This, therefore, is not Republicans versus Democrats or vice versa. I suggest that those sponsors find out what sentiment there is in the House and Senate to attempt to override the Governor's veto on these measures.

Mr. DiSILVESTRO. I hope, Mr. President, that our good Governor did not receive any advice from Mr. Baccala—B-a-c-c-a-l-a. Mr. Baccala walks around with one set of rules on one hand and then he would like to be a delegate to the Democratic Convention. I think any head of a commission should be nonpolitical. Even though our brethren on the other side are Republican, Mr. Baccala still should be impartial.

Mr. McMENAMIN. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. McMENAMIN. Senator Mahany, did the Governor's veto message give any good reason why these bills were vetoed?

Mr. MAHANY. Not to my mind.

Mr. McMENAMIN. Is there any doubt in your mind as to the constitutionality of these two bills?

Mr. MAHANY. There is no doubt in my mind as to the constitutionality of either one of them.

Mr. McMENAMIN. Do you not think, sir, that when 260 Members of the Legislature pass legislation which is constitutional and which seems to be sensible, and at least in their judgment is decent and good legislation, that the Executive Branch might overstep its boundaries if it vetoes such legislation without good cause?

Mr. MAHANY. I certainly think it would be inadvisable. Senator Barr once asked me what I would do if I were the Governor, and if I were the Governor now and had such legislation as this before me and had some doubt about it, I believe the least I could do would be to call in the sponsors of the bills, and the leadership of the House and Senate, and explain my position and the advice which had been given to me and ask them for any comments which they cared to made. Perhaps if I had some reason for vetoing it which might be corrected by some amendment, I think the least I could do would be to ask them to recall the legislation and give us another chance to meet any objections which the Governor might have to it.

Mr. McMENAMIN. Senator Mahany, I agree with you entirely. That would be my approach, and I want you to know that I will vote with you to override the Governor's veto if it comes up in the Senate.

Mr. LANE. Mr. President, I agree with the sentiments expressed here today. However, I do believe that we might have the cart before the horse.

First and foremost, Mr. President, I believe that this is good, constructive legislation. As a matter of fact, the sponsors of one of these bills, Representative Flynn and Representative Williams, of my county of Washington, I feel have done a good job and an excellent job. However, I do not believe there is any Member here who has read the official copy of the Governor's veto message in regard to these two bills. Before we jump to conclusions, I feel we should think it over, read these veto messages, and find out if there is a possibility that we could be wrong. We do not know whether we are wrong or not. I feel the proper thing to do is to read over the veto messages and then we can decide the action which this Senate should take.

Mr. MAHANY. Mr. President, I want to assure the Senator that there is at least one Senator here who has read these veto messages, and that Senator is myself. I sent over to the Governor's Office and got the veto messages and I have them here before me. I have not only read them once, but I have read them two or three times so that I could be real sure as to what the Governor said in these veto messages. The messages are very short. With regard to the veto message on House Bill No. 400, after he tells what he thinks the bill does, he says in the last sentence of the next to the last paragraph:

"I do not propose to be a party to reducing the period to fifteen days, thus protecting those who frustrate and defy the provisions of the Liquor Code."

The Governor intimates anyway, or might even expressly state, that those who did vote for this legislation were among those who would be protecting those licensees who "frustrate and defy the provisions of the Liquor Code."

Mr. President, the other veto message on House Bill No. 76 ends up by saying:

"I do not consider this amendment to be in conformity with these purposes nor in the public interest."

Therefore, the Governor feels, evidently, that those people who did vote for this legislation, House Bill No. 76, were not voting "in the public interest."

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, you were reading out of context, were you not, a part of the veto message? If you are going to put the message into the record, I believe it would serve as an educational feature for the Members of the Senate if you would read the entire veto message. Then we would probably have a clear vision as to the Governor's position in regard to these two bills.

Mr. MAHANY. They are very short messages, Senator, but if you want me to, I will be glad to read them into the record right now.

Mr. LANE. Well, I feel that probably you should for the benefit of the entire Membership. I have not read the veto messages, although I read a portion of what was published in one of the papers this morning.

Mr. MAHANY. Mr. President, the first veto message I will read is in connection with House Bill No. 76:

"I return herewith, without my approval, House Bill No. 76, Printer's No. 572, entitled 'An Act amending subsections (a) and (g) of section 403 act of April twelve one thousand nine hundred fifty-one (Pamphlet Laws 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" further regulating the application for and issuance of hotel restaurant and club liquor licenses'."

The next paragraph reads as follows:

"This bill amends Section 403 of the Liquor Code, the Act of April 12, 1951, P. L. 90.

"Under the present law, every applicant for a hotel liquor license, restaurant liquor license or club liquor license must file an application containing a description of that part of the hotel, restaurant or club for which the applicant desires a license as well as that part of the hotel, restaurant or club where it is proposed to keep and sell liquor as may be required by the regulations of the board.

"The amendment would provide that this information would be given and would show the hotel, restaurant, club or the proposed location for the construction of a hotel, restaurant or club at the time of the application and would show any alterations proposed to be made or the new building proposed to be constructed, but no alterations, improvements or changes shall be required to be made nor new building constructed until approval of the application by the board.

"This amendment would introduce a new conception in connection with the construction and alteration of buildings to be used as hotels, restaurants and clubs in that

the most important factor would be the possession of a liquor license.

"This is contrary to our philosophy of government in dealing with liquor, which is to treat the dispensing of liquor an adjunct to a hotel, restaurant or club, but not as the sole reason for their existence. Our courts have from time to time said that the purpose of the liquor laws was to regulate and restrict sales of liquor, not to promote them.

"The Liquor Code expressly provides that it shall be deemed an exercise of the police power of the Commonwealth for the public welfare, health, peace and morals of the people of the Commonwealth and to prohibit forever the open saloon.

"I do not consider this amendment to be in conformity with these purposes nor in the public interest.

"For these reasons, the bill is not approved.

"George M. Leader."

Mr. President, the veto message relating to House Bill No. 400 is as follows:

"I return herewith, without my approval, House Bill No. 400, Printer's No. 806, entitled" and then follows the title of the Act as it appears in the bill.

"This bill amends the Act of April 12, 1951, P. L. 90, known as the 'Liquor Code'.

"The amendatory language of the bill reduces from one year to ninety days the period following the violation of the Code within which the Liquor Control Board may cite a licensee to show cause why his license should not be suspended or revoked.

"While the statute of limitations is two years for many crimes or offenses, this amendment would reduce it to a mere ninety days in so far as violations of the liquor laws are concerned. This section of the Liquor Code as it presently stands has been held by the Supreme Court of Pennsylvania to satisfy all the requirements of due process and adequate remedy at law, in view of the fact that the licensee may appeal any suspension or revocation to the court. The purpose of the Liquor Code is to control and regulate the sale of liquor. The only apparent excuse for this amendment is to weaken the State's control and to invite and encourage violations of the Code.

"The bill further amends Section 471 so that the notice to the licensee shall contain a complete statement and particulars of the charges on which the citation is based. Thus the amendment requires more information than an information or indictment. Why the violator of the Liquor Code should be placed in a more favorable position than the violator of any other penal law is difficult to understand. Nor is any sound reason apparent why the Liquor Control Board should disclose all of its evidence prior to a hearing. The final assault upon the Liquor Code is the amendment which provides that no penalty or suspension or revocation in this section shall be imposed unless within fifteen days after the violation noted by the agent of the board, the board notifies the licensee in writing of the nature and time of the violation. This is in effect a reduction of the statute of limitations to a period of fifteen days. Under the common law there was no limitation to criminal proceedings by indictment. Today the limitation is in some instances six, five or two years. I do not propose to be a party to reducing the period to fifteen days, thus protecting those who frustrate and defy the provisions of the Liquor Code.

"For these reasons, the bill is not approved.

"George M. Leader."

Mr. LANE. Senator Mahany, when you sent over for the veto messages, were you advised as to who advised the Governor to veto the bills?

Mr. MAHANY. No, I was not.

Mr. LANE. Well, do you not see that in view of the fact that they are amendments to the Liquor Code, the Bureau of Enforcement in all probability advised the Governor to veto the bills?

Mr. MAHANY. I do not know. I do not know why he should listen to them. He ought to be listening to the elected representatives of the people instead of the enforcement officers of the Liquor Control Board.

Mr. LANE. I am asking you a question. Do you think that is probably why he vetoed the bills?

Mr. MAHANY. Why if he did, he is wrong in doing it. Perhaps he did; I do not know but if he did that, he certainly is not carrying out the democratic system of goverment. He ought to be listening to us instead of listening to these police officers of the Liquor Control Board. All they want to do is make it easy for themselves to put innocent people in the State of Pennsylvania to a large amount of expense, embarrassment and everything else in order to pin violations on them.

Mr. LANE. I am very glad, Mr. President, to hear the Majority Leader talk about our democratic form of government. I have been criticized many, many times on this floor for using the same phrase. The Republican leadership always complained that it was a republican form of government.

I just want to inform the Majority Leader that the Bureau of Enforcement, under the Liquor Control Board, is ninety-nine per cent Republican because they were blanketed in under civil service some time ago. It seems to me that if the Governor vetoed these two bills, it was at the instigation of Republican bureaucrats who have control of the Bureau of Enforcement in the Liquor Control Board.

Mr. MAHANY. Well, that is an excuse, but not a very good one, Mr. President.

Mr. SILVERT. Mr. President, I did not rise here to state just how I will vote on the veto of these two bills. I read the newspaper articles which were published. Senator Mahany stated that he did not know why these bills were vetoed. The newspaper article which I read stated definitely that Governor Leader felt that the building of a hotel or restaurant should not be based primarily on whether or not they can obtain a liquor license.

Mr. President, I am not saying that I agree with what the Governor said, but that was definitely contained in the newspapers, together with the statement of the Governor to the effect that he did not want to have violations of liquor laws have a statute of limitations of fifteen to ninety days. Those statements were in the newspaper and were fully covered in the message which Senator Mahany was asked to read but did not so state at the time he made his original talk.

Mr. YOSKO. Mr. President, when Senator Mahany started his discussion of this subject, he started by telling us the vote on the bills. The vote, of course, was

overwhelming in favor of the bills. However, it is nothing new for a Governor to veto a bill that was voted upon unanimously by both Houses of the Legislature. I will just mention a couple which were vetoed during previous Administrations since I have been here.

I recall that Senator Taylor sponsored one of the most progressive pieces of legislation, from a fiscal standpoint, that has ever been introduced here. He introduced a bill to set up a Legislative Budget Committee. I do not believe there was one vote against that bill in either house. Yet, Governor Fine, for unsound, impractical and flimsy reasons, vetoed the bill.

Mr. President, I then remember the truck bill, back in the Fine Administration. That was vetoed by Governor Fine, after considerable debate and deliberation by both Houses of the Legislature. I think that bill was carried by an overwhelming majority. The Governor, himself, held a public hearing on it and vetoed that bill. He did not veto it for sound reasoning, but for flimsy reasons, at least in my opinion.

So far as these two bills are concerned, Mr. President, when they were introduced they were sent to the Committee on Law and Order. I am a member of that committee. I voted to report those bills from committee because I thought they were sound and because I thought they were practical. When they came before the Senate on Final Passage, I voted for them.

I have not read the Governor's veto message, which I propose to do, but I do want to say here and now that this Legislature, in the end, has the last say. We have that last say under the Constitution. One of our troubles is that we never exercise the power that is given to us in the Constitution to override a veto. I want to go on record as saying that I will go along anytime and vote to override a Governor's veto if it is not based on sound, practical reasoning.

Mr. McMENAMIN. Mr. President, I did not expect to rise again. However, in view of some of the remarks that have been made, I want to add to what I said previously.

In my opinion, this is not a political matter. It is not a Republican versus Democratic fight or vice versa, and I do not think that two wrongs can make a right. I think this is a very basic problem under our constitutional form of government. We all know that we have three branches of Government and I think that the Legislature has its own rights and privileges and prerogatives, as well as its responsibilities. The same is true of the Executive Branch or the Governor's Office. All of us have the right to do what we believe is morally correct. However, too often there is a feeling, I am afraid, that the Legislature is a rubber stamp and the Executive Branch has a tendency to overstep its bounds and to assume the role of the Legislature. That is what my quarrel is and my reason for saying that I would vote on this particular issue to override the Governor's veto. I think that is what Senator Mahany meant in his opening remarks. I think all of us, and all Pennsylvanians, will be better served if we vote first as Members of an equal partnership in our Government, as Members of the Legislature, without voting for a bill because it is a Republican or Democratic bill, but voting for it because it is right and voting against it because it is wrong. I, for one, will not be for any Governor, regardless of Party, a rubber stamp legislator and I am sure that most of the Senators feel that way.

Mr. President, I think this is a good example because here, it seems to me, is a bill on which the issues are very clear-cut. This is sound legislation. At least, it is legislation that was within the province of the Legislature to decide whether or not it was sound. It is constitutional and, apparently, it has been vetoed summarily, without any explanation or reason given. I think in that particular type of case, in this case, we would be on sound ground ourselves in voting to override the veto because our judgment, as Members of the Legislature, has been questioned implicitly in that veto.

Mr. SEYLER. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. SEYLER. Mr. President, I would like to ask the Senator whether he feels that, as a matter of fact, violators of the State Liquor Code should be given a favored position over violators of other penal laws?

Mr. MAHANY. I would say that they should be given some notice that is not necessary under the Criminal Code. These people, to whom we give licenses, are not criminals. They are people who are businessmen of the Commonwealth. There are a lot of technical violations in this that they may be guilty of, and there are perhaps some that they are not guilty of. I think we should, at least, give the man a notice of what we are charging him with so that if one of his employees is guilty, he can check with that employee to find out the circumstances. Under the Criminal Code, you do not have someone arrested for violation of a criminal act which some employee did. However, in the Liquor Code, the owner of the establishment, the licensee, is not only responsible for his own acts, but also responsible for the acts of his employees even though he may not be physically present at the time the violation took place.

Mr. SEYLER. Mr. President, I thank the gentleman.

I take it then that his answer is that he does feel that liquor violators should be given a preferred status over other violators.

I think, Mr. President, that the Governor has presented good and sufficient reasons for a veto. In fact, I think it is regrettable that we did not think of some of those objections before. The objections with regard to the shortening of the statute of limitations, as it would apply to this type of offender, certainly impresses me. The Governor's statement in respect to the other bill, about the purpose of the law and how this would be violating the original intent and purpose of the law, impresses me. Certainly, with regard to the limitations, there is definitely an implication that there might be a question of constitutionality. If the courts have held, under I suppose a test case, that the present requirements of the law satisfy that requirement, certainly if we are shortening the time we would, at least, risk another test and possibly risk the constitutionality of the law.

Mr. President, I think that the Governor has given good reasons for his veto. On the face of it, in the amount of time that Senator Mahany has given me to think about it, I certainly have been convinced. I think if Senator Mahany takes the attitude that violators of this law should be in a special and preferred category from violators of other laws, I think it will be interesting to many people

in the Commonwealth to find out that the Senator has such an opinion. I do not share it.

Mr. McPHERSON, JR. Mr. President, I rise to disagree with the distinguished Senator from York in stating that we, in voting for this bill, voted for a preferred status. He certainly must know that under the Motor Vehicle Code, certain violations of that code have to be brought within fifteen days of the occurrence or they are forever barred. Here, under the Liquor Code, the proceeding would have to be brought within ninety days. We are not setting up a special criterion for violators of the Liquor Code as against violators of other laws.

Mr. SEYLER. Mr. President, in the distinguished company in which I find myself, that of Justice Mahany and the two other distinguished attorneys who have spoken, I, of course, rest my case on the Governor's veto message which I presume was the work of the Department of Justice. I have no desire and no competence to enter into a discussion of the constitutionality of a law. I simply rest my statement on the opinion given by, I presume, the Attorney General's Office. They are not going to entice me into any detailed argument about the law or its constitutionality.

Mr. DiSILVESTRO. Mr. President, I do not believe in being facetious or kidding around on an important question such as this. However, when I voted for these bills, I voted for one of them particularly because I felt that a proprietor of a decent place, a cabaret or a taproom, was confronted with a problem where he might be called for a hearing a year from the day of the offense and he might forget the facts, and the pressure and the different testimony given by some of the inspectors would not meet with what really happened in that particular instance. Let us not kid each other, but we all know that many a time the proprietor is framed. Many a time they have a yen for that person and sometimes, among many of our very honorable officers of the law, there is always some rotten egg in the barrel, somebody who goes in and plants evidence and testimony which is detrimental to the proprietor.

Mr. President, when I voted for this bill I voted for it because I felt that within a reasonable time, anyone who was pointed with the finger of wrong would have sufficient time to prepare his testimony and his facts would be better collected in his memory. He would know just what happened on that particular evening. However, when they want to crucify anybody, they will just put him on the backlog and they will put him one year from the day of the offense, because they know they will have a better chance of convicting him.

Mr. McMENAMIN. Mr. President, a casual observer, listening to the distinguished Senator from York, would conclude that he has had legal training. He denies it, but I submit to you that his argument had all the earmarks of a fine and precise legal mind. However, in boiling it down, I think what his brief was is simply that a Governor from York and an Attorney General from York, in the opinion of the Senator from York, cannot make any mistakes.

There is one thing Senator Seyler overlooked, however, and that is the tradition that comes down to us from our forefathers and from England where our system of justice comes from, going back to the time of the Magna Charta. I know he is a historian, whether or not he is a lawyer. A man is entitled to know what crime he is charged with as speedily as possible, and he is entitled to a prompt and speedy disposition or trial of the charges against him.

All this bill tried to do was to speed up the processes of prosecution under the Liquor Code. I think it results from, as somebody has just touched on here, what is an open scandal in Pennsylvania in the way the liquor laws are being enforced in many cases, by nothing more or less than entrapment on the part of unscrupulous liquor control agents who have made a prey of the businessmen who are trying to run taprooms and restaurants in Pennsylvania. I think that this bill reflects the thinking of the Legislature on that subject as it has been given to them by the people back home, who do not like the way the Liquor Board is enforcing the liquor laws in recent years.

Mr. MAHANY. Mr. President, I want to assure Senator Seyler, and any other Senator here, that I am certainly not in favor of putting any of these people on a pedestal. I know many people who have licenses and I know that they are usually people of pretty good repute. They are businessmen of this Commonwealth who are trying to serve the public. If this were morally wrong legislation and contrary to what the church believes in, I feel sure that the church group, who is so well represented in the Halls of the Legislature, certainly would have called it to our attention. These gentlemen, representing the church forces in the State of Pennsylvania, are in constant attendance here. They are quick to let us know, in connection with any legislation which is pending, whether or not the church is against that legislation. With both of these bills, the church forces did not tell us or advise us that they had anything against either one of these bills.

In connection with the constitutionality of these bills, in no place in the veto message, of either House Bill No. 400 or House Bill No. 76, did the Governor mention the fact that he thought either one of these bills was unconstitutional. If he had been able to jump on them on the grounds of unconstitutionality, he certainly would have done so. However, he did not choose to do that on either one of these bills because I do not believe, even by the broadest stretch of the imagination, that he could prove either one of these bills was unconstitutional. If Senator Seyler can read unconstitutionality into the Governor's message, he is a better man than I am.

Mr. LANE. Mr. President, all I want to say is this. My reason for taking the floor, and the position I have taken, is based upon the fact that I did not think we should act in haste on anything. As a matter of fact, we are arguing about something here today which, I understand, the House has to act on first.

Mr. President, with regard to any rubber stamp operation, I believe that quite a few of the Members on our side know that not by any stretch of their imagination am I a rubber stamp for anyone or any Administration. I took this position solely on the basis of moderation. I do not always agree with the policies of the front office and, as Senator McMenamin well knows, I have violently disagreed many times.

I feel we should be moderate in our approach to any overriding veto action here, Mr. President. Therefore, I am going to think this thing over, as there may be other ramifications involved which we know nothing about. After this has been thought over clearly and precisely, then we will know just what to do.

Mr. HALUSKA. Mr. President, I feel that the present law was written as a delaying tactic. I learned early in life that justice delayed is justice denied.

Mr. DENT. Mr. President and Members of the Senate, I certainly do not want to enter this debate at this moment. I just want to say to the Members of this Senate and the people of Pennsylvania, whether this is the occasion or some other occasion, that the question of a veto or overriding a veto are the questions that are involved in everyday administrative and legislative life. We have certain powers and the Governor has certain powers. The Governor felt the Legislature had not performed its duty in passing these bills. Therefore, using the veto power, he set aside the will of the Legislature. Those who framed the Constitution of this State very wisely put into that Constitution a constitutional provision whereby this branch of government, which is on an equal plane with the other two branches, the Judicial and the Executive, would have in the last resort, and so far as their duties as legislators are concerned, the last say on legislation itself and that at any time two-thirds of the Membership of the General Assembly feels that it acted to the best interest of the people, they have a right to override the veto of any Governor.

Therefore, Mr. President, it is not a question of personalities. It is a question of the inherent rights which go along with the office of General Assemblyman and State Senator. If in the past there have been occasions, and we know there have been many, when the Legislature has allowed itself to become a lesser part of the triumvirate of government, that can be laid at the door of the Legislature as a fault.

I certainly want to study or make a second review of the contents of the legislation itself and the message of the Governor, which I do not have before me. I believe it is proper for any Member, who feels that the veto itself is not proper, to discuss with the Governor his reasons for the veto. If the Membership feels that the reasons are insufficient, they have recourse and they have a right to override a veto. It is also the duty of any General Assembly, under any Governor, to do that which they believe to be the best for the people. It is not a question of whether it is Governor Leader at this time or Governor Fine in the past or any other Governor in the future. It is when the Legislature feels that it is right and fails to perform its duty that it can stand criticism. When a Governor feels that he is right and fails to perform his duty, he is making himself a target for criticism

In order that we all understand each other, Mr. President, I believe this Legislature has within it the means and the will to establish, and keep established at all times for posterity particularly, the independence of the Legislative Branch of any government from any pressures from either the Judicial or the Administrative Branches of Government.

Mr. McMENAMIN. Mr. President, I take it that Senator Dent has summarized that argument. However, there is one other thing I would like to talk about today.

It has just come to my attention that I believe out in St. Louis this week some group of colleges or universities or a committee thereof, apparently self-appointed arbitrators of what is right and wrong in American education, are going to take it upon themselves to decide whether or not Temple University and Jefferson Medical College, in Pennsylvania, should be censured for violation of the spirit of academic freedom.

As I understand it, Mr. President, apparently there were some members of the faculties at Temple or Jefferson, or both, who were what has come to be known as "Fifth Amendment Communists" and refused to answer some questions before some duly constituted authority. Apparently Temple and Jefferson disciplined these faculty members or employees, which I think was proper.

Now, however, Mr. President, they are being threatened with, or are being talked to about, a possible censure by this group of educators. I do not approve of that. I think if the colleges disciplined employees or members of the faculties for failing to answer proper questions to duly constituted authorities, they are open to discipline.

When I can learn more facts about this matter, I will present a resolution to the Senate on the subject, but I did want to bring it to the attention of the Senators because some of them may be interested, as I am, in learning more about it. Perhaps we can get something done this week before this group out in St. Louis does anything. I, for one, want to stand behind Temple and Jefferson on this question.

Mr. SEYLER. Mr. President, I have no intention of discussing the merits of what the distinguished Senator just said, but I would like to clear up on misapprehension under which he labors, and under which I fear he has left the Members of the Senate.

The A. A. U. P., the American Association of University Professors, is not a self-constituted authority on extraneous matters. The A. A. U. P. is the organization to which university professors belong, just as members of some trade or skilled endeavor might belong to a union. In other words, it is the group which they have drawn up, and to which they belong, for protecting their own interests, their own employment and conditions under which they work. It seems to me that it is quite proper for them to make objection to any practices in universities or colleges which they feel infringe on their rights as employees of those colleges, just as I would not question the interest of a labor union in discussing and drawing up recommendations about the actions of their employers if they took any action prejudicial to the terms of employment of those employees who are members of the union.

Mr. President, the American Association of University Professors has, for a long time, been interested in the question of tenure. They have a type of tenure which is institutional rather than a matter of State law. The matters which were discussed by Senator McMenamin today are matters which they feel properly come under the question of tenure, as it affects them as employees of colleges and universities. For that reason, while not attempting to argue with the Senator on his contentions, I feel that everybody should realize that this was a group of college and university professors banded together for unity in seeing to it that academic freedom prevails, the necessary atmosphere prevails, in other words, under which university professors can do their best work in research and teaching.

REPORTS FROM COMMITTEES

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, House Bil No. 505, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes' Retirement Law" by defining "final salary."

He also, from the Committee on Appropriations reported as amended, House Bill No. 879, entitled:

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes' Retirement Law" by further defining "employes" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

He also, from the Committee on Appropriations reported as amended, House Bill No. 880, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes Retirement Law" by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions.

He also, from the Committee on Appropriations reported as committed, House Bill No. 881, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School employes Retirement Law" by permitting former contributors who have become State employes and members of the State Employes Retirement Association to restore membership in the Public School Employes' Retirement Association and authorizing the transfer of monetary credits in the Public School Employes' Retirement Association to the State Employes' Retirement Association under certain conditions.

He also, from the Committee on Appropriations reported as committed, House Bill No. 882, entitled:

A Supplement to the act approved the eighteenth day of July One thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting any school employe as a contributor under the provisions of the School Employes' Retirement System and who was an employe under the State Employes' Retirement System of the Commonwealth and made contributions to the State Employes' Retirement Fund on account of such State service to obtain credit for such service in the School Employes' Retirement System under certain conditions.

He also, from the Committee on Appropriations reported as committed, House Bill No. 883, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes Retirement Law" by permitting former contributors who have become public school employes and members of the Public School Employes' Retirement System to restore membership in the State Employes' Retirement Association and authorizing the transfer of monetary credits in the State Employes' Retirement Association to the Public School Employes' Retirement Association under certain conditions.

He also, from the Committee on Appropriations reported as committed, House Bill No. 2055, entitled:

An Act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University.

He also, from the Committee on Appropriations reported as committed, House Bill No. 2056, entitled:

An Act to amend the act of June 27, 1923 (P. L. 858) entitled "State Employes Retirement Law" defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956, as State employes.

He also, from the Committee on Appropriations reported as committed House Bill No. 2057, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions.

He also, from the Committee on Appropriations reported as committed, House Bill No. 2058, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes Retirement Law" permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions.

BILL INTRODUCED AND REFERRED

Mr. STEVENSON. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STEVENSON read in place and presented to the Chair Senate Bill No. 1084, entitled:

An Act amending the act of June 25, 1947 (P. L. 971) entitled "An Act relating to the annual salaries and compensation of certain county officers of counties of the eighth class," fixing minimum amount to be received by sheriffs as expenses incurred in the performance of their duties.

Which was committed to the Committee on Rules.

REPORT FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on State Government reported as committed, Senate Bill No. 1063, entitled:

An Act amending the act of June 4, 1945 (P. L. 1388) entitled "Administrative Agency Law" changing provisions relating to regulations of administrative agencies of this Commonwealth.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I feel that if we enact Senate Bill No. 1063, which I just reported from committee and which was sponsored by Senator Dent and myself, when it reaches the Governor's desk if he asks the advice of his Cabinet Members, he will probably veto this one because it regulates the manner in which they may make regulations governing their departments.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, in order that there be no misunderstanding and as one newspaper said, "The legislators resent what they call being misunderstood"—I am not so interested in that, but I just hope that the people understand what we are trying to do. We are looked toward by the people as those who are responsible for legislation. Regardless of what happens in the ultimate, the Members of this Body receive either the plaudits or the condemnation of the peoples on any of the rules and regulations which become the law of this State.

Mr. President, this bill which has just been reported by Senator Mahany, from the Committee on State Government, was co-sponsored by the Senator and myself. What we are trying to do is see to it that when we give any department, commission or board the right to make rules and regulations, first those rules and regulations must be subjected to study and scrutiny by the Attorney General of the Commonwealth before they are put into effect. Then they must be submitted, if during a Session of the Legislature such a rule is promulgated, to the General Assembly for approval. During the interim, the rules and regulations will go into effect but will be subject to approval by the next Legislature.

The criticism that has been aimed at this General Assembly, particularly this year, because of the length of this session and the rightful demand of the Membership of the General Assembly for a recognition of their needs, has been aimed at them because editorial writers take the position that we do not earn our keep and that we do not work at our jobs.

Mr. President, there may be some who say that this is true. However, I would say to those newspapers that we put in at least as many hours as those who represent many of the industries in Pennsylvania whose only job is to watch the Legislature, and I am sure we do not receive anywhere near the amount of money that is paid to these people.

All of us are the peoples' lobby. We represent, to the best of our ability, the thinking of the people in our Districts. Therefore, we are going to try to make sure that from now on particularly, any rules and regulations which we believe to be contrary to the intent of the Legislature will at least be given to the Legislature for their approval. in too many instances, legislation which we have passed, containing the right to make rules and regulations, has been perverted to the particular thinking of some department head who, incidentally, is only passing through the political picture. The Legislature is a permanent and continuing part of the government. Department heads only serve at the whim of an elected Governor. I have never yet, in the twenty odd years that I have served in this General Assembly, ever had a Cabinet Member admit that within twenty-four hours he did not known all about the department. Legislators who have sat here for many years find themselves in a position of being reprimanded by department heads because of their thinking on legislation which is contrary to that which the department head believes to be right.

Mr. President, in a cooperative spirit, we are offering the departments, boards and commissions the right and prerogative at all times to promulgate rules and regulations, but we also reserve to the Legislature the right of review of these rules and regulations. In this way, I believe that the people will be better served. If the Membership of this Legislature is not what the people want it to be, they have the only right, the sole right, to change it. There have been many changes made and there will be a lot more. This is the learned body of government that has no tenure except when the electorate decides to keep it in office.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I want to say that I am wholeheartedly in favor of the bill which is now under discussion and which was just reported from committee. I want to give just one example of why I feel the way I do.

I do not know how many Members of the Senate had telephone calls from their constituents about increasing the size of license plates. However, my telephone has been busy since the issuance of the new plates because many, many automobile owners bought license plate holders. In fact, each one of us was given a set by the Pennsylvania Automotive Association, which was of a size previously issued by the Department of Revenue. This year the size of the plate was increased so that when the fellow who bought one of these license plate holders attempted to put on his new license plate, he found that it would not fit into his holder and he went into a fit. Apparently the first thing these fellows did was pick up their telephones and call me up, and raised the dickens as to why it was done. Of course, I had nothing to do with it; I do not know who authorized it and, frankly, know nothing about the increased size of the license plate.

One fellow called me up and told me that in order to make the license plate fit the holder which he bought, he had to cut part of it off on each end and then was hauled before an alderman and soaked a fifty dollar fine for it. I think when substantial and material changes such as that are made by a department, certainly this Legislature ought to have something to say about it. If

it is practical, the public ought to be given sufficient notice of the change so that they can prepare for it.

Mr. President, this change in the size of the license plates, in my opinion at least, was confiscation of property because every little businessman that has stock of license plate holders, based on the previous size of the license plate, has to throw them into the scrap heap because he cannot sell them due to the fact that the license plate size has been increased.

I repeat, Mr. President, that I am in favor of the proposal which was just introduced, in order that this Legislature will know what is going on with reference to material and important legislative changes in the various departments, boards and commissions of the Commonwealth.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 2101, AND APPOINTS COMMITTEE ON CONFERENCE.

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "Selective Sales and Use Tax Act" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees

and has appointed Messrs. READINGER, POLEN and JOHNSON as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CURRED IN BY THE HOUSE TO HOUSE BILL No. 2101, AND APPOINTS COMMITTEE OF CONFERENCE.

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 2101, and that a Committee of Conference on the part of the Senate be appointed.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. MAHANY, KESSLER and DENT as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 2101.

Ordered, That the Clerk inform the House of Representatives accordingly.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for five minutes, for the purpose of holding a meeting of the Committee on Highways.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The times of recess having elapsed, the Senate will be in order.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1928

Mr. MADIGAN. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1928, entitled:

An Act amending the act of May 20, 1949 (P. L. 1594), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and possessing with intent to sell, of adulterated or deleterious ice cream, french ice cream, french custard, frozen custard, frozen ice confections, frozen sherbet confections, sherbet, ice and fruit ice, including coated ice cream and the coating thereof . . ." extending its provisions to ice milk and ice milk confections; and conferring additional powers and duties on the Department of Agriculture, and changing labeling requirements.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT FROM COMMITTEE

Mr. WADE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE. from the Committee on Highways, reported as amended. House Bill No. 2087, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code," further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties.

SENATE CONCURRENT RESOLUTION, SERIAL No. 173, TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table Senate Concurrent Resolution, Serial No. 173, for consideration at this time.

The Clerk read the resolution as follows:

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY AND INVESTIGATE PROPER AND LAWFUL METHODS OF PREVENTING THE SHOWING OF OBSCENE OR LEWD MOTION PICTURES

In the Senate, April 4, 1956.

Whereas, by the Act of May 15, 1915, P. L. 534, as amended May 8, 1929, P. L. 1655, relating to motion picturefilms, reels or stereopticon views or slides, providing a system of examination, approval, and regulation thereof and of the banners, posters and other like advertising matter used in connection therewith, creating a board of censors, and providing penalties, it was sought to make unlawful the showing of obscene lewed, licentious, indecent, filthy and vile films, which tend to corrupt morals and offend decency; and

Whereas, the Supreme Court of the Commonwealth of Pennsylvania in the case of Hallmark Productions, Inc., declared the foregoing acts unconstitutional; and

Whereas, it is deemed advisable to prevent the showing in the Commonwealth of motion pictures which are obscene, lewed, licentious, indecent, filthy and vile, which corrupt morals and promote juvenile delinquency; now, herefore, be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission is hereby directed to study and investigate proper and lawful methods of preventing such showing within the limitations of the Constitutions of Pennsylvania and of the United States; and, be it further

Resolved, that the Joint State Government Commission report to the next regular session of the General Assembly, its findings and recommendations, with drafts of legislation necessary to carry such recommendations into effect.

SENATE CONCURRENT RESOLUTION, SERIAL No. 173, ADOPTED

Mr. MAHANY. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. MALLERY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, the reason that I called this resolution from the table and moved its adoption is because it is connected somewhat with a bill which we have on our Calendar that provides for pre-censorship of movies.

We have had this bill on our Calendar for some weeks now, trying to figure out whether we might be able to include some amendments which would make the bill constitutional. I had occasion to read the concurring opinion of the Supreme Court in the case of Hallmark Productions, Incorporated vs. Edna R. Carroll and others, as members of the Pennsylvania State Board of Censors I also read the concurring opinion of Judge Bell and the dissenting opinion of Judge Musmanno. I gathered from this opinion that we had to be very careful in drawing legislation which will stand the constitutionality test when we consider legislation governing pre-censorship of movies. Judge Musmanno, in his dissenting opinion, about sums up the majority opinion by stating that they have just about buried the Censor Board and the censorship law. Also, Judge Bell, in his concurring opinion, pretty much rules out pre-censorship of movies, even though he does it reluctantly. The majority opinion, as I read it, does not go quite that far. It might be that if we could so word a bill that it would be precise and certain, to the point where it would be upheld by the Supreme Court, we might be able to write one which would be declared constitutional.

Mr. President, we had a meeting in my office yesterday morning of the Rules Committee of the Senate, at which all of the Members were present. This meeting was attended by Father Lohmuller, of Harrisburg, together with Mr. Gallagher, an attorney who represents the Bishop of this area. It was also attended by Mr. Poulson, representing the church groups, and, I believe, a Mr. Roberts, who represented the Protestant Churches of Dauphin County. We went over this subject in detail and, of course, they were disappointed to some extent because we could not have something passed in a hurry. However, most of them felt that rather than pass something in a hurry, which might be declared unconstitutional and therefore, in future Sessions it would be difficult to obtain a suitable bill, it was better to, perhaps, make haste slowly and have a Joint State Government Commission study made of this subject. As you know, we feel that we are going to be able to get a bill through which will make every Member of the Legislature Members of the Joint State Government Commission and which will keep in tact the standing committees of the House and Senate to serve during the interim on subjects which they feel should be studied.

Father Lohmuller and Mr. Gallagher, representing the Catholic Church, definitely stated that this bill, House Bill No. 675, Printer's No. 1655, as it now appears on our Calendar, is not satisfactory to them. They felt that the bill which they would like to have passed, however, is House Bill No. 675 as it was originally introduced, plus the amendments which they suggested and which we put in in the Senate on the floor. However, Senator Dent stated that after these amendments were put into this bill, which they suggested, and he sumbitted these amendments to the Attorney General's office, the Attorney General definitely stated that those amendments did not make the bill constitutional and if the Attorney General's office was to hold up this legislation as constitutional, we would have to put in the amendments which were submitted by the Attorney General's office. Senator Dent and others submitted the amendments as written up by the Attorney General's office and that is the bill which we now have before us, House Bill No. 675, Printer's No. 1655. As I stated, that bill in its present form is not satisfactory to either the Catholic Church or the Protestant Church.

Therefore, Mr. President, because of the fact that the Session is nearing its conclusion, and there is not sufficient time between now and the end of the Session to get together with all of these groups and with the Attorney General's office and the others who are interested in this legislation. It was thought best to have a study made of this problem by the Joint State Government Commission. Between now and next January, I feel that a committee will be able to come up with a proper bill which will stand the constitutionality test. In the meantime, the people of Pennsylvania are not without recourse when lewd pictures are shown in their communities. We have the criminal laws of Pennsylvania that prohibit the exhibition of lew or lascivious pictures. If any such picture is exhibited in the local theaters, either the indoor theaters or the outdoor theaters, certainly the office of the district attorney of the county, or any citizen, can make information against the person who exhibits that type of picture.

As I stated yesterday, if the district attorneys of Pennsylvania would be half as active in looking after these so-called lew pictures as they are in closing up the old ladies' bingo games, I do not believe we would have to worry about pictures being shown. If any owner of a theater shows that type of picture and he is brought into court and fined and given the publicity that he would receive because he has violated the criminal laws of the State of Pennsylvania, I am sure that it would be a long, long while before that fellow could again take any risk in exhibiting such a picture.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, yesterday I talked with Senator Pechan in regard to the meeting that you held yesterday morning. I am wondering if your committee considered Senate Bill No. 1076, which pertains to motion picture censorship and which I introduced in the Senate last week.

Mr. MAHANY. Yes, we did. We found, in checking your bill, Senator Lane, that it just about included the same language that was in House Bill No. 675, Printer's No. 1655, which bill, in that form, was submitted by Senator Dent to the Attorney General's Office and the Attorney General stated that he did not feel that it met the constitutionality test.

Mr. LANE. Senaor Mahany, in view of the fact that we will, in all probability, be in Session until sometime in May, according to the newsapapers, if you please, do you think that the leadership in the Senate should get together and try to write a censorship bill which would be constitutional? Do you not think if you put forth your efforts, the leadership could probably get something prepared which the Attorney General would approve, instead of postponing it for a year?

Mr. MAHANY. Senator Lane, we are not postponing it for a year. It will only be postponed until next January when we expect to meet again. I wish Senator Dent were here on the floor, because he was the one who suggested that we do this.

Mr. LANE. I wish to thank the gentleman.

Mr. McMENAMIN. Mr. President, I have been very much interested in this subject and I am sorry that I did not have the benefit of everybody's thinking at this meeting yesterday morning. However, as I understand it, what happened at the meeting was that a lawyer, representing certain church groups, and the church people who were there, had amendments to the bill that is out on the Calendar and they were not acceptable to the Attorney General's Office and the Attorney General's amendments were not acceptable to the church groups. If that is the problem, and I am sure it is only one facet of the whole problem, I do not think we should abandon our fight now and let it go until next January.

For several reasons, as a practical matter, we all know that next January we are going to start all over again. We are going to have a budget again and probably another tax problem. I hope not, but we have had that every spring that I have been down here, the first spring of a Session of the Legislature. In other words, action on any censorship bill next Session is not apt to be taken early in the Session and it may drag on again. In the meantime, we have no censorship at all in Pennsylvania as, of course, today we have none either. It seems to me, however, that psychologically you are up against a bigger handicap because then you are going to have to start all over. We have this thing now to a red heat, and maybe in another two or three weeks we can get it to a white heat and get some kind of legislation through this Legislature. Our tax problems and budgetary matters are out of the way. We do not have an awful lot of very great importance on our Calendars and we are going to pretty much mark time, as I understand it, until after the Primary Election and then quit sometime within a month from today. It seems to me that in the month remaining, whether we are here or at home on recess, we can all do a great amount of work on this particular problem and come up with the best possible bill.

Mr. President, the big underlying problem is the decision of the United States Supreme Court and not our Pennsylvania Supreme Court decision. I believe that the Pennsylvania Supreme Court did the only thing it could do in view of the United States Court decision. I do not believe that our Pennsylvania Supreme Court is against censorship, and I think it would be a simple matter to satisfy our own Pennsylvania Court with a reasonable bill. However, it is not only Pennsylvania that is interested. The Attorneys General of Ohio and New York, for two, are also interested in this problem. Ohio has exactly the same situation, and I understand that their Legislature has just passed another bill.

This type of fight is not won over night. I think all of us appreciate that and it may go on for years. Whether or not the United States Supreme Court will recede from its present position, we do not know. However, it seems to me that eventually some State is going to write a bill that will meet the Supreme Court requirements. I would say that one of the ways to get at it is to keep passing bills and giving them to the Supreme Court, and let the Supreme Court rule on them. Gradually, they will spell out the acceptable limits of censorship in America. Perhaps, in one case there may be a clause or a paragraph that is clearly invalid, and they will dismiss that particular act without discussing or going into the entire problem. The more such bills they get before them, the more clearly the court itself is going to be able to say what it thinks a valid censorship law should say and the more understandable it is going to be to the various State Legislatures and Attorneys General.

Therefore, Mr. President, I think it behooves us to pass a bill at this Session, granting that even though it would satisfy the Pennsylvania Constitution, we do not know whether or not it will satisfy the United States Supreme Court. Over and above those reasons, it seems to me that there are too many people interested in this problem of censorship. I think most, or all, of the Senators to whom I have spoken about this subject seem to be in favor of some form of censorship. I want to say that I have received more mail on this partciular issue than I have on all the rest of my mail since I have been a Senator in six years, on everything else put together.

It seems to me that there is a great deal of concern, particularly among the parents of young children in Pennsylvania, about the need for some form of censorship. I do not think it is very assuring to them to say that we will just put off all activity for six, eight, nine, twelve or more months and, in the meantime, maybe the district attorneys can do something about it. I think this is a Nation-wide problem. It is not something that can be settled by every justice of the peace in every township in Pennsylvania. I think that, apparently, it is going on in a great many States, and I think that Pennsylvania should be in the forefront on the fight to get before the United States Supreme Court a bill which will provide reasonable and valid censorship. I think that the way is going to be long and hard, but every mile has got to be fought off by itself. I think we should keep continuing pressure on it and keep passing bill after bill after bill, and I am sure our sister States will join in and eventually one of us is going to hit the jackpot. One of us is going

to have a bill upheld by the Supreme Court on this very vital problem. Any other action is just going to be an abdication of our powers and responsibility in the field of public morals.

There is no telling what, without any censorship at all, will be shown in our movie theaters and on television screens to the very young and susceptible and immature minds of our children. The effects will be far-reaching. Without any moral standards at all to guide the makers of movies, who can say how bad it will get in the future? Certainly, in the years that censorship was enforced in Pennsylvania, I do not believe that the movie industry was hurt particularly by it, and I understand that the domestic or the American movie producers are satisfied to submit their films to censorship. They do not quarrel with the Pennsylvania Censorship standards. They have been satisfied with them in the past and were willing to continue under them. It was not out of a Hollywood movie that these attacks arose.

Therefore, Mr. President, I believe that in the time remaining in this Session, we should do the best we can to prepare the best possible bill with the advice of the Attorney General's office and our own thoughts on the matter to satisfy not only the church groups and the people, but to satisfy ourselves and our own consciences that we have done everything we possible can on this very vital subject, and not quit and let the whole fight go until next January.

Mr. MAHANY, Mr. President, of course, what we do with this censorship bill when we reach it on the Calendar is something for us to decide then. We are now considering this resolution which was put in by one of the prominent Democratic Members, Senator Stiefel.

We did discuss this in the meeting, as I stated, and Father Lohmuller was there, representing the Catholic Church, and Reverend Poulson was there, representing the Protestant Church, and there were other ministers there. All of them agreed that they were of the opinion that if the Attorney General could not approve this bill, as it was when their amendments were in it, then they would rather wait until we could make this study.

Certainly, as I said, these children should not be subjected to these terrible movies that the Senator has stated. If the district attorneys of the various counties will prosecute these people, I am sure there soon will be a stop to any further showing of that type of movie. I have yet to see any case where, when a district attorney went after the owner of a movie house that exhibited this type of movie, this action did not stop the showing of such movies. We are trying to give the right to censor movies which are immoral or lewd, and if we do give this right then we should be able to take the movie owners into court, if they do exhibit such movies, and prosecute them under the criminal laws of the State of Pennsylvania.

Mr. President, I feel we should adopt this resolution. The only reason that I arose at all to talk about it is because I wanted to tell you what we had in mind when we ask you to vote for this resolution. As I have stated, I am sorry Senator Dent is not here because he is in full accord with what I am telling you.

Mr. McMENAMIN. Mr. President, my distinguished colleague, Senator Mahany, and I, as I undestand it, do not disagree. I would appreciate the help of the Joint State Government Commission in framing a bill, even if it was only to improve next Session a bill that we pass this Session. I think it is certainly something which should be done.

What I am saying is that I do not think this resolution should be an alternative to legislative action at this particular Session. I hope that Senator Mahany is not asking for votes for this particular resolution with the understanding that this is it and we will do nothing on any further censorship legislation at this Session.

Mr. President, I would like to suggest, and perhaps he has thought of it and he may be right and I am wrong, that the United States Supreme Court's objection to censorship is that in our old bill, or in similar State bills, the word "obscene" is vague and not sufficiently defined. Therefore, there was no readily ascertainable way of what constituted an obscene motion picture within the meaning of the act. The act was too vague to be enforceable.

If that is the problem, Mr. President, then why would the same attack not be successful on an action by a district attorney under the criminal law? Certainly a lawyer defending a motion picture operator, having the United States Supreme Court decision in mind, could very well go before a common pleas judge and say, "Look here, not only was the censorship act invalid, but so is the statute prohibiting the showing of indecent and lewd movies." Apparently the problem is the wording and lack of definition of the words. If that is what the United States Supreme Court took its stand on, then that would apply not only to censorship laws but to the criminal laws as well. Some of the motion picture operators spent the mony apparently to get to the Supreme Court on State Acts, and they probably would do the same thing with a local action brought by a district attorney under the criminal law and, it would seem to me, with the same chance of success. The court is certainly going to be consistent, when it is a question of sufficiently spelling out a definition so that everyone will know what is right and what is wrong. I think that is the underlying problem here, to spell out a bill with sufficient particularities so that everyone can decide in advance what constitutes a crime under this act. I do not think it makes any difference whether it is a censorship act or a criminal act in so far as that is concerned.

If I could just speak for a moment on the merits of the resolution. Mr. President; I do not agree with the legal reasoning. It seems to me that the courts every day are working with vague phrases which are not readily definable and cannot be tacked down. Our law has to be based upon philosophy and maxims and that sort of thing, and then general precepts and principles applied to particular factual situations. That is what our law is actually. It seems to me that certainly in terms of numbers, more than half of the courts' business all over America in recent years has been automobile accidents.

Now the problem in an automobile personal injury case is negligence. What is negligence defined as? Merely doing something that a reasonable man would not have done or failing to do something that a reasonable man would have done. Certainly, nothing is more vague or undefinable than that and yet courts all over Pennsyl-

vania, and all over American, every day are taking that phrase, vague as it is, and applying to it to a particular fact situation or letting juries decide whether the facts constitute negligence with that definition as a test, and we are getting really great substantial justice out of it.

There is no difference at all, it seems to me, Mr. President, in the court saying, "Would a reasonable man believe that this is a lewd or suggestive motion picture?" That is all the test one would seem to need. Certainly, the right to freedom of speech is not absolute. We all know that we can be guilty of libel or slander; that there are certain limits on freedom of speech. I think all of us know that if we got up in a crowded motion picture house and yelled, "Fire," and caused a riot, we would be in for some kind of trouble, too. Therefore, there are limits on freedom of speech in the clause of the Federal Constitution.

Mr. President, what we have to do is write some bill on censorship which limits the motion picture producers' right to make movies within the bounds of ordinary decency. All we have to do is spell out a test by which they can decide in advance that this is going too far, but another scene is not and it then will be acceptable. That is all the law is and it is applied every day all over America, as I say, in many types of situations. Basically, that is our problem here and the sooner we get at it, we ourselves, as legislators, the better off we are going to be.

It will be fine and wonderful to avail ourselves of the research of the Joint State Government Commission, but I would not like to see the next eight or ten months just lost in this fight for decent movies.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to and the resolution was adopted.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE RESOLUTION, SERIAL No. 19a, TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table Senate Resolution, Serial No. 19a, for consideration at this time.

The Clerk read the resolution as follows:

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY THE METHODS USED TO REGULATE OPEN-PIT MINING AND CONSERVE AND IMPROVE THE LAND AFFECTED BY SUCH MINING

In the Senate, April 4, 1956.

Whereas, The bituminous coal industry in Pennsylvania furnishes employment to some 76,000 Pennsylvanians; and

Whereas, In the recent past, total annual production of bituminous coal in Pennsylvania amounted to 70,000,000 tons, of which approximately 20,000,000 were produced by strip-mining methods; and

Whereas, The production of bituminous coal in Pennsylvania has declined more rapidly than bituminous production in the nation as a whole; and

Whereas, The thickness of the bituminous seam in the United States ranges from a low of 2.6 feet in the central Pennsylvania field to 7.1 feet in the Illinois field; and

Whereas, Pennsylvania bituminous production equals but 5.07 tons per man-day, compared to 6.07 and 8.00 tons in the competitive states of West Virginia and Illinois, respectively; and

Whereas, These facts indicate that Pennsylvania's bituminous coal industry is in a relatively unfavorable competitive position and that efforts to improve this position should be consistent with the interests of the Commonwealth as a whole; therefore be it

Resolved, That the Joint State Government Commission be directed to study the methods used to regulate open-pit mining and conserve and improve the land affected by such mining in the major bituminous producing states, from the point of view of the cost to the affected bituminous operators, the regulatory agency, and the effective restoration of the mined areas; and be it further

Resolved, That the Commission report the findings in its study to the next regular session of the General Assembly.

SENATE RESOLUTION, SERIAL No. 19a, ADOPTED

Mr. MAHANY. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The motion was agreed to and the resolution was adopted.

SENATE BILL No. 929, RECALLED FROM THE GOVERNOR, TAKEN FROM TABLE

Mr. LANE. Mr. President, I call from the table Senate Bill No. 929, Prrinter's No. 614, which was recalled from the Governor for the purpose of amendment.

RECONSIDERATION OF SENATE BILL No. 929

Mr. LANE. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 929, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. CAMIEL. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. CAMIEL. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally

Mr. LANE. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. CAMIEL. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. CAMIEL. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President. I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1 (Section 601), page 2, line 9, by striking out the brackets before and after "shall"; Amend Section 1 (Section 601), page 2, line 9, by striking out "may".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

Ordered, That the bill as amended lie over for printing.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, February 13, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph M. McNamara, 214 Laurel Road, Sharon Hill, Delaware County, for appointment as Justice of the Peace in and for the Borough of Sharon Hill, Delaware County, to serve until the first Monday of January 1958, vice John M. Hauger, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William H. Dunn, 130 Putcan Avenue, Essington, Delaware County, for appointment as justice of the Peace in and for the Township of Tinicum, Delaware County, to serve until the first Monday of January 1958, vice Fred C. Walz, deceased.

GEORGE M. LEADER.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

Whereupon,

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

SENATE BILL No. 39, RECALLED FROM THE GOVERNOR, TAKEN FROM TABLE

Mr. CAMIEL. Mr. President, I call from the table Senate Bill No. 39, Printer's No. 537, which was recalled from the Governor for the purpose of amendment.

RECONSIDERATION OF SENATE BILL No. 39

Mr. CAMIEL. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 39, entitled:

An Act amending the act of July 11, 1917 (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," changing the penalties for the illegal sale, dispensing or giving away drugs.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. CAMIEL. Mr. President, I voted with the prevailing side.

Mr. LANE. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. CAMIEL. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. CAMIEL. Mr. President, I voted with the prevailing side.

Mr. LANE. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. CAMIEL. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend the title, page 2, last line of title, by inserting after "illegal": "possession"; Amend the title, page 2, last line of title, by inserting after "drugs": "and limiting the powers of the courts to suspend sentence grant probation or parole in such cases"; Amend Section 3 (Section 12), page 5, line 17, by inserting a bracket before and after "and" and inserting immediately thereafter: "or"; Amend Section 3 (Section 12), page 5, line 17, by inserting a bracket before "of"; Amend Section 3 (Section 12), page 5, line 18, by inserting a bracket after "and" and inserting immediately thereafter: "by separate or solitary confinement at labor"; Amend Section 3 (Section 12), page 5, line 18, by inserting after "years": "or both"; Amend Section 3 (Section 12), page 5, line 19, by inserting a bracket before and after "act" and inserting immediately thereafter: "section"; Amend Section 3 (Section 12), page 6, line 1, by inserting after "drugs": "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth"; Amend Section 3 (Section 12), page 6, line 2, by inserting a bracket before and after "and" and inserting immediately thereafter: "or"; Amend Section 3 (Section 12), page 6, line 3, by inserting a bracket before "of" and after "and" and immediately inserting thereafter: "by separate or solitary confinement at labor"; Amend Section 3 (Section 12), page 6, line 4, by inserting after "years": "or both"; Amend Section 3 (Section 12), page 6, line 6, by inserting after "of" where it appears the first time: "this section or"; Amend Section 3 (Section 12), page 6, line 7, by inserting after "drugs": "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth"; Amend Section 3 (Section 12), page 6, line 8, by inserting a bracket before and after "and" and inserting immediately thereafter: "or"; Amend Section 3 (Section 12), page 6, line 9, by inserting a bracket before "of" and after "and" and inserting immediately thereafter: "by separate or solitary confinement at labor"; Amend Section 3 (Section 12), page 6, line 9, by inserting after "years" where it appears the second time: "or both"; Amend Section 3 (Section 12), page 6, line 13, by striking out "and" and inserting: "or"; Amend Section 3 (Section 12), page 6, line 14, by striking out "of not less than five (5) years and" and inserting: "by separate or solitary confinement at labor"; Amend Section 3 (Section 12), page 6, line 15, by inserting after "years": "or both"; Amend Section 3 (Section 12), page 6, line 16, by striking out "act" and inserting: "section"; Amend Section 3 (Section 12), page 6, line 18, by inserting after "drugs" "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth"; Amend Section 3 (Section 12), page 6, line 19, by striking out "and" and inserting: "or"; Amend Section 3 (Section 12), page 6, lines 19 and 20, by striking out "of not" in line 19, and "less than ten (10) years and" in lieu 20, and inserting: "by separate or solitary confinement at labor"; Amend Section 3 (Section 12), page 6, line 20, by inserting after "years" where it appears the second time: "or both"; Amend Section 3 (Section 12), page 7, line 2, by inserting after "of" where it appears the second time: "this section or"; Amend Section 3 (Section 12), page 7, line 4, by inserting after "drugs": "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth"; Amend Section 3 (Section 12), page 7, line 5, by striking out "and to undergo an imprisonment for life" and inserting: "or to undergo imprisonment by separate or solitary confinement at labor for the term of his natural life"; Amend Section 3 (Section 12), page 7, line 6, by inserting a bracket before "Except"; Amend Section 3 (Section 12), page 7, line 10, by inserting a bracket after "served" and inserting: "The courts shall have power to suspend the imposition or execution of sentence and grant probation or parole only in the case of conviction for a first offense for violation of the provisions of this section."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

Ordered, That the bill as amended lie over for printing.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2023

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2023, entitled:

An Act making an appropriation to the House of Representatives of the General Assembly for the salaries of officers and employes, mileage of members and payment of postage and expenses.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 2023, entitled:

An Act making an appropriation to the House of Representatives of the General Assembly for the salaries of officers and employes, mileage of members and payment of postage and expenses.

Whereupon,

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 407, entitled:

An Act amending the act of August 10 1951 (P. L. 1182) entitled "Chiropractic Registration Act of 1951" extending the period for application for limited examination clarify-

ing certain provisions thereof establishing further standards of educational conferences and requiring board approval thereof providing for branch office certificates and prohibiting branch office practice without such certificate

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 407, RECALLED FROM THE GOVERNOR

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 407, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Madigan,	Peelor,	Wade,
Dent,	McPherson, Jr.,	Propert,	Wagner,
Derk,	Lane,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,			Yosko,

NAYS—1

Kopriver, Jr.,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 596, entitled:

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 596, RECALLED FROM THE GOVERNOR

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 596, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 291, Printer's No. 667; and
Senate Bill No. 517, Printer's No. 634.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 598, entitled:

An Act amending the act of April 9 1929 (P. L. 177) entitled "The Administrative Code of 1929" increasing amount of money available for aids and services to blind persons and persons of impaired vision

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 599, entitled:

An Act amending the act of April 9 1929 (P. L. 177) entitled "The Administrative Code of 1929" authorizing the State Council for the Blind to accept certain payments and donations and increasing the services which may be given by it to certain blind persons

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yoako,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 672, entitled:

An Act authorizing cities boroughs incorporated towns townships and counties to create historic areas within their geographical limits providing for the appointment of historical boards empowered to preserve historic buildings and to regulate the erection reconstruction alteration restoration demolition or razing of buildings within the historic areas

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. MAHANY. Mr. President, I have no way of knowing whether or not Senator Stiefel is not here on purpose, and Senator Lane has continually asked us to put these bills over until the Senator arrives. I thought for sure that Senator Stiefel would be here today, but I do not see him in his seat.

Senator Lane, are you going to request that this bill go over because Senator Stiefel is not here again today?

Mr. LANE. I planned on requesting that both bills go over in order, in deference to Senator Stiefel. He should be on the floor when you try to recommit his bills.

Mr. MAHANY. We have half of the sponsorship of this bill! no, we do not even have half anymore.

Mr. LANE. Well, get Doctor Chapman to fight for them then.

Mr. MAHANY. What I would like to do, Senator, is to act on these bills some time, and I hope you will persuade Senator Stiefel to come around some day when we are considering the Calendar so that we may dispose of these bills.

Mr. LANE. Mr. President, I realize that the bills have been on the Calendar quite some time. However, I do not know the reason why Senator Stiefel is not in his seat here today. There seems to be an understanding here that we always grant a Member of the Senate the courtesy of being here, and give him the opportunity to defend his bills in case they try to get rid of them by recommitting them or by any other method.

Mr. President, I have requested many, many times that these bills go over in order. Of course, I do not know the reason why Senator Stiefel is not here. It may be due to illness; I do not know. I expected him here today. If the Majority Leader will bear with me and let them go over until next week, we will certainly appreciate it.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILLS OVER IN ORDER

Mr. LANE. Mr. President, I now ask unanimous consent that Senate Bill No. 672, Printer's No. 280, and Senate Bill No. 673, Printer's No. 270, on third reading, go over in their order.

The PRESIDENT. Is there objection?

Mr. MAHANY. Mr. President, I will go along with that under the agreement with the Senator that their candidate for the United States Senate, Senator Clark, will look upon absenteeism here in the Senate when he talks about absenteeism of any United States Senator in which he might be interested.

The PRESIDENT. There being no objection, the bills will go over in their order.

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 1060, Printer's No. 662, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1067, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" clarifying provisions relating to school directors county superintendents assistant county superintendents supervisors of special education district superintendents and payment of certain salaries.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent

that Senate Bill No. 1067, Printer's No. 675, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. MAHANY. Mr. President, I had decided to ask that we put this bill on the Third Reading Postponed Calendar. I understand there will have to be some things worked out in relation to this legislation, and we felt it would be better to put it on the Third Reading Postponed Calendar.

I, therefore, would appreciate it, Mr. President, if Senator Lane would withdraw his request for this particular bill to go over.

REQUEST THAT BILL GO OVER IN ORDER WITHDRAWN

Mr. LANE. Mr. President, I withdraw my request that Senate Bill No. 1067 go over in its order. That request was made at the suggestion of Senator Silvert, who is not on the floor at this particular time. Since it will be placed on the Postponed Calendar, I think he will be satisfied.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL POSTPONED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 1067, on third reading, be placed on the Third Reading Postponed Calendar.

Mr. WAGNER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1073, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the Commonwealth requiring nonresident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of Commonwealth shall be admitted in evidence prescribing the duties of and fixing the fees of the Secretary of the Commonwealth and providing penalties

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie the Canal Basins situate in the City of Erie Erie County Pennsylvania

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. McMENAHIN. Mr. President, I ask unanimous consent that House Bill No. 1116, Printer's No. 1659, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1781, Printer's No. 1660; and

House Bill No. 2096, Printer's No. 1702.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 147, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for increasing the membership of county boards of school directors in certain counties.

The first section was read

On the question,

Will the Senate agree to the section?

Mr. FLACK offered the following amendments:

Amend Sec. 1 (Sec. 921), page 2, line 13, by striking out "one hundred thousand (100,000)" and inserting in lieu thereof: "eighty thousand (80,000)"; Amend Sec. 1 (Sec. 921), page 3, lines 12 and 13, by striking out "one hundred thousand (100,000)" and inserting in lieu thereof: "eighty thousand (80,000)."

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 147, Printer's No. 86, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 296, entitled:

An Act amending the act of May 16, 1951 (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county" extending provisions of the act to certain counties and limiting the amount counties may expend on training schools in certain cases.

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. STEVENSON offered the following clarifying amendments:

Amend Section 2, page 2, line 16, by inserting the following immediately after the figure "2": "Except in second and fourth class counties"; Section 2, page 2, line 19, bracket out all of line after the word "ACT"; Section 2, page 3, bracket out all of lines 1, 2, and 3.

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that House Bill No. 503, Printer's No. 1613, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 563, entitled:

An Act amending the act of July 18, 1817 (P. L. 1043) entitled "Public School Employes Retirement Law" providing credit for retirement purposes for out-of-state service in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 789, entitled:

An Act authorizing the Department of Military Affairs to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RE-REFERRED

Mr. FLEMING. Mr. PRESIDENT, I move that House Bill No. 789, the bill just read, be re-referred to the Committee on Appropriations.

Mr. HARNEY. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 890, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by further providing for return to service with full retirement rights.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 895, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting disability annuitants who withdrew from school service to elect to become members of the one one-hundred fortieth (1/140) class upon restoration to school service.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the administration and operation of the Foundation.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 1077, Printer's No. 679; and

Senate Bill No. 1078, Printer's No. 682.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1130, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting employes to make up back payments to the retirement system from the time they enter school service and securing to such employes the full benefits of the retirement system from the time they entered school service.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1253, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" authorizing contributors in the one one-hundred sixtieth class to transfer to the one one-hundred-fortieth class.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1474, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further regulating the power of boroughs to levy and collect the annual tax for general borough purposes.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1507, entitled:

An Act amending revising clarifying and changing the act of April 6, 1953 (P. L. 3) entitled "Uniform Commercial Code."

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on second reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. FLEMING. Mr. President, this would probably be a conditional objection. I would call to the Senator's attention that we just passed, and sent to the House yesterday, two bills which are amendments to this bill which is now on our Calendar. If this bill does not move and get to the Governor's Office, we are going to be in very serious difficulty. Unless you have a very serious reason for holding the bill over, I would suggest to you, Senator Lane, that you withdraw your request that it go over.

Mr. LANE. Mr. President, I am holding this bill on the Calendar and taking it over in order at the request of Senator Weiner, who is ill today and cannot be on the floor. He has requested that we hold this bill over for some time. I had hoped that we could dispose of it today, but he is not here and, therefore, I requested, at his suggestion, that the bill be passed over in its order.

Mr. McPHERSON, JR. Mr. President, I discussed this bill with Senator Weiner this afternoon. He is not well today and does not want to debate the bill or express his objections to it, but he told me that he would not have any objection to it going up on Third Reading where the bill will be held until Senator Weiner can have an opportunity to debate it.

It is important that this bill be disposed of within a reasonable time. Otherwise, the plans that have been worked out will go askew and the Commercial Code will end up in a rather confused state so far as certain sections are concerned.

REQUEST THAT BILL GO OVER IN ORDER WITHDRAWN

Mr. LANE. Mr. President, since Senator Weiner has made that agreement with Senator McPherson, I will withdraw my request that House Bill No. 1507 go over in order, and agree to have it read for the second time.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1865, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304) entitled "Local Health Administration Law" regulating pension and retirement rights of employes of single-county and joint-county departments of health except in counties of the second class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that House Bill No. 1889, Printer's No. 1704, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1891, entitled:

An Act amending the act of April 12, 1951 (P. L. 90) entitled "Liquor Code" authorizing the board to investigate and cause the prosecution of unlicensed establishments authorizing the confiscation of certain propery with certain limitations and changing penalties.

The first section was read and agreed to.

The section section was read.

On the question,

Will the Senate agree to the section?

Mr. LANE offered the following amendments:

Amend Section 2 (Section 494), page 3, line 16, by striking out the bracket before "not"; Amend Section 2 (Section 494), page 3, line 17, by inserting a bracket before "three"; Amend Section 2 (Section 494), page 3, line 20, by striking out the bracket before "not"; Amend Section 2 (Section 494), page 3, line 20, by striking out the bracket after "dollars"; Amend Section 2 (Section 494), page 4, line 1, by striking out the bracket before "($300)"; Amend Section 2 (Section 494), page 4, line 1, by striking out the bracket after "than".

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, as amended,

On the question,

Will the Senate agree to the bill on second reading, as amended?

BILLS OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1891, Printer's No. 1427, on second reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING. Mr. President, I ask unanimous consent that House Bill No. 1935, Printer's No. 1588, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1945, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929" changing requirements in promulgating rules and regulations by the Department of Health.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that House Bill No. 1983, Printer's No. 1701, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1989, entitled:

An Act adopting an interpleader compact for the complete and expeditious adjucation of adverse claims to property in the hands of a stakeholder where one or more claimants are in different jurisdictions and entering into the compact with other states territories and possessions of the United States and the District of Columbia that adopt the compact and are acceptable to this Commonwealth for the purposes of the compact.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2001, entitled:

An Act amending the act of June 20 1947 (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein ***" fixing a period of limitations for making assessments and for beginning suits for collection of unpaid taxes and reducing the penalty on unpaid taxes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2006, entitled:

An Act amending the act of May 21 1943 (P. L. 595) entitled "An act authorizing the Department of Property and Supplies to establish operate and maintain self-sustaining restaurants as herein defined in the State Capitol . . ." changing provisions relating to the operation of restaurants in the basement of the Main Capitol Building.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. FLEMING. Mr. President, I ask unanimous consent that House Bill No. 2015, Printer's No. 1609, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chairs hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2074, entitled:

An Act amending the act of August 9 1955 (P. L. 323) entitled "The County Code" further regulating the payment of salaries in certain counties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL INTRODUCED AND REFERRED

Mr. McMENAMIN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McMENAMIN read in place and presented to the Chair Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution.

Which was committed to the Committee on Appropriations.

BILLS ON FIRST READING

Mr. FLEMING. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. McCREESH. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 505, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes' Retirement Law" by defining "final salary."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 879, entitled:

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes' Retirement Law" by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 880, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes Retirement Law" by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 881, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting former contributors who have become State employes and members of the State Employes' Retirement Association to restore membership in the Public School Employes' Retirement Association and authorizing the transfer of monetary credits in the Public School Employes' Retirement Association to the State Employes' Retirement Association under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 882, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting any school employe as a contributor under the provisions of the School Employes' Retirement System and who was an employe under the State Employes' Retirement System of the Commonwealth and made contributions to the State Employes' Retirement Fund on account of such State service to obtain credit for such service in the School Employes' Retirement System under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 883, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes Retirement Law" by permitting former contributors who have become public school employes and members of the Public School Employes' Retirement System to restore membership in the State Employes' Retirement Association and authorizing the transfer of monetary credits in the State Employes' Retirement Association to the Public School Employes' Retirement Association under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1063, entitled:

An Act amending the act of June 4, 1945 (P. L. 1388) entitled "Administrative Agency Law" changing provisions relating to regulations of administrative agencies of this Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1082, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code" authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in certain counties of the fifth class; and prescribing their duties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1574, entitled:

An Act authorizing the city of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1951, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for advancements and reimbursements.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2055, entitled:

An Act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2056, entitled:

An Act to amend the act of June 27, 1923 (P. L. 858) entitled "State Employes Retirement Law" defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956, as State employes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2057, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2058, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes Retirement Law" permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2087, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code," further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. FLEMING. Mr. President, I move that the Senate do now adjourn until Wedesday, April 11, 1956, at 11:00 o'clock, a. m., Eastern Standard Time.

Mr. DERK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:42 o'clock, p. m., Eastern Standard Time, until Wednesday, April 11, 1956, at 11:00 o'clock a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, April 10, 1956.

The House met at 1:00 p. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, April 9, 1956 will be postponed until printed. The Chair hears none.

PERMISSION TO ADDRESS HOUSE

Mr. CHARLES C. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, I had a very excellent speech prepared yesterday, but because being a good-natured fellow was talked out of it. Now I have the speech and I am not going to waste it, even though nobody is here except the sidelines. I think they probably will appreciate it more than anybody else anyhow, so I am about to make the speech. Besides I see we have a few reporters, and they are the ones I was making it for in the first place, so that is all right.

Now that the sales tax amendment and the capital stock tax will be put into a Conference Committee, I think it is pretty important that the Governor and the people of the state be given an accurate picture of what we are doing.

Last week the Governor said at a Press conference that anyone is a "liar and a demagogue" who says there is enough money to give the teachers the $31 million which has been appropriated for salary increases in this biennium.

I want to ask the Governor, who does he think he is kidding? If I remember correctly, I think he has a constitutional duty not to sign into law an appropriation for which he does not have the money. I think that applies to our Constitution. Yet he signed the $31 million bill, apparently with the thought in his mind that he could get out of a bad situation by later refusing to sign the necessary enabling legislation which would actually give the teachers and the school districts this money.

Let me make something very clear so the Governor and the people will know just what is what. We voted for the $31 million appropriation bill. We also voted, if the Governor remembers, for the taxes to provide the revenue to pay it. If other less vital appropriations come along later with the Governor's blessing, evidently he wants them to make way for the teachers and not the teachers for them.

The teachers' appropriation for $31 million has already been voted by the Legislature almost unanimously and signed into law by the Governor. It is now a little late for the Governor to come along and say, it was all a mistake. The Legislature should not have done it and it should not have been signed. The fact remains regardless of what the Governor is trying to convey to the people, when the Governor signs an appropriation bill it is the law. He is the one who signed the bill and if he decides to break the law I do not even believe it is right. Nevertheless, that is the attitude the Governor is taking.

Let us talk about the money, the $31 million. Before we passed the sales tax finally in the House about a month ago, there was in effect or in bills on the Governor's desk revenue measures which would produce approximately a billion dollars in revenue, which is almost exactly what was expended by former Governor Fine in the last two years of his administration.

The sales tax according to estimates provided the Senate—and I want to be very emphatic about this—from administration sources, not from Republican sources, will bring in an estimated $325 million in revenue over and above that billion dollars before the end of this biennium.

When we Republicans voted to give Governor Leader that amount of money we did so with the intention that included therein there was $31 million for the teachers' salary increase.

If the Governor comes along now and says this is not true, we ask that he, instead of calling us derogatory names, will show us what has happened to the $31 million. What has become of it? How does he plan to spend it?

In his budget the Governor asked the Legislature to appropriate approximately $200 million more than was appropriated for the previous biennium. In addition, he asked for $35 million for an industrial development program that he did not even include in his budget. Much of this has been scrapped. Yet the sales tax will produce at least $325 million more than was spent by the last administration and not just $200 million more.

It is true that part of this additional revenue is required to pay off the deficit which resulted from increased relief costs and a fall-off in tax revenue in the period following the end of the war in Korea. But that, according to our best information, amounted to no more than $50 million.

The Republican Members are not against an increase in teachers' salaries. What we are against is any deceitful and double-dealing talk or plan which the Governor seems to try to give the teachers to prevent them from having an increase and either pass it on to the local school districts to provide the money or to leave the job of providing the money to the next Legislature.

What we are insisting on, and are going to keep on insisting, and this is a warning that I think we should plainly tell the Governor right now, is that the Members on this side of the House will give the teachers and intend to give the teachers the $31 million which was promised to them. We intend to try to give the teachers the $31 million for which the Governor signed the bill and which was appropriated for them in this biennium for increased salaries without any ifs, ands and buts.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 324.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" revising the school health and the Department of Public Instruction relating thereto imposing duties on the State Council of Education and changing the basis for reimbursement therefor.

Referred to the Committee on Rules.

SENATE BILL No. 876.

An Act amending the act of March 10, 1949 (P. L. 30)

entitled "Public School Code of 1949" changing limitations on driver-education expenses of the Department changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs.

Referred to the Committee on Rules.

SENATE BILL No. 991.

An Act amending the act of April 6, 1953 (P. L. 3) entitled "Uniform Commercial Code" changing fees with respect to filing statements.

Referred to the Committee on Rules.

SENATE BILL No. 1029.

An Act amending the act of April 6, 1953 (P. L. 3) entitled "Uniform Commercial Code" further regulating filing with respect to perfecting security interests.

Referred to the Committee on Rules.

SENATE BILL No. 1062.

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions . . ." by making certain technical changes and by adding provisions concerning safety regulations and match-makers.

Referred to the Committee on Rules.

SENATE BILL No. 1065.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

Referred to the Committee on Rules.

SENATE BILL No. 1069.

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law . . ." specifically including a suit by shareholders to compel the declaration of dividends by a corporation as a suit within the provisions of the act.

Referred to the Committee on Rules.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. BAZIN, McCORMACK, TAYLOR, COMER, GELFAND, FRASCELLA, TOLL, BRANCA, LIMPER, McGEE, SCARCELLI, Mrs. PASHLEY, Mrs. VARALLO, Messrs. FINEMAN, SHERMAN, GRANVILLE E. JONES, FLOYD, Mrs. MONROE, Mrs. ANDERSON, Messrs. KOLANKIEWICZ, SARRAF, LEVEN and POMEROY.

RESOLUTION (Not Printed).

In the House of Representatives, April 9, 1956.

Saturday evening, April 6, 1956, at Convention Hall, Philadelphia, the Philadelphia Warriors, owned by Eddie Gottlieb and coached by George Senesky, won the World's professional basketball title by defeating the Fort Wayne Pistons in the National Basketball Assoication's Championship playoff. The 99-88 victory Saturday night gave them a 4-1 decision in the 7 game series. For Eddie Gottlieb, affectionately known as the "Mogul" to his players and their wives and kiddies, it was 10 long years since a team owned by him had won a pro title.

To Coach George Senesky, in his first year as Coach of the Warriors, the team's success was a combination of many things. In addition, to the superb teamwork of all the team members, fine defensive play and expert shooting, the team employed an unbeatable formula in that if one player fell off in his scoring another took over. Despite the team play, it should be noted here some of the individual achievements. Joe "Grabbo" Graboski, who in the four previous games had netted only 26 points, exploded in Saturday's game for 29 points. Rookie Tom Gola who displayed in all five games fine defensive playing, excellent passing, rebounding and scoring averaged 12.3 points per game. Paul Arizin and Neil Johnston, the big guns for the Warriors netted an average respectively of 28.9 and 20.3 points. Jack George the playmaker and excellent on defense averaged 13.6 points. Ernie Back, George Dempsey, Jackie Moore and Walt Davis came through in great fashion in reserve roles; therefore be it

Resolved, That the House of Representatives extend its heartiest congratulations to owner Eddie Gottlieb, Coach George Senesky and all the team members of the Philadelphia Warriors for winning the World's professional basketball title and wish them continued success in future years; and be it further

Resolved, That the Chief Clerk of the House transmit copies of this Resolution to Eddie Gottlieb and George Senesky, c/o Essex Hotel, Philadelphia, Pennsylvania.

Referred to the Committee on Rules.

SENATE MESSAGE

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 246.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans

SENATE BILL No. 343.

An Act making an appropriation to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnostic Laboratory at the National Agricultural College Farm School Pennsylvania

SENATE MESSAGE

HOUSE BILLS CONCURRED ON BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1269.

An Act amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof,

upon payment of prescribed fees; prescribing and limiting the powers of local authorties to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," authorizing the issuance of dealer registration plates to certain collector-repossessors, and limiting their use thereof.

HOUSE BILL No. 2077.

An Act amending the act of March 31 1949 (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" authorizing the issuance of bonds for refunding purposes

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 620.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1451 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1451, Printer's No. 496, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 929 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 929, Printer's No. 876, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

BILL ON FINAL PASSAGE

The SPEAKER. If there is no objection, the Chair will turn to page 3 of today's calendar, bills on final passage. The Chair hears none.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 653, entitled:

An Act amending the act of July 18 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof *** and providing penalties" providing additional disability and superannuation retirement allowances.

On the question,
Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. POLEN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. READINGER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Washington, Mr. Polen vote on the third reading of this bill?

Mr. POLEN. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the third reading of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

On the question,
Will the House agree to the motion?
It was agreed to.
On the question recurring,
Will the House agree to the bill on third reading?

Mr. POLEN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend page 3, by inserting between lines 14 and 15
Section 3 The sum of nine hundred twelve thousand dollars ($912,000), is hereby appropriated to the School Employes' Retirement Fund to carry out the provisions of this act.
Amend page 3, line 15 by striking out "Section 3" and inserting in lieu thereof, "Section 4."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the bill on third reading as amended?
It was agreed to.
Ordered, that the bill as amended lie over for printing.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 8, Printer's No. 1252, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 8.

An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a toll bridge over the Ohio River in Beaver County between a point in or near the borough of Shippingport to a point in or near the borough of Midland on the opposite side of the Ohio River and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 1 by striking out after the word "the" the following: "State Highway and Bridge Authority" and inserting in lieu thereof the following: "Department of Highways"; line three by inserting after the letter "a" the word "toll"; line 4, by striking out after the word "in" the following: "the general area of Monaca Shippingport to the general area of Beaver Midland on" and inserting in lieu thereof the following: "or near the Borough of Shippingport to a point in or near the Borough of Midland on"

Amend bill, section 1, line 1 by striking out after the word "The" the following: "State Highway and Bridge Authority" and inserting in lieu thereof the following: "Department of Highways"; line 4, by striking out after the word "in" the following: "the general area of Monaca" and inserting in lieu thereof the following: "or near the Borough of"; line 5, by striking out after the word "to" the following: "the general area of Beaver Midland" and inserting in lieu thereof the following: "a point in or near the Borough of Midland"; line 9 by inserting the following:
"Upon completion of the bridge the Department of Highways shall operate and maintain the same as a toll bridge and shall charge and collect tolls at reasonable rates determined by it until the cost of the bridge and of operating and maintaining it have been paid."
Amend section 2, page 3, line 12 by striking out after the word "The" the following: "State Highway and Bridge Authority" and inserting in lieu thereof the following: "Department of Highways."
Amend section 3, page 3, line 15 by striking out after the word "the" the word "completion" and inserting in lieu thereof the following: "cost of construction"; line 16 by striking out after the word "thereto" the word "they" and inserting in lieu thereof the following "has been paid the collection of tolls shall cease and the bridge and its approaches"; line 18 by striking out after the word "be" the words "reconstructed and."

On the question,
Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1306 Printer's No. 1593 together with the communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill

from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1306.

An Act making an appropriation to the Philadelphia College of Osteopathy Philadelphia Pennsylvania for maintenance and support

With the information that the Sentate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "three hundred thousand dollars ($300,000)" and inserting in lieu thereof the following: "two hundred thousand dollars ($200,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	**Frascella,**	**Lovett,**	**Royer,**
Amarando,	Frost,	**Lutty,**	**Rudisill,**
Anderson, M. S.,	**Gaffney,**	Magee,	Sarraf,
Anderson, S. A.,	**Garlock,**	Mahan,	Scarcelli,
Ashton,	Gelfand,	Markley,	**Schuster,**
Auker,	George,	Maxwell,	Sherman,
Banker,	Gibb,	McCann,	Smith, C. C.,
Barnatovich,	**Gibson,**	McCormack,	**Smith, Wm. B.,**
Bazin,	**Goldstein,**	McGee,	Snider,
Bell,	**Greenwood,**	McKeever,	**Stank,**
Boies,	Guss,	McLaughlin,	**Stebbins,**
Bonner,	**Guthrie,**	**Meholchick,**	**Steckel,**
Boory,	**Hamilton, R. K.,**	Metz,	**Stevenson,**
Bower,	**Hass,**	**Mihm,**	Stone,
Branca,	Haudenshield,	Mikula,	Stoner,
Breisch,	Heavey,	Miller,	Strausser,
Brennan, A. P.,	Helm,	Monroe,	Stroup,
Brennan, J. J.,	**Henzel,**	Moody,	**Swartz,**
Brenninger,	Hewitt,	Moran,	Taylor,
Breth,	Hocker,	Moscrip,	Thomas,
Brown,	Holt,	Muldowney,	**Thompson,**
Bucchin,	**Horst,**	Mullen,	**Toll,**
Bullen,	**Houk,**	Munley,	**Tompkins,**
Capano,	**Isaacs,**	Murphy,	Toomey,
Cianfrani,	**Jenkins,**	**Murray, H. P.,**	**Varallo,**
Cioffi,	**Johnson,**	Murray, J. J.,	**Varner,**
Cochran,	Jones, G. E.,	Murray, P. G.,	Vaughan,
Comer,	**Jones, T. H. W.,**	Musto,	Verona,
Cooper,	Jump,	**Naugle,**	Wall,
Curwood,	**Kamyk,**	Needham,	Wallace,
Davis,	**Kehler,**	**Ogilvie,**	Walsh,
Donahue,	**Keller,**	O'Neil,	Wargo,
Donaldson,	**Kent,**	Pacchioli,	Waterhouse,
Dougherty,	**Kline,**	Parry,	Weidner,
Down,	Knecht,	Pashley,	**Welsh,**
Ehrgood,	Kolankiewicz,	Paulhamus,	Wescott,
Elberg,	Kooker,	Petrosky,	Wheeler,
Erb,	**Kornick,**	Pettigrew,	**Whitenight,**
Eshleman,	**Kratz,**	Polaski,	Willaredt,
Ewing,	Kromer,	**Polen,**	Williams,
Farabaugh,	Lafore,	Pomeroy,	Wilt,
Filo,	Leiby,	Price,	**Wood,**
Fineman,	Leonard,	**Pursley,**	Yetter,
Flint,	Leven,	**Readinger,**	Yetzer,
Floyd,	Light,	Reibman,	**Young,**
Flynn,	Limper,	**Renwick,**	Ziegler,
Foster,	**Lippincott,**	Rigby,	Andrews,
Frank,	Lopresti,	Rosen,	Speaker
		Rovansek,	

NAYS—0

NOT VOTING—15

Adam,	Lawyer,	**Mills,**	**Sigman,**
Blair,	Leisey,	**Olsen,**	**Stephens,**
Connelly,	**McInroy,**	**Reidenbach,**	**Worley,**
Gramlich,	McWherter,	**Rubin,**	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1560, Printer's No. 1652 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1560.

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 5, page 6, line 17, by striking out after the word "of" the words "five cents ($.05)" and inserting in lieu thereof the words "two cents ($.02)"; page 7, line 6, by inserting after the word "agriculture" the words "and to be used solely."

On the question,

Will the House concur in the amendments made by the Senate.

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1650, Printer's No. 1594 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1650.

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania to the Huntingdon Volunteer Fire Company to the Lower Allen

Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No. 1 and to the Cresson Voluntary Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 3, by inserting after the word "Company" the following: "to Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No. 1"; Section 1, page 2, line 1, by striking out after the word "of" the following: "five thousand dollars ($5,000)" and inserting in lieu thereof the words "ten thousand dollars $10,000)"; amend bill by inserting all of sections 5 and 6, as follows:

"Section 5 The sum of seven hundred fifty dollars ($750) is appropriated to the Lower Allen Volunteer Fire Company and the sum of seven hundred fifty dollars ($750) is appropriated to the Camp Hill Volunteer Fire Company for the two fiscal years beginning June 1 1955 for the protection of state property at White Hill Pennsylvania

"Section 6 The sum of five hundred dollars ($500) is appropriated to the Summerdale Fire Company No. 1 for the two fiscal years beginning June 1 1955 for the protection of state property at the State Farm and Diagnostic Laboratory at Summerdale Cumberland County Pennsylvania

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

REPORTS FROM COMMITTEES

Mr. SARRAF from the Committee on Rules, reported as committed, House Bill No. 2105, entitled:

An Act amending the act of May 25, 1953 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, * * * employes of the bureau of fire in cities of the second class, * * *" further regulating payments to certain beneficiaries under the fund.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 731, entitled:

An Act authorizing the use of certain mail services in lieu of registered mail when required by existing law for the purpose of serving notices or processes.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1048, entitled:

An Act amending the "First Class Township Code" of June 24, 1931 (P. L. 1206), entitled "* * *" requiring entrance of bond in appeals from board of adjustment rulings affecting zoning regulations.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1055, entitled:

An Act amending the act of June 7, 1901 (P. L. 491), entitled "An act authorizing municipalities to define and fix the terms for the use of public parks or grounds of any kind for railroad purposes" extending such authority.

Mr. READINGER from the Committee on Rules, reported as committed, House Resolution No. 169.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2105, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, * * * employes of the bureau of fire in cities of the second class * * *" further regulating payments to certain beneficiaries under the fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 731, entitled:

An Act authorizing the use of certain mail services in lieu of registered mail when required by existing law for the purpose of serving notices or processes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1048, entitled:

An Act amending the "First Class Township Code" of June 24, 1931 (P. L. 1206), entitled * * *" requiring entrance of bond in appeals from board of adjustment rulings affecting zoning regulations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1055, entitled:

An Act amending the act of June 7, 1901 (P. L. 491), entitled "An act authorizing municipalities to define and fix the terms for the use of public parks or grounds of any kind for railroad purposes" extending such authority.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1928

Mr. SNIDER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1928.

The SPEAKER. The report will lie over for printing under the Rules.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1201.

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property providing for licenses reports payment and collection of tax interest and penalties assessments collections liens reviews and appeals conferring powers and imposing duties upon the Department of Revenue public officers manufacturers wholesalers retailers corporations partnerships associations and individuals and making an appropriation" by defining or redefining certain words terms and procedural provisions in the act excluding personal property from the tax and changing provisions for assessment and collection of the tax and license fees

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 5, line 15, by inserting after the word "gas" the word "and"; page 6, line 18, by inserting after the word "act" the following:

"(H) ['Manufacture'] "Manufacturing" the performance of manufacturing fabricating compounding processing or other operations engaged in as a business which place [tangible] any personal property in a form composition or character different from that in which it is acquired and shall include but not be limited to [building repairing and making additions to or replacements in or upon vessels designed for commercial use or registered tonnage of fifty tons or more when produced upon special order of the purchaser or when repaired or enlarged or when replacements are made upon order of or for the account of the owner] publishing of books newspapers magazines or other periodicals refining exploring mining and quarrying for or otherwise extracting from the earth or from waste or stock piles or from pits or banks any natural resources minerals mineral aggregates including blast furnace slag but shall not include constructing altering repairing or improving real estate or repairing or installing [tangible] any personal property manufacturing as herein defined shall include research and development in connection with such research

* * *

"(J) "Use" The exercise of any right or power incidental to the ownership or leasing of tangible personal property and shall include but not be limited to transportation storage and consumption except that it shall not include (1) The use for demonstration by a person of the property in any form as tangible personal property in the regular course of business ['use' shall not mean] (2) The [interim] use of tangible personal property acquired by a manufacturer wholesaler or retailer [before he sells such tangible personal property and shall not mean the physical incorporation] for the purpose of resale or leasing (3) The use of tangible personal property which is or is to be physically incorporated as an ingredient or constituent into any other [tangible] personal property [(1)] (I) Which is to be sold in the regular course of business or [(2)] (II) Which the person incorporating such ingredient or constituent therein has undertaken at the time of purchase to cause to be transported in interstate commerce to destinations outside the Commonwealth [nor shall use mean] (4) The use of tangible personal property including but not restricted to machinery and equipment and parts therefor which is or is to be used or consumed [directly] (I) In [the manufacture of tangible personal property] manufacturing any personal property or (II) In farming dairying agriculture horticulture or floriculture engaged in as a business enterprise or (III) In the producing delivering or rendering of a public utility service or any service if in the latter case such service is subject to regulation by the Public Utility Commission of the Commonwealth of Pennsylvania or the Interstate Commerce Commission or (IV) In building repairing and making additions to or replacements in or upon vessels designed for commercial use of registered tonnage of fifty tons or more when produced upon special order of the purchaser or when repaired or enlarged or when replacements are made upon order of or for the account of the owner (5) [Use shall not include] The interim storage or transportation of tangible personal property purchased outside the Commonwealth of Pennsylvania for use outside the Commonwealth of Pennsylvania where tangible personal property is utilized for purposes constituting a use as herein defined and for purposes excluded from the definition of use the predominant purpose shall determine whether such purposes constitute a use as herein defined

* * *

Amend Section 3, page 12, line 16, by striking out after the word "act" the following: "Provided further that a contract for the purchase of such tangible personal property shall have been executed within sixty days after the effective date of this act or the award of the contract whichever occurs later"; page 13, line 3, by striking out at the beginning of the line after the word "firemen's" the word "examination" and inserting in lieu thereof the word "organization"; line 11, by striking out after the word "twine" the word "paper"; line 12, by striking out after the word "labels" the word "and" and by inserting after the word "containers" the following: "and all other wrapping supplies"; line 14, by inserting after the word "property" the following:

"(H) The use of motion picture film rented or licensed from a distributor for the purpose of commercial exhibition."

Page 14, line 10, by striking out after the word "dollars" the following: "(2)" and inserting in lieu thereof the following: "($2)"; page 15, line 11, by striking out after the first word "Section" the figures "403" and inserting in lieu thereof the figures "402.1."

Amend Section 4, page 18, line 10, by striking out after the word "applicant" the word "furnished" and inserting in lieu thereof the word "furnishing"; page 20, line 3, by striking out after the word "distributor" the word "or" and inserting in lieu thereof the word "of."

Amend Section 6, page 22, line 16, by striking out after the word "section" the figures "405" and inserting in lieu thereof the figures "404."

Amend Section 7, page 25, line 1, by striking out after the word "in" the word "acceptance" and inserting in lieu thereof the word "accordance"; line 8, by striking out after the word "year" the following:

"(b) Annual Payments If the amount of tax due for the preceding year as shown by the annual return of any taxpayer is greater than the amount already paid by him in connection with his monthly returns he shall send with such annual return a remittance for the unpaid amount of tax for the year."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House

insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2101

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. Readinger, Polen and Johnson.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 547, entitled:

An Act amending the act of July 25, 1917 (P. L. 1195) entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions * * *" increasing the amount of aid to agricultural associations and counties

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1202, entitled:

An Act providing for the payment of the salary medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2080, entitled:

An Act to amend the "Transfer Inheritance Tax Law * * *," by providing for the allowance of deductions in certain cases and by clarifying the procedures for the determination of the allowability of deductions

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 26, entitled:

An Act amending the act of April 18, 1949 (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor to construct a toll bridge over the Monongahela River

The first section was read.

On the question,

Will the House agree to the section?

Mr. READINGER offered the following amendments:

Amend Section 1 (Section 4), page 6, lines 13 and 14, by striking out "between West Brownsville Hill and the top of Brownsville Hill" and inserting in lieu thereof "in the vicinity of Brownsville."

Amend Section 1 (Section 4), page 7, by inserting between lines 8 and 9:

"For the purposes of this subsection (1) the term 'cost of the construction' of any project or projects shall embrace the following:

"(1) Obligations incurred for labor and to contractors, builders and materialmen in connection with the construction of any such project or projects for machinery and equipment and for the restoration of property damaged or destroyed in connection with such construction.

"(2) The cost of acquiring by purchase any such project or projects, and the cost of acquiring by purchase and the amount of any award or final judgment in any proceeding to acquire by condemnation such lands, property rights, rights of way, franchises, easements and other interests as may be deemed necessary or convenient in connection with the acquisition or construction of any such project or projects, options and partial payments thereon and the amount of any damages incident to or consequent upon such acquisition or construction.

"(3) The cost of acquiring any property, real, personal or mixed, tangible or intangible or any interest therein necessary or desirable for the consrtuction of any such project or projects.

"(4) The principal and interest requirements upon any such bonds for the period during which and to the extent which the rentals received by the Authority from such project or projects shall be insufficient for the payment thereof, the fees and expenses of the fiscal agent of the Authority in respect of such bonds during any such period and the reasonable fees and expenses of any paying agents for such bonds during such period.

"(5) The taxes or other municipal or governmental charges (if any) lawfully levied or assessed during construction upon any such project or projects and premiums

on insurance (if any) in connection with any such project or projects during construction.

"(6) The cost and expenses of preliminary investigations to determine the feasibility or practicability of constructing any such project or projects and fees and expenses of engineers for making preliminary studies, surveys, reports, estimates of costs and revenues and other estimates and for preparing plans and specifications and supervising construction, as well as for the performance of all other duties of engineers in relation to such construction or the issuance of bonds therefor; and

"(7) Expense of administration properly chargeable to any such project or projects during construction, legal expenses and fees, financing charges, costs of audits and of preparing and issuing such bonds and all other items of expense not elsewhere in this subsection specified incident to the construction of any such project or projects, the financing thereof and the acquisition of lands, property, rights, rights of way, franchises, easements, and interest therefor, including abstracts of title, title insurance, title opinions, costs of surveys, reports and other expenses ir connection with such acquisition."

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. READINGER offered the following amendments:

Amend Title, page 3, next to last line of Title, by striking out "Toll."

Amend Title, page 3, last line of Title, by inserting after "River": "and defining 'cost of construction.' "

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 972, entitled:

An Act to amend the "Third Class City Code * * *" by further regulating forests and watersheds

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1013, entitled:

An Act amending the "Estate Tax Apportionment" of August 24, 1951 (P. L. 1405) entitled "* * *" changing the method of apportionment regarding the inheritance or death tax effect with respect to charitable public or similar gifts or bequests.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1041, entitled:

An Act making an appropriation to the Senate committee appointed to investigate and study the reasons for the disapproval of the Allentown State Hospital by the American Psychiatric Association

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 297, Printer's No. 1467, on page 4 of today's calendar, bills on final passage postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1379, Printer's No. 1196, on page 4 of today's calendar, bills on final passage postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1387, Printer's No. 1547, on page 4 of today's calendar, bills on final passage postponed.

BILL ON THIRD READING

Mr. READINGER asked and obtained unanimous consent to call up out of order Senate Bill No. 1028 on page 11 of today's calendar, bills on third reading.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1028, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 1 (Sec. 814) page 3, lines 4 to 8 by striking out "The warn" in line 4, all of lines 5 to 7 and "until the warning device has been shut off" in line 8

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILLS PASSED OVER

The SPEAKER. Without objection, all other bills on today's calendar will be passed over. The Chair hears none.

BILL INTRODUCED

Mr. READINGER asked and obtained unanimous consent to introduce a bill at this time.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1905.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing registration fees for certain motor buses and motor omnibuses.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amned bill, section 1, page 3, line 16 by striking out after the word "of" the following: "forty-five (45)" and inserting in lieu thereof the following: "forty-four (44)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Frost,	Lutty,	Royer,
Amarando,	Gaffney,	Magee,	Rudisill,
Anderson, M. S.,	Garlock,	Mahan,	Sarraf,
Anderson, S. A.,	Gelfand,	Markley,	Scarcelli,
Ashton,	George,	Maxwell,	Schuster,
Auker,	Gibb,	McCann,	Sherman,
Banker,	Gibson,	McCormack,	Smith, C. C.,
Barnatovich,	Goldstein,	McGee,	Smith, Wm. B.,
Bazin,	Greenwood,	McKeever,	Snider,
Bell,	Cruss,	McLaughlin,	Spencer,
Boles,	Guthrie,	Meholchick,	Stank,
Bonner,	Hamilton, R. K.,	Metz,	Stebbins,
Boory,	Hass,	Mihm,	Stevenson,
Bower,	Haudenshield,	Mikula,	Stone,
Branca,	Heavey,	Miller,	Stoner,
Breisch,	Helm,	Monroe,	Strausser,
Brennan, A. P.,	Henzel,	Moody,	Stroup,
Brennan, J. J.,	Hewitt,	Moran,	Steckel,
Brenninger,	Hocker,	Moscrip,	Swartz,
Breth,	Holt,	Muldowney,	Taylor,
Brown,	Horst,	Mullen,	Thomas,
Bucchin,	Houk,	Munley,	Thompson,
Bullen,	Isaacs,	Murphy,	Toll,
Capano,	Jenkins,	Murray, H. P.,	Tompkins,
Cianfrani,	Johnson,	Murray, J. J.,	Toomey,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varallo,
Cochran,	Jones, T. H. W.,	Musto,	Varner,
Comer,	Jump,	Naugle,	Vaughan,
Cooper,	Kamyk,	Needham,	Verona,
Curwood,	Kehler,	Ogilvie,	Wall,
Davis,	Keller,	O'Neil,	Wallace,
Donahue,	Kent,	Pacchioli,	Walsh,
Donaldson,	Kline,	Parry,	Wargo,
Dougherty,	Knecht,	Pashley,	Waterhouse,
Down,	Kolankiewicz,	Paulhamus,	Weidner,
Ehrgood,	Kooker,	Petrosky,	Welsh,
Eilberg,	Kornick,	Pettigrew,	Wescott,
Erb,	Kratz,	Polaski,	Wheeler,
Eshleman,	Kromer,	Polen,	Whitenight,
Ewing,	Lafore,	Pomeroy,	Willaredt,
Farabaugh,	Leiby,	Price,	Williams,
Filo,	Leonard,	Pursley,	Wilt,
Fineman,	Leven,	Readinger,	Wood,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Renwick,	Yetzer,
Flynn,	Lippincott,	Rigby,	Young,
Foster,	Lopresti,	Rosen,	Ziegler,
Frank,	Lovett,	Rovansek,	Andrews,
Frascella,			Speaker

NAYS—0

NOT VOTING—15

Adam,	Lawyer,	Mills,	Sigman,
Blair,	Leisey,	Olsen,	Stephens,
Connelly,	McInroy,	Reidenbach,	Worley,
Gramlich,	McWherter,	Rubin,	

The majority required by the Constitution having voted in the affiramtive, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2023.

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage and expenses

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 1, by inserting after the word "the" the words "Senate and";

Amend Section 1, page 1, line 2, by inserting after the first word "the" the words "Senate and"; page 2, line 2, by inserting after the word "purposes" the following:

"To the Senate

"For the payment of the salaries of the officers and employes of the Senate session of one thousand nine hundred fifty-five also for the payment of the session and recess salaries of all officers and employes whose positions are now or may hereafter be created and for the payment of which provision is not otherwise made also for the payment of any increases which may now or hereafter be authorized in the recess and session salaries of the officers and employes of the Senate whose present salaries are provided for by law the sum of fifteen thousand dollars ($15,000)

"For the payment of incidental expenses of the Senate to be expended by the chief clerk the sum of six thousand dollars ($6,000)

"For the payment of postage on the Legislative Journal Bills Histories and Calendars in the office of the chief clerk the sum of three thousand dollars ($3,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Frost,	Lutty,	Royer,
Amarando,	Gaffney,	Magee,	Rudisill,
Anderson, M. S.,	Garlock,	Mahan,	Sarraf,
Anderson, S. A.,	Gelfand,	Markley,	Scarcelli,
Ashton,	George,	Maxwell,	Schuster,
Auker,	Gibb,	McCann,	Sherman,
Banker,	Gibson,	McCormack,	Smith, C. C.,
Barnatovich,	Goldstein,	McGee,	Smith, Wm. B.,
Bazin,	Greenwood,	McKeever,	Snider,
Bell,	Guss,	McLaughlin,	Stank,
Boles,	Guthrie,	Meholchick,	Stebbins,
Bonner,	Hamilton, R. K.,	Metz,	Steckel,
Boory,	Hass,	Mihm,	Stevenson,
Bower,	Haudenshield,	Mikula,	Stone,
Branca,	Heavey,	Miller,	Stoner,
Breisch,	Helm,	Monroe,	Strausser,
Brennan, A. P.,	Henzel,	Moody,	Stroup,
Brennan, J. J.,	Hewitt,	Moran,	Swartz,
Brenninger,	Hocker,	Moscrip,	Taylor,
Breth,	Holt,	Muldowney,	Thomas,
Brown,	Horst,	Mullen,	Thompson,
Bucchin,	Houk,	Munley,	Toll,
Bullen,	Isaacs,	Murphy,	Tompkins,
Capano,	Jenkins,	Murray, H. P.,	Toomey,
Cianfrani,	Johnson,	Murray, J. J.,	Varallo,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varner,
Cochran,	Jones, T. H. W.,	Musto,	Vaughan,
Comer,	Jump,	Naugle,	Verona,
Cooper,	Kamyk,	Needham,	Wall,
Curwood,	Kehler,	Ogilvie,	Wallace,
Davis,	Keller,	O'Neil,	Walsh,
Donahue,	Kent,	Pacchioli,	Wargo,
Donaldson,	Kline,	Parry,	Waterhouse,
Dougherty,	Knecht,	Pashley,	Weidner,
Down,	Kolankiewicz,	Paulhamus,	Welsh,
Ehrgood,	Kooker,	Petrosky,	Wescott,
Eilberg,	Kornick,	Pettigrew,	Wheeler,
Erb,	Kratz,	Polaski,	Whitenight,
Eshleman,	Kromer,	Polen,	Williams,
Ewing,	Lafore,	Pomeroy,	Willaredt,
Farabaugh,	Leiby,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Yetter,
Flint,	Light,	Reibman,	Yetzer,
Floyd,	Limper,	Renwick,	Young,
Flynn,	Lippincott,	Rigby,	Ziegler,
Foster,	Lopresti,	Rosen,	Andrews,
Frank,	Lovett,	Rovansek,	Speaker
Frascella,			

NAYS—0

NOT VOTING—15

Adam,	Lawyer,	Mills,	Sigman,
Blair,	Leisey,	Olsen,	Stephens,
Connelly,	McInroy,	Reidenbach,	Worley,
Gramlich,	McWherter,	Rubin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

SENATE BILL No. 865.

An Act to amend the act approved the twenty-ninth day of July one thousand nine hundred fifty-three (P. L. 1050) entitled "An act providing for the acquisition construction improvement operation and maintenance of tunnels for certain highways purposes within the Commonwealth authorizing the issuance of tunnel revenue bonds free from taxation and payable solely from tunnel earnings to pay the cost of such tunnels and improvements thereof providing for the collection of tunnel tolls for the payment of such bonds and for the cost of maintenance operation and repair of the tunnels constituting such bonds legal investments in certain instances prescribing conditions upon which such tunnels shall become free tunnels conferring powers and imposing duties on the Pennsylvania Tunnel Commission created hereby providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act and providing for condemnation" by authorizing the use of facsimile signatures and facsimile seal on bonds of the commission further regulating the maturity of bonds authorizing preliminary or interim financing through issuance of notes or other obligations of the commission payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for such purpose providing for the securing of such notes or obligations constituting the same legal investments in certain instances and exempting the same from taxation and authorizing the issuance of tunnel revenue refunding bonds

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 2, line 9 by inserting after the word "commission" the words "further regulating the maturity of bonds."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. Readinger. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Frost,	Lutty,	Royer,
Amarando,	Gaffney,	Magee,	Rudisill,
Anderson, M. S.,	Garlock,	Mahan,	Sarraf,
Anderson, S. A.,	Gelfand,	Markley,	Scarcelli,
Ashton,	George,	Maxwell,	Schuster,
Auker,	Gibb,	McCann,	Sherman,
Banker,	Gibson,	McCormack,	Smith, C. C.,
Barnatovich,	Goldstein,	McGee,	Smith, Wm. B.,
Bazin,	Greenwood,	McKeever,	Snider,

Bell,	Guss,	McLaughlin,	Stank,
Boles,	Guthrie,	Meholchick,	Stebbins,
Bonner,	Hamilton, R. K.,	Metz,	Steckel,
Boory,	Hass,	Mihm,	Stevenson,
Bower,	Haudenshield,	Mikula,	Stone,
Branca,	Heavey,	Miller,	Stoner,
Breisch,	Helm,	Monroe,	Strausser,
Brennan, A. P.,	Henzel,	Moody,	Stroup,
Brennan, J. J.,	Hewitt,	Moran,	Swartz,
Brenninger,	Hocker,	Moscrip,	Taylor,
Breth,	Horst,	Muldowney,	Thomas,
Brown,	Holt,	Mullen,	Thompson,
Bucchin,	Houk,	Munley,	Toll,
Bullen,	Isaacs,	Murphy,	Tompkins,
Capano,	Jenkins,	Murray, H. P.,	Toomey,
Cianfrani,	Johnson,	Murray, J. J.,	Varallo,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varner,
Cochran,	Jones, T. H. W.,	Musto,	Vaughan,
Comer,	Jump,	Naugle,	Verona,
Cooper,	Kamyk,	Needham,	Wall,
Curwood,	Kehler,	Ogilvie,	Wallace,
Davis,	Keller,	O'Neil,	Walsh,
Donahue,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Donaldson,	Knecht,	Pashley,	Weidner,
Down,	Kolankiewicz,	Paulhamus,	Welsh,
Ehrgood,	Kooker,	Petrosky,	Wescott,
Eilberg,	Kornick,	Pettigrew,	Wheeler,
Erb,	Kratz,	Polaski,	Whitenight,
Eshleman,	Kromer,	Polen,	Willaredt,
Ewing,	Lafore,	Pomeroy,	Williams,
Farabaugh,	Leiby,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Yetter,
Flint,	Light,	Reibman,	Yetzer,
Floyd,	Limper,	Renwick,	Young,
Flynn,	Lippincott,	Rigby,	Ziegler,
Foster,	Lopresti,	Rosen,	Andrews,
Frank,	Lovett,	Rovansek,	Speaker
Frascella,			

NAYS—0

NOT VOTING—15

Adam,	Lawyer,	Mills,	Sigman,
Blair,	Leisey,	Olsen,	Stephens,
Donnelly,	McInroy,	Reidenbach,	Worley,
Gramlich,	McWherter,	Rubin,	

The majority required by the Constitution having voted in the affiramtive, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1977, Printer's No. 1661 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1977.

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 5, page 6, line 7 by striking out after the word "of" the words and figures "five cents ($.05)" and inserting in lieu thereof the words and figures "two cents ($.02)"; line 18 by striking out after the word "forth" the words "by counties".

Amend Section 6, page 8, line 5 by striking out after the word "least" the word "ten" and inserting in lieu thereof the word "thirty".

Amend Section 9, page 11, line 5 by striking out after the word "and" the word "soluable" and inserting in lieu thereof the word "soluble"; line 7 by inserting after the word "fertilizers" the words "nor to any fertilizer materials in which the sources of nitrogen available phosphoric acid and soluble potash are derived solely from organic matters".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 2101 entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property providing for licenses reports payment and collection of tax interest and penalties assessments collections liens reviews and appeals conferring powers and imposing duties upon the Department of Revenue public officers manufacturers wholesalers retailers corporations partnerships associations and individuals and making an appropriation" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees

And has appointed Messrs. Mahany, Kessler and Dent a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 2023.

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage and expenses

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILL INTRODUCED AND REFERRED

By Mr. READINGER. HOUSE BILL No. 2106.

An Act to further amend section six hundred sixteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authoritites to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds,' by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

Referred to the Committee on Rules.

HOUSE RESOLUTION No. 131

COMMITTEE APPOINTED

The SPEAKER. Pursuant to House Resolution No. 131, Printer's No. 1647, adopted by the House on March 26 providing for the appointment by the Speaker of a committee of five the Chair appoints: Mrs. Varallo, Messrs. Toll, Sarraf, Stroup and Bullen.

ADJOURNMENT

Mr. JOHNSON. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 11, 1956 at 10:00 a.m.

The motion was agreed to, and (at 4:00 p.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., WEDNESDAY, APRIL 11, 1956. No. 168.

SENATE

WEDNESDAY, April 11, 1956.

The Senate met at 11:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

The Chaplain, Rev. CARL M. FULTON, Assistant Pastor, Middletown Second Baptist Church, Middletown, offered the following prayer:

Almighty and Everlasting God, our dear Heavenly Father, we beseech Thee this day, seeking Thy Holy Blessing to be in this meeting with the lawmakers of our Commonwealth of Pennsylvania and to help them to be successful in their work that is pleasing to Thee. We give thanks unto Thee, Holy Father, for Thy loving kindness this week in these meetings of the General Assembly. We pray Thy Holy Blessing upon the cities and towns from whence these lawmakers came. Help us to remember Thee; that Thou are the source of all our power and strength.

We thank Thee for the repose of the night and for the light of this day. Father, Thou hast bestowed upon us unsearchable riches in our great Commonwealth, and we pray that Thou will continue to bless our Commonwealth with great resources.

Heavenly Father, these lawmakers will soon be departing for their various homes and we pray that Thou will grant them safe journeys to their homes, both far and near. We also pray Thy Holy Blessing upon all who are in the sound of my voice. We ask these blessings in the Name of our Strength and our Redeemer, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WADE and Mr. Miller, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 835

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 835, entitled:

An Act amending the act of August 9, 1955 (Act No. 130), "The County Code," authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in third, fourth and fifth class counties, and prescribing their duties.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1306

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1306, entitled:

An Act making an appropriation to the Philadelphia College of Osteopathy, Philadelphia, Pennsylvania, for maintenance and support.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1905

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1905, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," by changing registration fees for certain motor buses and motor omnibuses.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 865, entitled:

An Act to amend the act approved the twenty-ninth day of July one thousand nine hundred fifty-three (P. L. 1050) entitled "The Intra-State Tunnel Revenue Bond Act" by authorizing the use of facsimile signatures and facsimile seal on bonds of the commission authorizing preliminary or interim financing through issuance of notes or other obligations of the commission payable solely from revenue of the commission including tolls or from such funds as may be available to the commission for such purposes providing for the securing of such notes or obligations constituting the same legal investments in certain instances and exempting the same from taxation and authorizing the issuance of tunnel revenue refunding bonds.

Whereupon,

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEE

Mr. RUTH, from the Committee on Rules, reported as committed, Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the act, approved the sixth day of April, one thousand nine hundred fifty-three (P. L. 3), entitled "Uniform Commercial Code" by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

He also, from the Committee on Rules, reported as committed, House Bill No. 2092, entitled:

An Act to further amend section seven of the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 524) entitled "An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania damaged or destroyed by fire or other casualty . . ." by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases.

He also, from the Committee on Rules, reported as committed, House Bill No. 2094, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing the provisions for the determination of projects in hardship cases.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 574, Printer's No. 647, on concurrence in House amendments, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

REPORT OF COMMITTEE OF CONFERENCE OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that Senate Bill No. 305, Printer's No. 683, a Report of Committee of Conference, go over in its order.

THIRD READING CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 39, entitled:

An Act amending the act of July eleven one thousand nine hundred and seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmasists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" further defining drugs coming within the scope of said act and changing the penalties for the illegal possession sale dispensing or giving away of drugs and limiting the powers of the courts to suspend sentence grant probation or parole in such cases.

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 929, entitled:

An Act amending the "Liquor Code" * * * providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used.

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Harney,	McMenamin,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 291, Printer's No. 667;

House Bill No. 296, Printer's No. 1716; and

Senate Bill No. 517, Printer's No. 634.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 563, entitled:

An Act amending the act of July 18, 1817 (P. L. 1043) entitled "Public School Employes Retirement Law" providing credit for retirement purposes for out-of-state service in certain cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Harney,	McMenamin,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 672, Printer's No. 280;

Senate Bill No. 673, Printer's No. 270; and

House Bill No. 675, Printer's No. 1655.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 890, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by further providing for return to service with full retirement rights.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.,	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,	McMenamin,		Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 895, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting disability annuitants who withdrew from school service to elect to become members of the one one-hundred fortieth (1/140) class upon restoration to school service.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	McCreesh,	Ruth,	Watson,
DiSilvestro,	McGinnis,	Schmidt,	Weiner,
Donolow,	Mahany,	Scott,	Whalley,
Flack,	Mallery,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 1060, Printer's No. 662;

Senate Bill No. 1064, Printer's No. 681; and

House Bill No. 1116, Printer's No. 1659.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1130, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting employes to make up back payments to the retirement system from the time they enter school service and securing to such employes the full benefits of the retirement system from the time they entered school service.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1253, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" authorizing contributors in the one one-hundred sixtieth class to transfer to the one one-hundred-fortieth class.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1474, Printer's No. 1564;

House Bill No. 1507, Printer's No. 1020; and

House Bill No. 1781, Printer's No. 1660.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1865, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304) entitled "Local Health Administration Law" regulating pension and retirement rights of employees of single-county and joint-county departments of health except in counties of the second class.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stiefel,
Berger,	Harney,	McPherson, Jr.,	Stevenson,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 1945, Printer's No. 1538, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1989, entitled:

An Act adopting an interpleader compact for the complete and expeditious adjucation of adverse claims to property in the hands of a stakeholder where one or more claimants are in different jurisdictions and entering into

the compact with other states territories and possessions of the United States and the District of Columbia that adopt the compact and are acceptable to this Commonwealth for the purposes of the compact.

And said bill having been read at length the third time, and agreed to,

On the question.

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko.

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2001, entitled:

An Act amending the act of June 20, 1947 (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein * * *" fixing a period of limitations for making assessments and for beginning suits for collection of unpaid taxes and reducing the penalty on unpaid taxes.

And said bill having been read at length the third time, and agreed to

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 2006, Printer's No. 1390, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL POSTPONED

Mr. WADE. Mr. President, I move that House Bill No. 2074, on third reading, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" further regulating the payment of salaries in certain counties.

be placed on the Third Reading Postponed Calendar.

Mr. WATSON. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 2096, Printer's No. 1702, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

APPROPRIATION BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 505, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" by defining 'final salary."

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

APPROPRIATION BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 879, Printer's No. 1717;
House Bill No. 880, Printer's No. 1718;
House Bill No. 881, Printer's No. 1560;
House Bill No. 882, Printer's No. 1561;
House Bill No. 883, Printer's No. 1562;
House Bill No. 2055, Printer's No. 1568;
House Bill No. 2056, Printer's No. 1569;
House Bill No. 2057, Printer's No. 1570; and
House Bill No. 2058, Printer's No. 1571.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 147, Printer's No. 1715, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 503, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public' School Employes Retirement Law" by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1063, entitled:

An Act amending the act of June 4, 1945 (P. L. 1388) entitled "Administrative Agency Law" changing provisions relating to regulations of administrative agencies of this Commonwealth.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 1077, Printer's No. 679; and

Senate Bill No. 1078, Printer's No. 682.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1082, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in certain counties of the fifth class and prescribing their duties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1574, entitled:

An Act authorizing the city of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1889, entitled:

An Act amending the act of August 10, 1951 (P. L. 1182) entitled "Chiropractic Registration Act of 1951" further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WADE, on behalf of Mr. KOPRIVER, JR., offered the following amendments:

Amend Section 1 (Section 5), page 3, line 14, by inserting after "struction": "or its equivalent"; Amend Section 1 (Section 5), page 6, line 1, by inserting after "chiropractic": "or manual therapy".

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. WADE, on behalf of Mr. KOPRIVER, JR., offered the following amendment:

Amend Title, page 2, last line of Title, by inserting after "chiropractic": "or manual therapy."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1891, Printer's No. 1719, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1935, entitled:

An Act amending the act of May 31 1947 (P. L. 377) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof . . .'" providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1951, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for advancements and reimbursements.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 1983, Printer's No. 1701, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2015, entitled:

An Act amending the act of June 24 1931 (P. L. 1206) entitled "The First Class Township Code" further regulating the publication of ordinances.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2087, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code" further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semitrailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, House Bill No. 1027, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two acres of land more or less in the Borough of Danville Montour County Pennsylvania for use of Danville State Hospital and making an appropriation.

HOUSE MESSAGES

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 8

The Clerk of the House of Representatives being introduced, informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 8, entitled:

An Act authorizing and directing the Department of Highways, with the approval of the Governor, to erect and maintain a bridge over the Ohio River in Beaver County, between a point in or near the borough of Midland on the west side of the Ohio River to a point in or near the borough of Shippingport on the opposite side of the Ohio River in the vicinity of the Shippingport Ferry, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages; and making an appropriation.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 8

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. MILLER. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1560

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania; conferring powers and imposing duties on the Department of Agriculture; and prescribing penalties.

SENATE INSISTS UPON THE AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1560

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. MADIGAN. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1650

He also informed the Senate that the House has non-

concurred in the amendments made by the Senate to House Bill No. 1650, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1650

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1977

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials; imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1977

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. YOSKO. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. FLACK. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1027, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two acres of land more or less in the Borough of Danville Montour County Pennsylvania for use of Danville State Hospital and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the act, approved the sixth day of April, one thousand nine hundred fifty-three (P. L. 3), entitled "Uniform Commercial Code" by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2092, entitled:

An Act to further amend section seven of the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 524) entitled "An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania damaged or destroyed by fire or other casualty . . ." by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2094, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing the provisions for the determination of projects in hardship cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I understand that when we complete the Session today, we will either adjourn or agree on token Sessions until possibly the end of the month. I just want to say that this Senate either advocated or agreed to set up a committee to act on all bills to be sent to a special committee.

I want it strictly understood that if that committee does release any bills, they will not be finally acted upon until there is a full Session of the Senate called so that every Member of this Senate will get a chance to review, study and have an opportunity to pass on the bills. I, for one, do not mind transferring the powers to a special committee to act on bills in the closing days of the Legislature. However, I do resent the idea of a handful of Senators coming here for token Sessions during the period that we are to have a recess and to act on controversial bills or on bills that should be considered by the full Membership. That includes Conference Committee Reports and any other bills.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, as Chairman of the Rules Committee, I can assure the Senator that we will not act on any controversial bills without his being present or, at least, most of the Senators being present. We do not intend to move any such bills. We intend to come back here Monday, at which time we can consider the Conference Committee Report relative to the sales tax. Also, we want to move the bill which refers to the acceleration of the capital stock tax. Those are the only two matters that I understand we are going to act on on Monday. We do want to move both of those bills.

I hope Senator Yosko will not object to adopting the

Conference Committee Report on the sales tax because that is necessary. If Senator Yosko wishes to say anything about that, I would suggest tha he come back on Monday, at which time he will be given the opportunity, of course, to make any comments that he cares to make. However, it is important that we act on these sales tax amendments so that the people in the State of Pennsylvania will know what we intend to tax and what we do not intend to tax, and that the Department may make up their rules and regulations so that they may send out these rules and regulations to the people of Pennsylvania in order that the people will know what the rules and regulations of the Department are in connection with this very important piece of legislation.

INTERROGATION

Mr. YOSKO. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. YOSKO. Mr. President, do I understand from Senator Mahany that between now and Monday he expects to work out the differences that exist in House Bill No. 2101, dealing with the sales tax that is now before the Conference Committee and that the Conference Committee Report will come before this Senate for approval?

Mr. MAHANY. Mr. President, in answer to the gentleman's question, the Conference Committee expects to meet at 3:00 o'clock this afternoon. There are only two matters which are controversial in relation to these sales tax amendments. I think we have pretty much agreed on how we are going to settle those two points. I believe that we will be in shape to have the Conference Committee Report signed, printed and have it presented next Monday.

Mr. YOSKO. Even though it is at a token Session?

Mr. MAHANY. That is right, Senator Yosko.

Mr. YOSKO. That, I object to and I planned to go away. If that is to be the procedure, I will be here and if there are not sufficient Members here on Monday, I will object to that procedure.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, frankly, in my opinion, because the Ohio stamp plan is incorporated in that bill and if it is not deleted, we should hold a public hearing on it. I have letters from organizations and from business people all over the State, demanding that the Ohio plan be deleted from the sales tax bill because it is costly. As I said before, it will result in choas, confusion, extravagance, inefficiency, open the door to fraud, open the door to counterfeiting and cost the Commonwealth anywhere from $7,000,000 to $10,000,000, unnecessarily, to collect the sales tax estimated at $320,000,000. I do not think we should throw between $7,000,000 and $10,000,000 down a rat hole unnecessarily. That is exactly what we are doing when we adopt the Ohio plan of collection.

I heard Senator Mahany, on a number of occasions, argue on the floor of this Senate that because thirty-two States had a sales tax, Pennsylvania should have a sales tax. Using his own arguments, those same States do not use the Ohio plan of collecting the tax. If we are going to follow the majority of States, then we should use the system that is in force in those States and not the system that is in force in one State, which even that one State does not like because it is too costly.

I said before, Mr. President, that I believe I have sufficient facts and figures to present to this Senate, particular at a public hearing, which should convince any reasonable person who is interested in efficiency and economy in government that the Ohio plan should not be permitted to remain in the sales tax law. Anybody who votes for the Ohio plan, under the circumstances, I repeat for the third time, is deliberately voting for waste, extravangance, inefficiency and chaos. I can point out a dozen factors that are sound reasons for removing the Ohio plan as the method of collection in the sales tax law. However, this is not the time to do it; this is not the hour to do it. The Members are not here and the matter is still before the Conference Committee.

I certainly hope that the Conference Committee will take all of those figures into consideration and, when they make the report, that the Ohio plan will be deleted from the bill. However, I resent now the approval of the Conference Committee Report by a handful of Senators in attendance here if it should come before the Senate for final approval.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I respect the Senator's right to have whatever views he does have in connection with these sales tax amendments, which include the Ohio tax stamp plan. I would call his attention, however, to the fact that the Majority Leader in the House, Mr. Readinger, who is, after all, the Governor's spokesman over there, has agreed that as far as he is concerned the stamp plan will remain and he will see to it that it is there. Mr. Readinger has made that agreement two or three times with Mr. Smith, the Minority Leader in the House.

Therefore, Mr. President, it is certainly useless for us to continue to argue about whether or not the stamp plan is good or bad. It is in the act now and we are not doing anything relative to that, other than clearing up some ambiguities which are in the act and trying to straighten out the stamp plan procedure so that there will not be any confusion in connection with it.

If Senator Yosko is going to insist that only those present be voted, and perhaps he might ask for a verification of the roll, then I will change my plans relative to having a token Session next Monday and now call upon all of the Senators to be present next Monday so that they may vote on this Conference Committee Report, because it is very important that we adopt the report so that the people of Pennsylvania, as I said before, will know what is taxed and what is not taxed and that the Department will be able to issue and promulgate their rules and regulations concerning the sales tax. Therefore, instead of having a token Session next Monday, we will have a full dress rehearsal.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, I would just like to say this. I do not know how Mr. Readinger feels about the Ohio plan but as far as the Governor is concerned, I understand he is not in favor of the Ohio plan. Before we decide what kind of a Session we are going to have, on Monday or any other day next week, let us take a recess and have this Conference Committee work on the bill, which proposes to amend the sales tax law, in order to determine whether or not the differences that exist can be ironed out between now and Monday and to further determine whether you will be ready to pass finally on the Conference Committee Report on Monday.

From the information I get, I understand it will not be ready by Monday. I may be wrong but for the convenience and benefit of the Members of the Senate, I think it is in order for the Conference Committee to get together and in a preliminary way today determine whether or not the differences which exist can be ironed out, as I said before, so that we can be told whether or not the Conference Committee Report will come before the Senate on Monday for final approval.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, I want to talk a little bit today about the five bills which I sponsored, in conjunction with Senators Barr, Dent, Hays, Stiefel and Mahany, on February 28th, pertaining to the peaceful uses of atomic energy.

As I stated before on the floor here, Mr. President, this legislation is now the law in the State of New York. I understand there has been some objection as to the cost. I want to advise the Membership that the appropriation figure as set forth in several of the bills is approximately one-half of what the State of New York has spent on atomic energy. If the Appropriations Committee sees fit, it has my consent to go ahead and cut the figure to any appropriate amount.

Since we are in the closing days of this Session, Mr. President, I feel it behooves all of us to make a practical approach in setting up the nucleus of some sort of a commission here in Pennsylvania, to endeavor to utilize the forces of atomic energy for peaceful purposes. As you know, the Congress of the United States, in 1954, passed legislation giving the States that particular right.

I would like to call to the attention of the leaders on the other side just where these bills are located and I would certainly appreciate your favorable consideration. I, for one, and I believe quite a number of people in Pennsylvania, feel that we should take advantage of atomic energy and we should utilize it for peaceful purposes. It is going to be a long time before we accomplish that fact, but if we continue to delay we are going to be just so far behind. This Commonwealth is comparable with the State of New York, and New York has reached a certain height now in utilization of atomic energy.

Mr. President, I would like for the Membership to consider the bills and if they have any objection, let me know. I received the other day a very nice letter from Pennsylvania State University, wherein they state they are quite enthused in regard to this program. As a matter of fact, I received a communication from the University of Pittsburgh, which is also vitally interested in this program. I hope you will consider these bills in the light of advancement as far as Pennsylvania is concerned. I want you to know, too, that this legislation is strictly bipartisan and no one can take any credit for it at all.

I do feel, and I am very sincere when I make this statement, that we should consider this legislation. I worked long and hard on these bills. I worked with the Legislative Reference Bureau for quite some time and we worked them out whereby they would be applicable to Pennsylvania.

Mr. President, I want to read to you the different bills and the committees they are in, in the hope that the Committee Chairman or the Chairman of the Committee on Rules, if the bills are referred there, will look them over and give them the benefit of a doubt and report them to the floor. I repeat, if you have any objections at all to any of the bills regarding the appropriation, you have my consent to go ahead and cut the appropriation. However, I would like to see a nucleus set up during this Session and then at future Sessions we can probably advance in atomic energy. I would like the Membership to remember that to stand still in anything is to go backwards. After all, this is a coming thing and Pennsylvania should take advantage of it.

Mr. President, the first bill is Senate Bill No. 1003, which was referred to the Committee on State Government on February 28th; Senate Bill No. 1004 was referred to the Committee on Education on February 28th; Senate Bill No. 1005 was referred to the Committee on State Government on February 28th; Senate Bill No. 1006 was referred to the Committee on State Government on February 28th; and Senate Bill No. 1007 was referred to the Committee on Appropriations on February 28th. I would be glad to appear before each and every one of these committees and express my sentiments to the Membership of these committees or to the Committee on Rules.

I hope you will remember what I have said today and give these bills some consideration. I think if we do not consider these bills, in the coming Sessions we will regret that we did not take some action.

STUDENTS FROM MILROY, MIFFLIN COUNTY, PRESENTED TO SENATE

Mr. WADE. Mr. President, we are honored today by a visit from a fine group of young folks, of the fifth grade, from a school in Milroy, Mifflin County, Pennsylvania. This group is escorted by Mr. Thomas Summers and Miss Katherine Clemens, their teachers.

May I ask, Mr. President, that you extend official greetings from the Senate to these young folks?

The PRESIDENT. The Chair, on behalf of all Members of the Senate, extends greetings to this fine group of students from Mifflin County. We hope you enjoy your visit with us and that you can come back again at a later date.

MAYOR AND COUNCILMEN OF TITUSVILLE PRESENTED TO SENATE

Mr. MAHANY. Mr. President, the Senate is also honored today to have in attendance here the Mayor of Titusville and two of its Councilmen.

Mr. President, the Senate has heard me talk often

about the fine city of Titusville, in Crawford County, and here we have three representatives from that wonderful metropolis; Mayor C. C. Hampton, Councilman John Fehrenbach and Councilman Domer Bailey.

The PRESIDENT. We are indeed very happy to have these distinguished gentlemen from the city which our Majority Leader comes from with us today. We hope they can return and visit with us many times in the future.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess until 1:30 o'clock, p. m., Eastern Standard Time, to allow us to have lunch and for the purpose of awaiting communications from the House.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 35, entitled:

An Act amending the act of May 21, 1931 (P. L. 149), entitled, as amended "Liquid Fuels Tax Law," extending for an additional period the right to partial reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes.

House Bill No. 53, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," prohibiting the throwing of certain material from motor vehicles.

House Bill No. 620, entitled:

An Act amending the Act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," further regulating speed; designating a traffic court; further prescribing enforcement and penal provisions; and imposing duties on certain pedestrians.

House Bill No. 794, entitled:

An Act amending the act of January 21, 1947 (P. L. 3), entitled "An act relating to officers and employes of the General Assembly; fixing the number, qualifications, compensation, mileage and duties of the officers and employes of the Senate and of the House of Representatives; providing for their election or appointment, term of office, or of service, removal, and manner of filling vacancies; and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," changing the title of and compensation of certain House employes; and providing for the appointment of additional employes therein.

Senate Bill No. 929, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used.

House Bill No. 1010, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," authorizing erection of warning or protective devices during work on highways.

House Bill No. 1150, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes Retirement Law," defining employes of the Pennsylvania Tunnel Commission as State employes.

House Bill No. 1269, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," authorizing the issuance of dealer registration plates to certain collector-repossessors, and limiting their use thereof.

House Bill No. 1339, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," further providing for the terms of office of school directors of union and merged districts.

House Bill No. 1491, entitled:

An Act requiring the office of register of wills in cities of the first class to be closed on Saturdays for the transaction of business; and authorizing certain actions to be performed in that office on the day succeeding the day required by law.

House Bill No. 1504, entitled:

An Act reenacting and amending the act of April 11, 1899 (P. L. 37), entitled "An act relating to the keepers of junk shops, and second hand dealers, in cities of this Commonwealth," extending its provisions to municipalities and townships.

House Bill No. 1619, entitled:

An Act providing for the prevention and control of communicable and non-communicable disease including veneral diseases, fixing responsibility for disease prevention and controls, requiring reports of disease, authorizing financial assistance to typhoid fever carriers and, authorizing treatment of venereal diseases, and providing for premarital and prenatal blood tests; amending, revising and consolidating the laws relating thereto; and repealing certain acts.

House Bill No. 1735, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," further regulating the speed of certain vehicles.

House Bill No. 1842, entitled:

An Act amending the act of June 24, 1937 (P. L. 2017), entitled "County Institution District Law," changing the amount the institution district may pay for burial costs in each case.

House Bill No. 1845, entitled:

An Act amending the act of June 20, 1919 (P. L. 521), entitled, as amended, "Transfer Inheritance Tax Law," changing the tax rate on property transferred to lineal descendants of adopted children.

House Bill No. 1890, entitled:

An Act reenacting and amending the act of September 26, 1951 (P. L. 1518), entitled "An act to provide for the registration and protection of trade-marks and to secure the rights, property and interests therein; providing for

the assignment, cancellation and revocation thereof, and imposing penalties for violations; conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof; and to repeal all acts inconssitent therewith," extending the act to service-marks used to identify certain services and distinguish them from others.

House Bill No. 1894, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room.

House Bill No. 1905, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," by changing registration fees for certain motor buses and motor omnibuses.

House Bill No. 1946, entitled:

An Act amending the act of May 5, 1921 (P. L. 374), entitled "An act providing for the licensing and regulation of corporations, co-partnerships, associations, and individuals, engaged in the business of receiving payments or contributions to be held or used in any plan of accumulation or investment, * * *," authorizing deposit of bonds of authorities created by the State or political subdivisions as security for licensure.

House Bill No. 1972, entitled:

An Act amending the act of September 26, 1951 (P. L. 1505) entitled "An act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment," authorizing the giving of notice by certified mail return receipt requested.

House Bill No. 2021, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," providing for the fixing of compensation for officers whose salaries are not prescribed by law.

House Bill No. 2045, entitled:

An Act amending the act of July 24, 1913 (P. L. 965), entitled "Commodities Weight and Measure Law,," clarifying enforcement provisions of the act.

House Bill No. 2077, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of one thousand nine hundred forty-nine," authorizing the issuance of bonds for refunding purposes.

House Bill No. 2082, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code," authorizing employes of departments of health of the Commonwealth of Pennsylvania, cities of the second and third class, boroughs, and townships upon application to become members of the county retirement system upon becoming county employes, providing for payments by the employes and former employers into the county retirement fund.

Whereupon,

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess until 4:00 o'clock, p. m., Eastern Standard Time.

Mr. YOSKO. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER (Edward J. Kessler) in the Chair.

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, April 16, 1956, at 1:00 o'clock, p.m., Eastern Standard Time.

Mr. DIEHM. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:53 o'clock, p. m., Eastern Standard Time, until Monday, April 16, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, April 11, 1956

The House met at 10:00 a. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

The SPEAKER. The Chair requests the gentleman from Dauphin, Mr. Ogilvie, to preside.

Mr. OGILVIE IN THE CHAIR

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. If there is no objection, the approval of the Journal for Tuesday, April 10, 1956 will be postponed until printed. The Chair hears none.

REPORT OF THE ANTHRACITE COMMITTEE

The SPEAKER laid before the House the Fifth Report of the Anthracite Committee filed in accordance with the provisions of an amendment of May 5, 1945 (P. L. 432) to the Commerce Law of May 10, 1939 (P. L. 111), which was read as follows:

REPORT OF THE ANTHRACITE COMMITTEE

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

This is the fifth report of the Anthracite Committee of the Department of Commerce which was constituted to administer the Production Control Plan for the Anthracite Industry. The report is required to be made to each regular session of the General Assembly by the amendment of May 5, 1945, P. L. 432, to the Commerce Law of May 10, 1939, P. L. 111.

The membership of the Anthracite Committee as presently constituted follows:

Representing the Commonwealth

HON. WILLIAM R. DAVLIN, Chairman
Secretary of Commerce

HON. JOSEPH T. KENNEDY, Vice Chairman
Secretary of Mines

HON. LEON EHRLICH
Deputy Attorney General

Representing the United Mine Workers of America

AUGUST J. LIPPI,
President, District No. 1

MART F. BRENNAN,
President, District No. 7

JOSEPHY KERSHETSKY,
President, District No. 9

Representing the Anthracite Operators

Regular	Alternate
Francis O. Case, President, Glen Alden Corporation	H. J. Connolly, Chairman of the Board, Pennsylvania Coal Company
Edward G. Fox, President, Reading Anthracite Company	C. A. Gibbons, President, Susquehanna Collieries Division, The M. A. Hanna Company
Thomas F. Steele, President, Middle Eastern Coal Co.	James H. Pierce, Chairman, Pierce Management, Inc.

Executive Committee Membership

Hon. Joseph T. Kennedy, Chairman
Mr. Mart F. Brennan
Mr. R. Y. Williams

D. L. Corgan, Secretary-Treasurer, Anthracite and Executive Committees.

Production and Employment

Since the last report to the Legislature in June 1953, the anthracite industry as a whole has been suffering from a declining market. The 1952 production of that portion of the industry represented by the United Mine Workers was 36,900,000 tons, in 1953 27,400,000 tons, in 1954 24,000,000 and 1955 22,700,000 tons. This loss of market has resulted in drastic changes within the industry. Some companies have completely abandoned underground mines, others have closed some higher cost operations in their effort to bring costs in line with declining realization.

Employment during the year 1953 averaged 51,000 men who worked 167 days and produced 2.74 tons per man-day. In 1955 an average of 28,000 men employed 204 days produced 3.27 tons per man-day.

Non-Union Production and Employment

Non-union mine production prepared through non-union breakers has not been accounted for above. This production amounted to 2,100,000 tons in each of the years 1952, 1953 and 1954 and 2,400,000 tons in 1955. Because of the fact that this part of the industry carries none of the responsibilities of the legitimate industry such as wage standards, taxes, social security benefits, unemployment compensation, welfare payments, et cetera, it has a distinct advantage in the market place and is continuing to contribute in a large measure to the economic dislocation of the legitimate industry.

In 1955 employment in non-union mines amounted to about 2,650 men and at non-union breakers approximately 575 men. In addition, as of last November, there were about 325 men engaged in the trucking of run-of-mine from the pits to the breakers. Being non-union, the men in these mines work a minimum of five days a week and eight or more hours a day. A few operations employ as many as thirty men but the vast majority of them are worked by fewer than five men.

Cooperation Under The Plan

Economic pressure and dissatisfaction with other companies' sales policies has resulted in several large producers withdrawing their financial support from the Plan. However, they continue to supply the weekly and monthly statistics by which the market is measured and the Committee has before it each Monday the complete picture of industry performance of the previous week.

New Schedules

The last report to the Legislature recognized the contention of some cooperating producers that percentages on Schedule A did not reflect changing conditions within the industry and should be adjusted. A new schedule was adopted early in 1954. It did not take into consideration the normal inflation that resulted from inability of some producers to meet their percentage positions and this situation was aggravated by the rapid closing of mines and sections of mines because of a rapid decline in the market for anthracite.

To meet the resulting inflation in Schedule A,

a supplement to A, called a working Schedule B, was placed in effect in December 1954. It is a schedule which is recalculated each month and gives each producer a percentage based on his accumulated actual or expected production for the preceding month whichever is the lesser. Under Schedule B a cooperating producer can always produce up to his Schedule A and if all companies produced their expected under A, Schedules B and A would be the same. A cooperating producer's Schedule B can only exceed his Schedule A because of the underproduction of other producers.

Schedule B gives a more realistic picture of performance under the Plan and, therefore, is a better guide to the Producers' Advisory Board and the Anthracite Committee in forecasting the current production requirements. In the fifteen months that it has been operating, it has met expectations.

Amendments To The Plan

Article V, Subdivision (i) of the Plan was amended so as to permit cooperating producers to better plan their work. The amendment permits accumulated overproduction during a calendar year quarter to be offset by underproduction in any part of the same quarter. However, at the end of each period all deficiencies for other than cause under the Plan are cancelled.

Quality

The quality of anthracite shipped to market has continued to show improvement. However, there are still a few producers who insist upon selling an inferior product and some others who occasionally ship this inferior product under a standard label. Two producers are currently being prosecuted for violation of the Anthracite Standards Law.

Mine Drainage

By Senate Bill No. 759, approved July 29, 1953, the Anthracite Mine Drainage Study Commission was appointed to submit recommendations for legislation that would eliminate future anthracite mine flood hazards and would reduce drastically the present industry pumping costs. While the directives of this new piece of legislation did not specifically mention the Anthracite Committee, the fact that the Governor is appointing seven men on this new Commission chose six men then serving on the Anthracite Committee, shows how closely the Committee was associated with the drainage study.

The cogency with which the Commission reported to the Legislature the need for help in solving the anthracite water problem and the clearness and completeness with which the requested funds were to be allocated for expenditure seem to have appealed to the Legislature of Pennsylvania and to the National Congress, since each has agreed to donate one-half of the total seventeen million dollars requested. This much needed work is now under way.

Conclusions

It seems to be evident that the Production Control Plan has prevented demoralization in the anthracite industry in the face of a declining market, and that with the revised schedule reflecting currently each producer's fair share of the market, the continued functioning of the Plan can be a key contribution by the Commonwealth to the industry in its efforts to stabilize itself, regain old markets and secure new ones.

Respectfully submitted,

ANTHRACITE COMMITTEE

ATTEST:

Harrisburg, Pennsylvania
April 3, 1956

D. L. Corgan (signed)
Secretary

RESOLUTION OF THE COUNCIL OF THE CITY OF CHESTER

The SPEAKER laid before the House a resolution adopted by the City Council of the city of Chester urging favorable action on House Bills Nos. 815, 816, 817 and 818.

Referred to the Committee on State Government.

RESOLUTION ADOPTED BY McKEAN COUNTY SCHOOL DIRECTORS ASSOCIATION

The SPEAKER laid before the House a resolution adopted by the McKean County School Directors Association relative to the delayed payment of school subsidies.

Referred to the Committee on Appropriations.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 407.

An Act amending the act of August 10 1951 (P. L. 1182) entitled "An Act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction providing for the granting suspension and revocation of licenses issued by the board preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction conferring jurisdiction upon the court of common pleas of Dauphin County and prescribing penalties" extending the period for application for limited examination clarifying certain provisions thereof providing for branch office certificates and prohibiting branch office practice without such certificate.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 596.

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1311.

An Act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund

Whereas There is an urgent need for a vast construction reconstruction and modernization program on Pennsylvania's hundred thousand mile public road system therefore

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 4, page 3, by striking out lines 11 to 19 inclusive and page 4, by striking out lines 1 to 5 inclusive, as follows: "Fifty-five per centum thereof divided by the total miles of roads and streets which are maintained by municipalities Multiplied by The number of miles in the particular municipality Plus Forty-five per centum thereof divided by the total official population of the municipalities having responsibility for the maintenance of public roads or streets Multiplied by The official population of the particular municipality (Amount due the particular municipality) (1) Seventy-five per cent" and inserting in lieu thereof the following: "Eighty per cent of the money hereby allocated shall be paid to the cities boroughs towns and townships in accordance with the following formula

six-tenths of this — the number of";

Line 10 by striking out at beginning of line the following: "seventy-five per" and inserting the following: "multiplied miles in the par-"; line 11 by striking out at beginning of line the word "cent" and inserting the following:

"Eighty per cent allocation divided by the total miles of public roads and streets which are maintained by municipalities and townships — by ticular municipality or township four-tenths of this Plus the official pop-";

Page 5, line 3, by striking out at beginning of line the following: "seventy five per" and inserting the following: "ulation of the"; line 4 by striking out at beginning of line the word "cent" and inserting the following:

"Eighty per cent allocation divided by the total official population of the municipalities and townships — Multiplied by particular municipality or township

(Amount due the particular municipality or township)

to be expended by the authorities of the respective municipalities or townships for the maintenance repair construction or reconstruction of such public roads or streets including bridges culverts and drainage structures for which they are legally responsible where road or bridge work is performed by the political subdivision the moneys herein allocated may be used only for labor equipment rental pay rolls purchase of material including repair parts necessary for the maintenance of equipment small tools road drags and snow fences";

Page 6, line 7, by striking out at beginning of line the following: "Twenty five per cent" and inserting the following: "twenty per cent of the money hereby allocated shall be paid to the cities boroughs towns and townships in accordance with the following formula this; line 11 by striking out after the word "this" the words: "twenty five" and inserting the following: "The number of"; line 12 by striking out at beginning of line the words: "per cent" and inserting the following:

"Six-tenths of this twenty per cent divided by the total miles of public roads and streets which are maintained by the municipalities and townships — Multiplied by such miles in the particular municipality or township

four tenths of this twenty per cent allocation divided by the total official population of the municipalities and townships — Multiplied by the official population of the particular municipality or township

(Amount due the particular municipality or township)

for the improvement of public roads and streets including bridges and drainage structures under their respective jurisdictions in accordance with agreements with the Department of Highways for projects on which one-half or more of the cost is paid by the respective municipality or township from funds obtained from other sources including clause (1) of this section

"In any municipality or township in which all of the roads or streets are classified as improved according to the standards of the Department of Highways the word improvement shall include resurfacing replacement or widening

"(3) The moneys allocated in clause (1) shall be paid over in the manner provided by law by the Department of Highways to the respective cities boroughs towns and townships on the first";

Page 8, line 8, by striking out after the word "first" the words "day of April and October of each year" and insert the following: "Days of June and October 1956 and the first days of April and October of each subsequent year

"(4) The moneys allocated in clause (2) of this section shall be paid over on requisition by the Secretary of Highways in the manner provided by law to the respective cities boroughs towns and townships under the terms of project agreements with the Department of Highways

"Section 4.1 Whenever the sum appropriated by sections 3 and 4 in any fiscal year amounts to less than thirty million dollars ($30,000,000) there is appropriated out of the motor license fund an amount equal to the difference between thirty million dollars ($30,000,000) and the lesser amount provided by sections 3 and 4";

Page 9, by striking out after line 4, the following:

"Section 5 (a) The calculation of mileage shall be determined annually as of the first day of January of the year for which the allocation is made by the department from reports submitted by the municipalities

"(b) The calculations involving population shall be made by the department and shall be based on the latest available official census figures where the population of any municipality changes by reason of annexation withdrawal or dissolution the department shall not be presumed to have notice of the change until furnished with a statement approved by all affected municipalities or with an order of a court of competent jurisdiction";

"Section 6 The moneys appropriated and allocated to municipalities by this act and by the act of September 3, 1955 (Appropriation Act No 18-A) shall be paid over in the manner provided by law on requisition of the Secretary of Highways to the respective municipalities on

February 28 May 31 August 31 and November 30 of each year beginning February 28 1956 the amount appropriated hereby to be paid during any fiscal year shall be determined by the taxes received during the preceding fiscal year

"Section 7 All moneys allocated shall be used for the construction reconstruction maintenance and repair of roads and streets including bridges and drainage structures for which the municipality is responsible If the work is performed by the municipality the money may be expended for labor equipment rental payrolls purchase of materials and equipment including repair parts necessary for the maintenance of equipment small tools road drags and snow fences and in any case for highway administration and design right-of-way acquisition and contributions to the department for construction of State highways within the municipality

"Section 8 Fifty per centum of all money allocated to each municipality shall be used for construction reconstruction or widening of roads and streets bridges and drainage structures when all roads and streets of a municipality are classified as improved according to the standards of the department the fifty per centum required to be used for road and street improvement may be used for maintenance and repair of roads and streets

Section 9 (a) In order to qualify for its share of the moneys appropriated hereby and by the act of September 3 1955 (Appropriation Act No. 18-A) each municipality shall

"(1) Submit certified reports on forms furnished by the Department showing that the money appropriated will be or has been spent in accordance with the provisions of this act (2) establish and maintain a special fund into which the funds appropriated hereby and by the act of September 3 1955 (Appropriation Act No. 18-A) shall be deposited and into which no other moneys may be deposited or comingled and maintain a special account which will reflect all expenditures involving such moneys which account shall be subject to inspection by the department and audit by the Auditor General

"(3) Furnish satisfactory evidence to the department that a general or special tax the proceeds of which are specifically earmarked in whole or in part to provide funds for road and street purposes is being levied for the year in which the allocation is made

"(b) The department shall withhold further payment under this act until the foregoing conditions are complied with

"Section 10 All materials used and work done on any project financed in whole or in part with the funds allocated hereunder shall conform to the current specifications of or specifications approved by the department and be subject to inspection by the department";

and inserting in lieu thereof the following:

"Section 5 In order to quaifly for its share of the moneys herein provided each city borough town and township shall

"(1) Furnish evidence annually to the department of highways that its treasurer is bonded in accordance with law

"(2) Submit a report on forms furnished by the department of highways concerning the way or ways the funds provided in section 1 of this act shall be expended

"(3) Submit a proper report on forms furnished by the department of highways on the fifteenth day of January for the period ending December thirty-first each year showing the cost of work done pursuant to the funds provided in section 4 clause (1) of this act

"(4) Establish and maintain a special fund into which the moneys provided in section 4 clause (1) of this act shall be deposited and into which no other moneys may be deposited or comingled

"(5) Furnish evidence to the department of highways that a tax to provide funds for road and street purposes is being levied for the year in which the allocation is made

"Section 6 All materials used and work done with moneys herein allocated shall conform to the current specifications of the department of highways or specifications approved by the department of highways

"Section 7 (a) The calculation of mileage shall be determined annually as of the first day of January by the department of highways from reports submitted by the municipalities and townships the term "roads and streets" is defined to mean public roads and streets used for travel by horse-drawn and motor vehicles and to exclude ways courts and alleys

"(b) The calculations involving population shall be made by the department of highways and shall be based on the latest available official census figures where the population of any municipality or township changes by reason of annexation withdrawal or dissolution the department shall not be presumed to have notice of such change until furnished with a statement approved by all affected political subdivisions or with an order of a court of competent jurisdiction

"Section 8 The department of highways shall make available to the corporate authorities of the municipalities and townships copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipt and expenditure of any funds authorized herein

"Section 9 The amount allocated hereby to be paid during any calendar year under section 3 of this act shall be determined by the taxes received during the immediate preceding fiscal year the amount allocated hereunder to be paid during any calendar year from moneys appropriated under the act of September 3 1955 (Appropriation Act No. 18-A) to cities boroughs incorporated towns and townships of the commonwealth shall be paid on a current basis

"Section 10 Any funds appropriated and allocated under the provisions of clause (1) of section 4 of this act withheld from any municipality".

Page 15, line 14, by striking out after the part-word "ity" the words "or townships" and inserting the following:

"For failure to comply with any of the provisions of this act for a period of two years shall lapse and be returned to motor license fund and be added to the ensuing appropriation to municipalities for the purposes stated in clause (1) of section 4 of this act and distributed in the manner prescribed by the act of assembly making the appropriation and any funds appropriated and allocated under clause (2) of section 4 of this act remaining unused or unobligated under agreement with the department of highways for a period of three years shall lapse and be returned to the motor license fund and be added to the ensuing appropriation to municipalities for the purposes stated in clause (2) of section 4 of this act and distributed in the manner prescribed by the act of assembly making the appropriation".

Page 16, line 12, by striking out after the word "Section" the figures "11 10" and inserting in lieu thereof the figures "11."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGES

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1843.

An Act amending the act of June 13 1883 (P. L. 119)

entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientic purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" regulating the burial costs for unclaimed bodies unfit for anatomical purposes and making provisions conform to existing law

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

THE SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend bill, section 2, page 2, line 19 by striking out after the word "counties" the following: "one hundred dollars ($100)."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL NON-CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has non-concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL NO. 249.

An Act amending the act of June 24, 1937 (P. L. 2051) entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance, and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," increasing monthly pension allowance; abolishing maximum income allowance; crediting encumbrances in reality valuation; and abolishing the sum of income and pension as a ceiling for pension receivable.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1694, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1035.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire land in the City of Nanticoke Luzerne County for the use of Nanticoke State Hospital and making an appropriation

HOUSE BILL No. 1036.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire .326 of an acre more or less of land in Newport Township Luzerne County for the use of Retreat State Hospital and making an appropriation

HOUSE BILL No. 1651.

An Act making an appropriation for moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 598.

An Act amending the act of April 9 1929 (P. L. 177) entitled "The Administrative Code of 1929" increasing amount of money available for aids and services to blind persons and persons of impaired vision.

Referred to the Committee on Rules.

SENATE BILL No. 599.

An Act amending the act of April 9 1929 (P. L. 177) entitled "The Administrative Code of 1929" authorizing the State Council for the Blind to accept certain payments and donations and increasing the services which may be given by it to certain blind persons.

Referred to the Committee on Rules.

SENATE BILL No. 1073.

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the

Commonwealth requiring nonresident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of Commonwealth shall be admintted in evidence prescribing the duties of and fixing the fees of the Secretary of the Commonwealth and providing penalties.

Referred to the Committee on Rules.

SENATE BILL No. 1074.

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie the Canal Basins situate in the City of Erie Erie County Pennsylvania.

Referred to the Committee on Rules.

SENATE BILL No. 1075.

An Act amending the act of July 25, 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

Referred to the Committee on Rules.

SENATE RESOLUTION Serial No. 173.

Referred to the Committee on Rules.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1849.

An Act amending the act of May 31, 1945 (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" further regulating mining operations requiring the filing of maps changing provisions with respect to registration bonds backfill overburden enforcement of the act and penalties and providing for the payment of fines into a special fund

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 1, line 7, by inserting after the word "act" the word "appeals";

Amend Section 1, page 2, line 7, by inserting after the word "certificate" the following: "by registered mail or by delivery in person"; line 9, by striking out the bracket before the word "and"; line 10, by striking out the bracket after the word "an" and striking out the following:

"giving the following information (1) Name or number of the operation (2) Location of the operation as to county and township and with reference to the nearest public road (3) A description of the tract or tracts by metes and bounds (4) The name and address of the land owner or his duly authorized reprfesentative and (5) An

Page 2, line 16, by inserting after the word "(one)" the following: "the registration";

Page 3, line 2, by striking out after the word "location" the following: "and the acreage"; line 3, by striking out after the first word "of" the word "both"; line 3, by inserting after the word "tract" the words "or tracts"; and striking out after the word "land" the following: "and the area"; line 4, by inserting after the word "operation" the words "or operations"; line 4, by striking out after the word "contemplated" the following:

"If an operator continues to operate beyond one year the mine inspector shall be furnished with a new map at the end of each year of operation on which is outlined the area affected and restored from the date started to the date the map is furnished the inspector"

and inserting in lieu thereof the following:

"If after a registration certificate issues to an operator the operator desires to affect a tract or tracts of land not included in the certificate the operator shall by registered mail or in person so notify the secretary of mines at least two weeks prior to the commencement of operations the secretary of mines shall promptly acknowledge by registered mail receipt of the application for registration"

Page 4, line 1, by inserting after the word "issue" the word "forthwith"; line 2, by inserting after the word "registration" the word "application"; line 6, by striking out the bracket before the word "three"; line 7, by striking out after the figure "($300.00)" the following: ") four hundred dollars ($400.00)"; line 9, by inserting after the word "(one)" the following: "the registration"; line 11, by striking out the brackets before the word "three" and after the figures "($3000.00)"; and striking out the following: "four thousand dollars ($4000.00)";

Page 6, line 1, by inserting after the word "certificate" the word "application"; line 4, by striking out after the word "in" the word "each" and inserting in lieu thereof the word "any"; line 6, by inserting after the word "certificate" the word "application"; line 7, by striking out the brackets before and after the word "thereafter" and striking out the following: "if the area of land affected in each mine inspection district exceeds the estimate made"; line 9, by inserting after the word "bond" the following: "upon receipt of such bonds the Secretary of Mines shall promptly issue an amended certificate covering the additional acerage covered by such bond"; line 13, by inserting after the word "(amendment)" the following: "additional bond if the secretary of mines does not approve the application for registration he shall promptly notify the operator by registered mail setting forth his reasons therefor the operator may then take such steps as are required to remove the objections any operator who shall be aggrieved by any action of the secretary of mines under this section may proceed under the provisions of section 14 of this act if any operator who has filed an application for registration has not received a registration certificate or a notice from the secretary of mines as to why such application has not been approved within thirty days after the receipt of such application he may engage in open-pit mining of bituminous coal and be deemed in compliance with all provisions of this act the registration provisions of this section shall not apply to an operator registered under the provisions of this act of May" and striking out the figure "13" and inserting the following: "31 1945 (P L 1198) as amended until the anniversary date of the operator's registration";

Amend Section 2, page 7, line 15, by striking out after the figure "4" the word "three" and inserting in lieu thereof the word "four";

Page 8, line 3, by striking out after the word "the" the following: "Secretary of Mines on forms" and inserting in lieu thereof the following: "mine inspector in whose district the operation is located on a form";

Page 9, line 1, by striking out after the word "violated" the following: "where stripping operations exceed the acreage registered or where the bond may be inadequate to cover the acreage of the operation" and inserting in lieu thereof the following: "should an operator fail to comply with the requirements of the act the mine inspector shall report the matter to the secretary who shall immediately notify the operator by registered mail of such failure unless the operator complies with the act within thirty (30) days from the receipt of such notice the secretary may after hearing and final determination issue a cease and desist order requiring the operator to im-

mediately cease mining at the operation in the mine inspection district where the violation was reported

Section 4.4 If an operator continues to operate beyond one year the mine inspector shall be furnished with a new map at the end of each year of operation on which is outlined the area affected and restored during the preceding year."

Amend Section 3, page 10, line 3, by striking out the bracket before the word "Operation"; line 12, by striking out the bracket after the part word "sentative" and inserting the following: "As part of the operations report the operator shall file a map or plan on a scale of not less than four hundred (400) feet to the inch in a manner satisfactory to the secretary of mines showing the location of the new tract or tracts of land to be affected by the operation or operations and not covered by the original registration application or reregistration application"

Page 11, line 4, by striking out after the word "from" the following: "the property line of"; line 4, by inserting after the word "any" the word "occupied"; line 5, by inserting after the word "house" the following: "unless released by owner thereof"; line 7, by inserting after the word "backfilling" the following: "under this Section";

Page 12, line 1, by striking out the bracket before the word "three"; line 2, by striking out the bracket following the figures "($300.00)" and striking out the following: "four hundred dollars ($400.00)"; line 3, by striking out after the word "in" the word "each" and inserting in lieu thereof the word "any"; line 6, by inserting after the word "bond" the following: "upon receipt of such bond the Secretary of Mines shall promptly issue an amended certificate covering the additional acreage covered by such bond"; line 10, by striking out after the word "in" the word "each" and inserting in lieu thereof the word "any"; line 12, by inserting after the word "certificate" the word "application"; line 15, by striking out the bracket before the word "three"; line 16, by striking out the bracket after the figure "($3000.00)" and also the following: "four thousand dollars ($4000.00)"; line 19, by striking out after the word "act" the following: "then regardless of the number of acres remaining to be backfilled the entire bond shall be forfeited as provided in this act" and inserting in lieu thereof the following: "not less than the minimum bond in the amount of three thousand dollars ($3000.00) shall be forfeited";

Page 13, line 5, by inserting after the word "(filed)" the word "issued"; line 7, by striking out the bracket before the partword "Pro"; line 9, by inserting after the word "(the)" the following: "any amount of"; line 16, by striking out the bracket before the word "which"; line 19, by striking out the bracket after the word "the"; line 20 by striking out the word "The" at the beginning of the line;

Page 14, line 3, by inserting after the word "shrubs" the following: "for the purpose of this section only and for no other provisions of this act highway mechanical mining shall be considered as open-pit mining"; line 8, by inserting after the word "premises" the following: "or use the opening for haulageways or other lawful purposes"; line 10, by inserting after the word "locations" the following: "to be used for such purposes"; line 11, by striking out after the word "coal" the following: "placing of overburden shall be postponed and the strip mine operator or the drift mine operator shall deposit with the Department of Mines a bond equal to the actual acreage reserved for drift mining at the rate of four hundred dollars ($400.00) per acre which shall be released to the depositor after the drift mine operation has been abandoned and the area backfilled and planted as required by law".

and inserting in lieu thereof the following:

"Until such drift mining or other use is completed during which time that portion of the bond on file at the rate of three hundred dollars ($300.00) per acre or fraction thereof applicable to the area designated shall not be released".

Amend Section 5, page 15, line 9, by inserting after the word "(any)" the following: "except as provided in Section 4 of this act any"; line 17, by inserting after the word "has" the word "intentionally";

Page 16, line 1, by striking out after the word "occurs" the following "and further each day of a violation as herein set out shall constitute a separate and distinct violation"; line 3, by striking out after the word "fines" the following: "so collected"; line 4, by striking out after the word "in" the following: "a special fund separate and apart from all other moneys in the State Treasury to be known as"; line 6, by inserting after the word "Fund" the following: "provided for in Section 18 of this act".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Frost,	Lutty,	Royer,
Amarando,	Gaffney,	Magee,	Rudisill,
Anderson, M. S.,	Garlock,	Mahan,	Sarraf,
Anderson, S. A.,	Gelfand,	Markley,	Scarcelli,
Ashton,	George,	Maxwell,	Schuster,
Auker,	Gibb,	McCann,	Sherman,
Banker,	Gibson,	McCormack,	Smith, C. C.,
Barnatovich,	Goldstein,	McGee,	Smith, Wm. B.,
Bazin,	Greenwood,	McKeever,	Snider,
Bell,	Guss,	McLaughlin,	Stank,
Boles,	Guthrie,	Meholchick,	Stebbins,
Bonner,	Hamilton, R. K.,	Metz,	Steckel,
Boory,	Hass,	Mihm,	Stevenson,
Bower,	Haudenshield,	Mikula,	Stone,
Branca,	Heavey,	Miller,	Stoner,
Breisch,	Helm,	Monroe,	Strausser,
Brennan, A. P.,	Henzel,	Moody,	Stroup,
Brennan, J. J.,	Hewitt,	Moran,	Swartz,
Brenninger,	Hocker,	Moscrip,	Taylor,
Breth,	Holt,	Muldowney,	Thomas,
Brown,	Horst,	Mullen,	Thompson,
Bucchin,	Houk,	Munley,	Toll,
Bullen,	Isaacs,	Murphy,	Tompkins,
Capano,	Jenkins,	Murray, H. P.,	Toomey,
Cianfrani,	Johnson,	Murray, J. J.,	Varallo,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varner,
Cochran,	Jones, T. H. W.,	Musto,	Vaughan,
Comer,	Jump,	Naugle,	Verona,
Cooper,	Kamyk,	Needham,	Wall,
Curwood,	Kehler,	Ogilvie,	Wallace,
Davis,	Keller,	O'Neil,	Walsh,
Donahue,	Kent,	Pacchioli,	Wargo,
Donaldson,	Kline,	Parry,	Waterhouse,
Dougherty,	Knecht,	Pashley,	Weidner,
Down,	Kolankiewicz,	Paulhamus,	Welsh,
Ehrgood,	Kooker,	Petrosky,	Wescott,
Eilberg,	Kornick,	Pettigrew,	Wheeler,
Erb,	Kratz,	Polaski,	Whitenight,
Eshleman,	Kromer,	Polen,	Willaredt,
Ewing,	Lafore,	Pomeroy,	Williams,
Farabaugh,	Leiby,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Yetter,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Renwick,	Young,
Flynn,	Lippincott,	Rigby,	Ziegler,
Foster,	Lopresti,	Rosen,	Andrews,
Frank,	Lovett,	Rovansek,	Speaker
Frascella,			

NAYS—0

NOT VOTING—15

Adam,	Lawyer,	Mills,	Sigman,
Blair,	Leisey,	Olsen,	Stephens,
Connelly,	McInroy,	Reidenbach,	Worley,
Gramlich,	McWherter,	Rubin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 563.

An Act amending the act of July 18, 1917, (P. L. 1043), entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process and providing penalties" providing credit for retirement purposes for out-of-state service, in certain cases.

HOUSE BILL No. 890.

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further providing for return to service with full retirement rights.

HOUSE BILL No. 1130.

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting employes to make up back payments to the retirement system from the time they enter school service and securing to such employes the full benefits of the retirement system from the time they entered school service.

HOUSE BILL No. 1253.

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," authorizing contributors in the one one-hundred-sixtieth class to transfer to the one one-hundred-fortieth class.

HOUSE BILL No. 1865.

An Act amending the act of August 24 1951 (P L 1304) entitled "An act to improve local health administration throughout the Commonwealth by authorizing the creation establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class exempting certain municipalities from the jurisdiction of single-county or joint-county departments of health permitting the dissolution of departments or boards of health in certain municipalities authorizing State grants to counties which establish departments of health and to certain municipalities if they meet prescribed requirements conferring powers and duties upon the State Department of Health in connection with the creation establishment and administration of single-county or joint-county departments of health and administration of the health laws in parts of certain municipalities not subject to the jurisdiction of single-county or joint-county departments of health and the administration of State grants and repealing an act which confers health powers upon counties of the first class" regulating pension and retirement rights of employes of single-county and joint-county departments of health except in counties of the second class

HOUSE BILL No. 1989.

An Act adopting an interpleader compact for the complete and expeditious adjudication of adverse claims to property in the hands of a stakeholder where one or more claimants are in different jurisdictions and entering into the compact with other states, territories and possessions of the United States and the District of Columbia that adopt the compact and are acceptable to this Commonwealth for the purpose of the compact.

HOUSE BILL No. 2001.

An Act amending the act of June 20, 1947 (P. L. 745), entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein; providing for its levy and collection; for the issuance of mercantile licenses upon the payment of fees therefor; conferring and imposing powers and duties on boards of public education, receivers of school taxes and school treasurers in such districts; saving certain ordinances of council of certain cities, and providing compensation for certain officers, and employes and imposing penalties," fixing a period of limitations for making assessments and for beginning suits for collection of unpaid taxes and reducing the penalty on unpaid taxes.

With the information that the Senate has passed the same without amendments.

SENATE MESSAGES

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 39.

An Act amending the act of July eleven one thousand nine hundred and seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delviery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" further defining drugs coming within the scope of said act and changing the penalties for the illegal possession

sale dispensing or giving away of drugs and limiting the powers of the courts to suspend sentence grant probation or parole in such cases

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 2, line 2, by inserting after the word "illegal" the following: "possession"; line 3, by inserting after the word "drugs" the following: "and limiting the powers of the courts to suspend sentence grant probation or parole in such cases";

Amend Section 3, page 5, line 4, by striking out after the figure in brackets "($2000)" the word "and" and inserting in lieu thereof the word "or"; line 4 by striking out after the word "imprisonment" the following: "of not less than two (2) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 6, by inserting after the word "years" the following: "or both"; line 8, by striking out the first word in line as follows: "act" and inserting in lieu thereof the word "section"; line 10, by inserting after the word "drugs" the following: "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth"; line 14, by striking out the first word in line as follows: "and" and inserting in lieu thereof the word "or"; line 14, by striking out after the word "imprisonment" the following: "of not less than five (5) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 16, by inserting after the word "years" the following: "or both"; line 18, by inserting after the second word "of" the following: "this section or"; line 20, by inserting after the second word "of" the following: "this section or"; line 20, by inserting after the word "drugs" the following: "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth";

Page 6, line 4, by striking out after the figure in brackets "($7500)" the following: "and" and inserting in lieu thereof the word "or"; line 4, by striking out after the word "imprisonment" the following: "of not less than ten (10) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 6, by inserting after the word "years" the following: "or both"; line 10, by striking out after the figure in brackets "($5000)" the word "and" and inserting in lieu thereof the word "or"; line 11, by striking out after the word "imprisonment" the following: "of not less than five (5) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 13, by inserting after the word "years" the following: "or both"; line 14, by striking out after the word "this" the following: "act" and inserting in lieu thereof the following: "section"; line 17, by inserting after the word "drugs" the following: "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth";

Page 7, line 1, by striking out after the figure in brackets "($10,000)" the following: "and" and inserting in lieu thereof the word "or"; line 2, by striking out after the partword "ment" the following: "of not less than ten (10) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 6, by inserting after the second word "of" the following: "this section or"; line 8, by inserting after the word "drugs" the following: "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth"; line 11, by striking out after the figure in brackets "($15,000)" the following: "and to undergo an imprisonment for life" and inserting in lieu thereof the following: "or to undergo imprisonment by separate or solitary confinement at labor for the term of his natural life";

Line 16, by striking out after the first bracket figure "(a2)" the following: "[Except in the case of conviction for a first offense for violation of the provisions of this subsection the imposition or execution of sentence shall not be suspended and probation or parole shall not be granted until the minimum imprisonment herein provided for the offense shall have been served]";

and inserting in lieu thereof the following: "The court shall have power to suspend the imposition or execution of sentence and grant probation or parole only in the case of conviction for a first offense for violation of the provisions of this section".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 895.

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process and providing penalties", by permitting disability annuitants who withdrew from school service to elect to become members of the one one-hundred-fortieth (1/140) class upon restoration to school service.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 2, last line of title, by striking out after the word "service" the word "class".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 8, entitled:

An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a toll bridge over the Ohio River in Beaver County between a point in or near the borough of Shippingport to a point in or near the borough of Midland on the opposite side of the Ohio River and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1650, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania to the Huntingdon Volunteer Fire Company to the Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No 1 and to the Cresson Voluntary Fire Company at Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate bing introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 1687

Commonwealth of Pennsylvania,
Governor's Offise, Harrisburg, April 11, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1687, Printer's No. 1544, entitled "An act amending the act of April 9 1929 (P L 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' creating the Advisory Board on Problems of Older Workers within the Department of Labor and Industry and placing additional powers and duties in the Department of Labor and Industry with respect to aging and aged persons."

GEORGE M. LEADER.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2105, entitled:

An Act amending the act of May 25 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance * * * employes of the bureau of fire in cities of the second class * * *" further regulating payments to certain beneficiaries under the fund.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POLEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 731, entitled:

An Act authorizing the use of certain mail services in lieu of registered mail when required by existing law for the purpose of serving notices or processes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1048, entitled:

An Act amending the "First Class Township Code" of June 24 1931 (P. L. 1206) entitled "* * *" requiring entrance of bond in appeals from board of adjustment rulings affecting zoning regulations.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1055, entitled:

An Act amending the act of June 7 1901 (P. L. 491) entitled "An act authorizing municipalities to define and fix the terms for the use of public parks or grounds of any kind for railroad purposes" extending such authority.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 929.

An Act amending the act of April 12, 1951 (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 9, by striking out the brackets before and after the word "shall" and striking out the word may".

On the question,

Will the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Frost,	Lutty,	Royer,
Amarando,	Gaffney,	Magee,	Rudisill,
Anderson, M. S.,	Garlock,	Mahan,	Sarraf,
Anderson, S. A.,	Gelfand,	Markley,	Scarcelli,
Ashton,	George,	Maxwell,	Schuster,
Auker,	Gibb,	McCann,	Sherman,
Banker,	Gibson,	McCormack,	Smith, C. O.,
Barnatovich,	Goldstein,	McGee,	Smith, Wm. B.,
Bazin,	Greenwood,	McKeever,	Snider,
Bell,	Guss,	McLaughlin,	Stank,
Boles,	Guthrie,	Meholchick,	Stebbins,
Bonner,	Hamilton, R. K.,	Metz,	Steckel,
Boory,	Hass,	Mihm,	Stevenson,
Bower,	Haudenshield,	Mikula,	Stone,
Branca,	Heavey,	Miller,	Stoner,
Breisch,	Heim,	Monroe,	Strausser,
Brennan, A. P.,	Henzel,	Moody,	Stroup,
Brennan, J. J.,	Hewitt,	Moran,	Swartz,
Brenninger,	Hocker,	Moscrip,	Taylor,
Breth,	Holt,	Muldowney,	Thomas,
Brown,	Horst,	Mullen,	Thompson,
Bucchin,	Houk,	Munley,	Toll,
Bullen,	Isaacs,	Murphy,	Tompkins,
Capano,	Jenkins,	Murray, H. P.,	Toomey,
Cianfrani,	Johnson,	Murray, J. J.,	Varallo,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varner,
Cochran,	Jones, T. H. W.,	Musto,	Vaughan,
Comer,	Jump,	Naugle,	Verona,
Cooper,	Kamyk,	Needham,	Wall,
Curwood,	Kehler,	Ogilvie,	Wallace,
Davis,	Keller,	O'Neil,	Walsh,
Donahue,	Kent,	Pacchioli,	Wargo,
Donaldson,	Kline,	Parry,	Waterhouse,
Dougherty,	Knecht,	Pashley,	Weidner,
Down,	Kolankiewicz,	Paulhamus,	Welsh,
Ehrgood,	Kooker,	Petrosky,	Wescott,
Eilberg,	Kornick,	Pettigrew,	Wheeler,
Erb,	Kratz,	Polaski,	Whitenight,
Eshleman,	Kromer,	Polen,	Willaredt,
Ewing,	Lafore,	Pomeroy,	Williams,
Farabaugh,	Leiby,	Price,	Wilt,
Filo,	Leonard,	Pursley,	Wood,
Fineman,	Leven,	Readinger,	Yetter,
Flint,	Light,	Reibman,	Yetzer,
Floyd,	Limper,	Renwick,	Young,
Flynn,	Lippincott,	Rigby,	Ziegler,
Foster,	Lopresti,	Rosen,	Andrews,
Frank,	Lovett,	Rovansek,	Speaker
Frascella,			

NAYS—0

NOT VOTING—15

Adam,	Lawyer,	Mills,	Sigman,

Blair,	Leisey,	Olsen,	Stephens.
Connelly,	McInroy,	Reidenbach,	Worley,
Gramlich,	McWherter,	Rubin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILL

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 2097, Printer's No. 1619, on page 4 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING POSTPONED

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1217, Printer's No. 1469, on page 13 of today's calendar, bills on third reading postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1240, Printer's No. 1419, on page 13 of today's calendar, bills on third reading postponed.

HOUSE RESOLUTION No. 169

Mr. READINGER. Mr. Speaker, I call up House Resolution No. 169 on page 15 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 9, 1956.

Whereas May first as celebrated throughout the world by Communists as a day of rejoicing in their party activities and as a day of instilling deep anamosities among the classes of people

Whereas The members of the General Assembly join with all good people in working for the establishment of May first as a day for love of one's fellowman as a day of joy and light therefore be it

Resolved (The Senate concurring) That the Governor of this Commonwealth proclaim May First as a day of prayer that man in the image and likeness of God be free to walk upon the face of this earth with Dignity Humility and Love

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION (NOT PRINTED)

Mr. Readinger. Mr. Speaker, I call up the resolution (not printed) relating to the William Flinn Highway Memorial

The resolution was read, considered and adopted as follows:

In the House of Representatives, March 6, 1956.

The Honorable William Flinn (1851-1924) was the father of the first chemically prepared hard surfaced road in Pennsylvania. While a member of the State Senate from Allegheny County, this man of extraordinary character, originality and courage, orignated and introduced in 1879 in the General Assembly the first recommendation to amend the State Constitution to permit and provide a State-wide improvement of its rural highways. His recommendation as to surfacing highways, like the recommendations of many great men before him who offered new and progressive ideas, was met by the opposition who voiced the opinion that surfacing highways was an impossible engineering feat. However, Senator Flinn, who was a fearless fighter no matter how strong the opposition, never gave up. In 1895 through his untiring efforts and devotion to his progressive concept, and after he solved all the problems to the satisfaction of both the Senate and House as to administering the act, such legislation was passed.

When the first hard surface road was laid in Washington County under the "Flinn Road Bill" there were very few people, besides Senator Flinn, who would envision the impact such surfacing would have on the commercial advancement of this great nation. Within a relatively short time, every state followed the example set by the genius from Pennsylvania and paved their highways.

Today beautiful highways are taken as a matter of course. In the passage of time, great achievements and contributions made in realizing such highways by such men as Senator Flinn are sometimes forgotten, except by the few. These few, led by their chairman, Colonel Charles C. McGovern, the county controller, conducted a memorial service in 1926 at which they dedicated a monument, which they placed on the dividing line between Allegheny and Washington Counties, known as the "William Flinn Highway Memorial" in memory of the ingenuity of a great Pennsylvanian who devoted his entire life to the betterment of this Commonwealth. This memorial to Senator Flinn should be made known to and recognized by all the citizens of this Commonwealth in honor of this great man; therefore be it

Resolved (the Senate concurring), That the monument known as the "William Flinn Highway Memorial," which was erected in 1926 by the public at the dividing line between Allegheny and Washington Counties, be accepted by the General Assembly and dedicated to the perpetual memory of the late Honorable William Flinn who in 1895 as the father of hard surfaced roads, built the first such road in Washington County, Pennsylvania; and be it further

Resolved, That the General Assembly, when accepting the monument on behalf of the Commonwealth, shall give it such supervision as will be neecessary to carry out the spirit and intentions of the public donors in preserving for posterity a perpetual historical monument in memory of the Senator who contribuuted to the perfection of a rural highway system in the Commonwealth; and be it further

Resolved, That copies of this resolution be transmitted to Charles C. McGovern, Pittsburgh, Pennsylvania, for the benefit of members who served on the dedication committee and for the benefit of any surviving kin of Senator Flinn.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS SIGNED BY SPEAKER

The SPEAKER pro tempore. The Speaker has signed the following bills:

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 35.

An Act amending the act of May 21, 1931 (P. L. 149), entitled, as amended "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are practically, and commercially suitable for use in internal combustion engines for the generation of power; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties;

conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation" providing for full reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes for a limited period of time

HOUSE BILL No. 53.

An Act amending the act of May one one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duthereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor ties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" prohibiting throwing of certain material from motor vehicles and further limiting and regulating certain actions

HOUSE BILL No. 620.

An Act amending the act of May 1 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians

HOUSE BILL No. 794.

An act amending the act of January 21, 1947 (P. L. 3) entitled "An act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment, term of office or of service removal and manner of filling vacancies and making appropriations to the Senate, House of Representatives and Legislative Reference Bureau," changing the title of and compensation of certain Senate and House employes providing for the appointment of additional employes therein and making appropriations.

HOUSE BILL No. 1010.

An Act amending the act of May 1, 1929, (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth, providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfetures, fees and miscellaneous receipts; making an appropriation and providing for refunds," authorizing erection of warning or protective devices during work on highways.

HOUSE BILL No. 1150.

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," defining employes of the Pennsylvania Tunnel Commission as State employes.

HOUSE BILL No. 1269.

An Act amending the act of May 1 1929 (P L 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" authorizing the isuance of dealer registration plates to certain collector-repossessors and limiting their use thereof

HOUSE BILL No. 1339.

An Act amending the act of March 10 1949 (P L 30) entitled "An act relating to the public school system in-

cluding certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" further providing for the terms of office of school directors of union and merged districts

HOUSE BILL No. 1491.

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law

HOUSE BILL No. 1504.

An Act reenacting and amending the act of April 11 1899 (P L 37) entitled "An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth" extending its provisions to municipalities and townships

HOUSE BILL No. 1619.

An Act providing for the prevention and control of communicable and non-communicable diseases including venereal diseases fixing responsibility for disease prevention and control requiring reports of diseases authorizing financial assistance to typhoid fever carriers and authorizing treatment of venereal diseases and providing for premartial and prenatal blood tests amending revising and consolidating the laws relating thereto and repealing certain acts

HOUSE BILL No. 1735.

An Act amending the act of May 1 (P L 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles and tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providfor the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating the speed of certain vehicles

HOUSE BILL No. 1842.

An Act amending the act of June 24 1937 (P L 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and proviiding for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" changing the amount the institution district may pay for burial costs in each case

HOUSE BILL No. 1845.

An Act amending the act of June 20 1919 (P L 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" changing the tax rate on property transferred to lineal descendants of adopted children

HOUSE BILL No. 1890.

An Act reenacting and amending the act of September 26 1951 (P L 1518) entitled "An act to provide for the registration and protection of trade-marks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith" extending the act to service-marks used to identify certain services and distinguish them from others

HOUSE BILL No. 1894.

An Act amending the act of June 24 1939 (P L 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room

HOUSE BILL No. 1905.

An Act amending the act of May 1 1929 (P L 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing registration fees for certain motor buses and motor omnibuses

HOUSE BILL No. 1946.

An Act amending the act of May 5 1921 (P L 374) entitled "An act providing for the licensing and regulation of corporations copartnerships associations and individuals engaged in the business of receiving payments or con-

tributions to be held or used in any plan of accumulation or investment or of issuing negotiating offering for sale or selling any certificates securities contracts or other choses in actions evidenced by writing on the partial payment or instalment plan or of assuming fixed obligations or issuing in connection therewith a contract based upon payments being made upon instalments or single payments under which all or part of the total amount received is to be paid at some future time with or without profit and imposing penalties" authorizing deposit of bonds of authorities created by the State or political sub-divisions as security for licensure

HOUSE BILL No. 1972.

An Act amending the act of September 26, 1951 (P. L. 1505) entitled "An act to authorize the revival of judgments entered in favor of the Commonwealth of Pennsylvania by filing a suggestion of nonpayment" authorizing the giving of notice by certified mail return recepit requested

HOUSE BILL No. 2021.

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" providing for the fixing of compensation for officers whose salaries are not prescribed by law

HOUSE BILL No. 2045.

An Act amending the act of July 24, 1913 (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" clarifying enforcement provisions of the act

HOUSE BILL No. 2077.

An Act amending the act of March 31, 1949 (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" authorizing the issuance of bonds for refunding purposes.

HOUSE BILL No. 2082.

An Act amending the act of July 28, 1953 (P. L. 723) entitled "An act relating to counties of the second class amending revising consolidating and changing the laws relating thereto" authorizing employes of the Commonwealth of Pennsylvania cities of the second and third class boroughs and townships upon application to become members of the county retirement system upon becoming county employes providing for payments by the employes and former employes into the county retirement fund

SENATE BILL No. 31.

An Act creating a commission to arrange plans for the celebration of the One-hundredth Annviresary of the Battle of Gettysburg and Lincoln's Gettysburg Address and making an appropriation

SENATE BILL No. 235.

An Act amending the act of June 21, 1939 (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," by including tuberculosis within the meaning of the term occupational disease in the occupation of nursing or auxiliary services

SENATE BILL No. 246.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans.

SENATE BILL No. 335.

An Act amending the act of June 22 1937 (P L 1987) entitled as amended "An act to preserve and improve the purity of the waters of the Commonwealth for the protection of public health animal and aquatic life and for industrial consumption and recreation empowering and directing the creation of indebtedness or the issuing of non-debt revenue bonds by political subdivisions to provide works to abate pollution providing protection of water supply providing for the jurisdiction of courts in the enforcement thereof requiring the approval of the Attorney General for prosecutions thereunder providing additional remedies for abating pollution of waters imposing certain penalties and repealing certain acts authorizing the acquisition by purchase or condemnation or otherwise of easements and rights of ways the acquisition or construction of pipes conduits drains or tunnels by the Sanitary Water Board and providing for payment of the costs thereof by the Commonwealth authorizing the Sanitary Water Board to establish standards of purity and to determine the time for compliance with certain provisions of the act in certain cases and making it unlawful to open reopen or continue operation of any coal mine or to change any approved drainage or disposal plan without prior approval by the Sanitary Water Board" authorizing certain corporations to acquire interests in land by eminent domain.

SENATE BILL No. 420.

An Act amending the act of May 1 1929 (P L 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties

providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" providing additional enforcement procedures on traffic violations in first second and second class A cities.

SENATE BILL No. 524.

An Act amending the act of May 1 1929 (P L 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" defining transit mix vehicles and fixing registration fees and permissible weights therefor

SENATE BILL No. 790.

An Act to amend the act approved the twenty-eighth day of July one thousand nine hundred fifty-three (P L 723) entitled "An act relating to counties of the second class amending revising consolidating and changing the laws relating thereto" by authorizing collection of data concerning deceased veterans of armed conflicts and authorizing the erection of monuments to veterans of armed conflicts

SENATE BILL No. 835.

An Act amending the act of August 9 1955 (Act No 130) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in third and fourth class counties and prescribing their duties.

SENATE BILL No. 865.

An Act to amend the act approved the twenty-ninth day of July one thousand nine hundred fifty-three (P. L. 1050) entitled "An act providing for the acquisition construction improvement operation and maintenance of tunnels for certain highway purposes within the Commonwealth authorizing the issuance of tunnel revenue bonds free from taxation and payable solely from tunnel earnings to pay the cost of such tunnels and improvements thereof providing for the collection of tunnel tolls for the payment of such bonds and for the cost of maintenance operation and repair of the tunnels constituting such bonds legal investments in certain instances prescribing conditions upon which such tunnels shall become free tunnels conferring powers and imposing duties on the Pennsylvania Tunnel Commission created hereby providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act and providing for condemnation" by authorizing the use of facsimile signatures and facsimile seal on bonds of the commission further regulating the maturity of bonds authorizing preliminary or interim financing through issuance of notes or other obligations of the commission payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for such purpose providing for the securing of such notes or obligations constituting the same legal investments in certain instances and exempting the same from taxation and authorizing the issuance of tunnel revenue refunding bonds.

SENATE BILL No. 957.

An Act amending the act of June 4 1937 (P. L. 1625) entitled "An act providing for the creation maintenance and operation of a county employes retirement system in counties of the third class and imposing certain charges on counties" providing for reinstatement of county employes and officers returning to county employment.

SENATE BILL No. 963.

An Act making an appropriation to the Senate committee appointed to cooperate with certain State departments and commissions with regard to certain matters concerning stream pollution in the Lehigh Canal.

SENATE BILL No. 985.

An Act amending the act of June 23 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" further fixing qualifications of members of the board of health.

SENATE BILL No. 1019.

An Act amending the act of May 12 1943 (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution.

SENATE BILL No. 1057.

An Act amending the act of August 7 1936 (P. L. 106) entitled as amended "An act relating to flood control prescribing the powers and duties of the Water and Power Resources Board of the Department of Forests and Waters in relation to the creation of flood control districts adoption of plans for flood control works and improvements carrying into effect of such plans assistance aid and cooperation with public and provate agencies and the Federal Government in Federal flood control works and improvements and entering into compacts and agreements with other states for flood control works and improvements conferring the power of eminent domain providing for the setting off of benefits imposing certain charges upon the Commonwealth providing for appeals and conferring certain powers on municipalities counties and townships and the Department of Highways" authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

ADJOURNMENT

Mr. HOCKER. Mr. Speaker, I move that this House do now adjourn until Monday, April 16, 1956 at 1:00 p.m.

The motion was agreed to, and (at 1:48 p.m.), the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., MONDAY, APRIL 16, 1956. No. 169.

SENATE

MONDAY, April 16, 1956.

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father when we think of Thy great love for us and then realize that Thou art the Ruler of the Universe, we are awed in Thy Presence that Thou dost even mind us individuals. We pray that we may have the patience which Thou hast shown when a cross is laid upon us and if a crown should be placed upon our heads, we may wear it humbly as Thou didst.

Guide us in our deliberations today that what we do and say may bring honor to Thy Name, may bring confidence and faith into the hearts of our people and help us to realize that we have endeavored to do a good work.

We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. DONOLOW, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 221, PRINTER'S No. 139

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 221, Printer's No. 139, entitled "An Act amending the act of June 27 1923 (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting certain contributors to change from the one one-hundred-sixtieth (1-160) class to the one one-hundredth (1-100) class and defining the benefits to be obtained thereby."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 333, PRINTER'S No. 562

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 13, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 333, Printer's No. 562, entitled "An Act amending the act of January 18 1952 (P. L. 2111) entitled 'An act to provide for minimum compensation and increments for administrators and members of the faculty of State Teachers Colleges providing for leaves of absence imposing certain duties upon the Boards of Trustees and Presidents of State Teachers Colleges and the Superintendent of Public Instruction and repealing inconsistent laws' increasing the minimum compensation and increments and changing conditions of payment and making an appropriation."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 414, PRINTER'S No. 143

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 414, Printer's No. 143, entitled "An Act amending the act of April 9 1929 (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and em-

ployes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' requiring the Department of Labor and Industry to annually inspect emergency lighting systems sprinkler systems and fire alarm systems in all buildings owned or operated by the Commonwealth."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 646, PRINTER'S No. 620

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 646, Printer's No. 620, entitled "An Act amending the act of June 21 1939 (P. L. 566) entitled 'A supplement to the act approved the second day of June one thousand nine hundred and fifteen (P. L. 736) entitled as amended "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder and prescribing penalties" as reenacted and amended providing for the payment of compensation to volunteer firemen or their dependents' entitling certain unemployed persons to benefits and fixing minimum compensation payments."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 657, PRINTER'S No. 278

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 657, Printer's No. 278, entitled "An Act amending the act of August 22, 1953 (Appropriation Acts 101) entitled 'An act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school' increasing the per capita annual maintenance rate of wards of the Commonwealth."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 772, PRINTER'S No. 401

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 772, Printer's No. 401, entitled "An Act to amend the act approved the third day of June one thousand nine hundred forty-three (P. L. 818) entitled 'An act for the extension of Capitol Park in the City of Harrisburg and for the acquisition of real estate in connection therewith and for the demolition of the buildings and structures thereon providing for and imposing powers and duties upon a Capitol Park Extension Commission conferring powers and duties upon the Department of Property and Supplies and making an appropriation' by empowering and directing the Department of Property and Supplies to acquire by purchase or condemnation all lands buildings and property which will permit the construction by said Department of an extension of East Street (Commonwealth Avenue) northwardly from Forster Street to connect with Sixth Street and making an appropriation."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 791, PRINTER'S No. 331

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 791, Printer's No. 331, entitled "An Act making an appropriation to the Department of Agriculture for developing and operating a livestock show."

GEORGE M. LEADER

APPROVED AND SIGNED SENATE BILL No. 906, PRINTER'S No. 430

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 906, Printer's No. 430, entitled "An Act amending the Act of June 20, 1947 (P. L. 745) entitled 'An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties' as amended by changing the penalties on taxes not paid when due."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 916, PRINTER'S No. 481

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 916, Printer's No. 481, entitled "An Act authorizing the Pennsylvania Historical and Museum Commission to make a study of appropriate ways and methods for developing and promoting the historical interest of Philadelphia and vicinity and specifically for developing a 'colonial compound' in Germantown."

GEORGE M. LEADER.

SENATE BILL No. 1020, PRINTER'S No. 583, RETURNED WITHOUT APPROVAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 13, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 1020, Printer's No. 583, entitled "An Act amending the act of May 26, 1949 (P. L. 1828) entitled 'An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries' further prescribing the eligibility for authorized investments of the obligations of municipality authorities."

This bill amends Section 5, Clause 3 of the Fiduciaries Investment Act of 1949, as last amended by the Act of August 19, 1953, P. L. 1154. Section 5 enumerates those

obligations of Pennsylvania governmental organizations which will be authorized investments within the act. Clause 3, which is here sought to be amended defines those obligations of municipal authorities which will be considered as authorized investments.

Though I am in complete accord as to the laudable purpose of this bill, I am aware that certain ambiguities are contained therein, the effect of which could well alter the application of the amendatory language beyond that for which it was intended, thereby adversely affecting the entire sale of School Authority bonds.

I veto this bill with the understanding that circumstances make it impossible for the bill to have been recalled to permit the necessary amendments as a result of which the ambiguities to which I have referred would have been eliminated, and, further, that a bill wherein the necessary amendments will be made will be presented to the Legislature when it reconvenes.

For these reasons, the bill is not approved.

GEORGE M. LEADER.

COMMUNICATION FROM THE GOVERNOR REFERRED TO COMMITTEE

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows and referred to the Committee on Executive Nominations:

RECALLING THE NOMINATION OF TOM GINLEY AS A MEMBER OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Commonwealth of Pennsylvania;
Governor's Office, Harrisburg, April 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated October 11, 1955, for the appointment of Tom Ginley, Girardville, Schuylkill County, as a member of the Board of Trustees of Locust Mountain State Hospital, for the term of four years and until his successor is appointed and qualified, vice William R. Miller, Mahanoy City, removed from office.

I respectfully request the return to me of the official nomination in the premises.

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 929, RECALLED FROM THE GOVERNOR

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 929, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE CONCURRENT RESOLUTION No. 169 REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Rules:

MAY FIRST AS A DAY OF PRAYER

In the House of Representatives, April 9, 1956.

Whereas, May first is celebrated throughout the world by Communists as a day of rejoicinig in their party activities and as a day of instilling deep animosities among the classes of people.

Whereas, The members of the General Assembly join with all good people in working for the establishment of may First as a day for love of one's fellow man; as a day of joy and light; Therefore be it

Resolved (The Senate concurring) That the Governor of this Commonwealth proclaim May First as a day of prayer, that man in the image and likeness of God, be free to walk upon the face of this earth with Dignity, Humility and Love.

HOUSE CONCURRENT RESOLUTION, SERIAL No. 185, REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Rules:

HIGHWAY MEMORIAL

In the House of Representatives, March 6, 1956.

The Honorable William Flinn (1851-1924) was the father of the first chemically prepared hard surfaced road in Pennsylvania. While a member of the State Senate from Allegheny County, this man of extraordinary character, originality and courage, originated and introduced in 1879 in the General Assembly the first recommendation to amend the State Constitution to permit and provide a State-wide improvement of its rural highways. His recommendation as to surfacing highways, like the recommendations of many great men before him who offered new and progressive ideas, was met by the opposition who voiced the opinion that surfacing highways was an impossible engineering feat. However, Senator Flinn, who was a fearless fighter no matter how strong the opposition, never gave up. In 1895 through his untiring efforts and devotion to his progressive concept, and after he solved all the problems to the satisfaction of both the Senate and House as to administering the act, such legislation was passed.

When the first hard surfaced road was laid in Washington County under the "Flinn Road Bill" there were very few people, besides Senator Flinn, who could envision the impact such surfacing would have on the commercial advancement of this great nation. Within a relatively short time, every state followed the example set by the genius from Pennsylvania and paved their highways.

Today beautiful highways are taken as a matter of course. In the passage of time, great achievements and contributions made in realizing such highways by such men as Senator Flinn are sometimes forgotten, except by the few. These few, led by their chairman, Colonel Charles C. McGovern, the county controller, conducted a memorial service in 1926 at which they dedicated a monument, which they placed on the dividing line between Allegheny and Washington Counties, known as the "William Flinn Highway Memorial" in memory of the ingenuity of a great Pennsylvanian who devoted his entire life to the betterment of this Commonwealth. This memorial to Senator Flinn should be made known to and recognized by all the citizens of this Commonwealth in honor of this great man; therefore be it

Resolved (the Senate concurring), That the monument known as the "William Flinn Highway Memorial," which was erected in 1926 by the public at the dividing line between Allegheny and Washington Counties, be accepted by the General Assembly and dedicated to the perpetual memory of the late Honorable William Flinn who in 1895 as the father of hard surfaced roads, built the first such road in Washington County, Pennsylvania; and be it further

Resolved, That the General Assembly, when accepting

the monument on behalf of the Commonwealth, shall give it such supervision as will be necessary to carry out the spirit and inntentions of the public donors in preserving for posterity a perpetual historical monument in memory of the Senator who contributed to the perfection of a rural highway system in this Commnowealth; and be it further

Resolved, That copies of this resolution be transmitted to Charles C. McGovern, Pittsburgh, Pennsylvania, for the benefit of members who served on the dedication committee and for the benefit of any surviving kin of Senator Flinn.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1849

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1849, entitled:

An Act amending the act of May 31, 1945 (P. L. 1198), entitled "Bituminous Coal Open Pit Mining Conservation Act," further regulating mining operations; requiring the filing of maps; changing provisions with respect to registration, bonds, backfill, overburden, enforcement of the act and penalties; and providing for the payment of fines into a special fund.

BILLS SIGNED

The President (Lineutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 1651, entitled:

An Act making an appropriation for moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

House Bill No. 1654, entitled:

An Act making an appropriation to the Treasury Department, out of various funds, to pay replacement checks issued in lieu of outstanding checks when presented, and to adjust errors.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President and Members of the Senate, the bill I am about to introduce will repeal a certain Act of the Assembly. I just received this information from the Attorney General's Office, and I thought the Membership should know just what the subject matter is in this communication.

The communication I received from the Attorney General's Office states as follows:

"Attached hereto is the bill drafted for introduction into the Senate, together with a return of your note to me."

This memorandum is addressed to Honorable Roy Schafer.

"I herewith supplant the memorandum of Dr. Mattison with a more detailed one.

"The Act of May 28, 1915, P. L. 642, as amended by the Act of May 5, 1921, P. L. 347, should be absolutely repealed because the provisions thereof have been superseded and outmoded by the present Restaurant Law, the Act of May 25, 1945, P. L. 926. The 1915 Act, supra, as amended, required from an employe in public eating place to obtain every six months a medical certificate from a reputable registered doctor of medicine certifying that such person is free from any of the diseases mentioned in the act relative to persons employed in public eating places. The 1945 Restaurant Law, the Act of May 23, 1945, P. L. 296, Section 7, reads as follows:

" 'No proprietor shall have or keep in his employ any employe who is a typhoid fever carrier, or a carrier of other intestinal infections, or of diphtheria, or who is suffering from active tuberculosis, or syphilis in its transmissible stage, or who has any infectious disease or open external lesion, nor shall the proprietor himself or any member of his family under the same conditions have anything to do with the handling, preparation, serving or providing of food or drink to the public.' "

Mr. President, this legislation will repeal the Act of 1915 and there will not be any question as to the validity of the Act of 1945.

Therefore, Mr. President, on behalf of Senator Dent and myself, I am introducing this bill.

BILL INTRODUCED AND REFERRED

Messrs. LANE and DENT read in place and presented to the Chair Senate Bill No. 1086, entitled:

An Act to repeal the act, approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 642), entitled "An act for the protection of the public health; by providing that persons, firms, or corporations, who are operating or conducting hotels, restaurants, dining-cars, or other public eating-places in this Commonwealth, shall not employ or keep in their employ, as cooks, waiters, kitchen-help, chambermaids, or other house-servants, any person or persons who are suffering from trachoma, active tuberculosis of the lungs, open skin tuberculosis, syphillis, gonorrhea, open external cancer, or barber's itch, or who are carriers of typhoid fever; and further providing that no dishes, receptacles, or utensiles used in eating or drinking shall be furnished to patrons or customers of any such public eating-place, unless the same have been

thoroughly cleansed since used by another individual; and further providing that no towels shall be furnished in any washroom in connection with any such public eating-place, unless such towels be laundered or discarded after each individual use; and further providing that no common drinking-cups shall be furnished at any public drinking-place operated in connection with any such public eating-place; and providing penalties for violations of the provisions of this act."

Which was committed to the Committee on Rules.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 574, entitled:

An Act authorizing the Pennsylvania Historical and Museaum Commission to acquire by gift the Old Brown's Mill building and project in Antrim Township Franklin County and providing for its maintenance and control.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 574

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 574.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 305, Printer's No. 683, a Report of Committee of Conference, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate, proceeded to the third reading and consideration of House Bill No. 505, entitled:

An Act amending the act of July 18 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" by defining "final salary."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 291, Printer's No. 667, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 296, entitled:

An Act amending the act of May 16 1951 (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county" extending provisions of the act to certain counties and limiting the amount counties may expend on training schools in certain cases.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 503, entitled:

An Act amending the act of July 18 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 517, Printer's No. 634;
Senate Bill No. 672, Printer's No. 280;
Senate Bill No. 673, Printer's No. 270;
House Bill No. 675, Printer's No. 1655; and
Senate Bill No. 1060, Printer's No. 662.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1063, entitled:

An Act amending the act of June 4, 1945 (P. L. 1388) entitled "Administrative Agency Law" changing provisions relating to regulations of administrative agencies of this Commonwealth.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 1064, Printer's No. 681;
Senate Bill No. 1082, Printer's No. 688; and
House Bill No. 1116, Printer's No. 1659.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1474, entitled:

An Act amending the act of May 4, 1927 (P. L. 519) entitled "The Borough Code" further regulating the power of boroughs to levy and collect the annual tax for general borough purposes.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,

Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return the said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER TEMPORARILY

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on third reading, go over in its order, temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1574, entitled:

An Act authorizing the city of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1781, Printer's No. 1660; and

House Bill No. 1889, Printer's No. 1721.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1935, entitled:

An Act amending the act of May 31, 1947 (P. L. 377) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof . . .'" providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend House Bill 1935, Printer's No. 1588, page 4, line 11 by striking out the year 1934 and inserting in lieu thereof the year: "1933."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1935, Printer's No. 1588, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1945, Printer's No. 1538, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1951, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for advancements and reimbursements

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	Miller,	Stiefel,
Blass,	Harney,	McPherson, Jr.,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,

Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2006, entitled:

An Act amending the act of May 21, 1943 (P. L. 595) entitled "An act authorizing the Department of Property and Supplies to establish operate and maintain self-sustaining restaurants as herein defined in the State Capitol . . ." changing provisions relating to the operation of restaurants in the basement of the Main Capitol Building

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	Miller,	Stiefel,
Blass,	Harney,	McPherson, Jr.	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 2015, Printer's No. 1609, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RE-REFERRED

Mr. MAHANY. Mr. President, I move that House Bill No. 2069, on third reading, entitled:

An Act authorizing the appointment of a House committee for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and making an appropriation.

be re-referred to the Comimttee on Appropriations.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 2087, Printer's No. 1720; and

House Bill No. 2096, Printer's No. 1702.

The PRESIDENT. Is there objection? The Chair hears none.

HOUSE BILL No. 2074 CALLED UP FROM THIRD READING POSTPONED CALENDAR

Mr. MAHANY. Mr. President, I call up from the Third Reading Postponed Calendar, House Bill No. 2074, Printer's No. 1618, for consideration at this time.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2074, entitled:

An Act amending the act of August 9 1955 (P. L. 323) entitled "The County Code" further regulating the payment of salaries in certain counties.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. STEVENSON. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The hair hears none.

The clerk read the amendments as follows:

Amend Section 1 (Section 1608) on page 3, line 8, by striking out bracket before and after the word "The" and bracket before the word "In" at end of line 8; and Amend page 3, line 9, of same section a bracket after the word "classes."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. STEVENSON. Mr. President, I ask unanimous consent that House Bill No. 2074, Printer's No. 1618, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

APPROPRIATION BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 879, Printer's No. 1717;
House Bill No. 880, Printer's No. 1718;
House Bill No. 881, Printer's No. 1560;
House Bill No. 882, Printer's No. 1561; and
House Bill No. 883, Printer's No. 1562.

The PRESIDENT. Is there objection? The Chair hears none.

APPROPRIATION BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1027, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two acres of land more or less in the Borough of Danville Montour County Pennsylvania for use of Danville State Hospital and making an appropriation.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

APPROPRIATION BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 2055, Printer's No. 1568;
House Bill No. 2056, Printer's No. 1569;
House Bill No. 2057, Printer's No. 1570; and
House Bill No. 2058, Printer's No. 1571.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 147, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for increasing the membership of county boards of school directors in certain counties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

Senate Bill No. 1077, Printer's No. 679; and
Senate Bill No. 1078, Printer's No. 682.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the act approved the sixth day of April one thousand nine hundred fifty-three (P. L. 3) entitled "Uniform Commercial Code" by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1891, entitled:

An Act amending the act of April 12, 1951 (P. L. 90) entitled "Liquor Code" authorizing the board to investigate and cause the prosecution of unlicensed establishments authorizing the confiscation of certain property with certain limitations and changing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1983, Printer's No. 1701, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2092, entitled:

An Act to further amend section seven of the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 524) entitled "An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania damaged or destroyed by fire or other casualty . . ." by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2094, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing the provisions for the determination of projects in hardship cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE BILL No. 1507 CALLED UP

Mr. LANE. Mr. President, I call up from page 4 of today's Third Reading Calendar, House Bill No. 1507, Printer's No. 1020, which went over in its order temporarily.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I now ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

HOUSE BILL No. 983 CALLED UP FROM SECOND READING POSTPONED CALENDAR

Mr. MAHANY. Mr. President, I call up from the Second Reading Postponed Calendar, House Bill No. 983, Printer's No. 1656, and request that it appear on tomorrow's Second Reading Calendar.

The PRESIDENT. There being no objection, this bill will appear on tomorrow's Second Reading Calendar.

HOUSE BILL No. 984 CALLED UP FROM SECOND READING POSTPONED CALENDAR

Mr. MAHANY. Mr. President, I call up from the Second Reading Postponed Calendar, House Bill No. 984, Printer's No. 1657, and request that it appear on tomorrow's Second Reading Calendar.

The PRESIDENT. There being no objection, this bill will appear on tomorrow's Second Reading Calendar.

SENATE CONCURRENT RESOLUTION

RECALLING SENATE BILL No. 420 FROM THE GOVERNOR

Mr. WEINER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINER offered the following resolution which was twice read, considered and agreed to:

In the Senate, April 16, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 420, Printer's No. 483, entitled "An act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' providing additional enforcement procedures on traffic violations in first second and second class A cities," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. SEYLER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, April 17, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

Mr. FLACK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:29 o'clock, p. m., Eastern Standard Time, until Tuesday, April 17, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, APRIL 16, 1956

The House met at 1:00 p. m.
The SPEAKER (Hiram G. Andrews) in the Chair.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Wednesday, April 11, 1956 will be postponed until printed. The Chair hears none.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

House Bill No. 54.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Bloomsburg State Teachers College and for the Commonwealth's share of expenses incurred by the town of Bloomsburg in connection therewith

HOUSE BILL No. 200.

An Act making an appropriation to the Department of Property and Supplies for the purchase of fire fighting equipment for the Scotland School for Veterans' Children

HOUSE BILL No. 901.

An Act making an appropriation to the Trustees of the University of Pennsylvania

HOUSE BILL No. 902.

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Medicine

HOUSE BILL No. 903.

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine

HOUSE BILL No. 905.

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania to provide improved facilities for female juveniles committed by the courts of the Commonwealth

HOUSE BILL No. 1065.

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

HOUSE BILL No. 1066.

An Act making an appropriation to the Temple University Medical School at Philadelphia Pennsylvania

HOUSE BILL No. 1082.

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia Pennsylvania for defraying part of expenses of the 250th Anniversary Celebration of the birth of Benjamin Franklin

HOUSE BILL No. 1090.

An Act making an appropriation to the Jefferson Medical College of Philadelphia Pennsylvania for maintenance and support

HOUSE BILL No. 1280.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire tracts of land in the Borough of Edinboro Erie County for use of the Edinboro State Teachers' College and making an appropriation

HOUSE BILL No. 1470.

An Act amending the act of June 24 1937 (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys recieved from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" including financial assistance for nursing home care within the word assistance and making an appropriation.

HOUSE BILL No. 1482.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic

HOUSE BILL No. 1483.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the University

HOUSE BILL No. 1484.

An Act making an appropriation to the Trustees of the University of Pitttsburgh for the School of Medicine

HOUSE BILL No. 1573.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Edinboro State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Edinboro in connection therewith

HOUSE BILL No. 1600.

An Act making an appropriation to the Moore Institute of Art Science and Industry Philadelphia Pennsylvania

HOUSE BILL No. 1601.

An Act making an appropriation to the Berean Manual Training School at Philadelphia Pennsylvania for the purpose of the maintenance of said school

HOUSE BILL No. 1603.

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

HOUSE BILL No. 1605.

An Act making an appropriation to the National Agricultural College Farm School Pennsylvania at Doylestown Pennsylvania

HOUSE BILL No. 1606.

An Act making an appropriation to the Philadelphia Textile Institute at Philadelphia Pennsylvania

HOUSE BILL No. 1608.

An Act making an appropriation to the Pennsylvania Museum School of Art Philadelphia

HOUSE BILL No. 1610.

An Act making an appropriation to the Women's Medical College of Pennsylvania East Falls Philadelphia Pennsylvania

HOUSE BILL No. 1611.

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

HOUSE BILL No. 1612.

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County

HOUSE BILL No. 1614.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire a tract of land with buildings thereon in the Borough of Indiana Indiana County Pennsylvania for the use of the Indiana State Teachers College and making an appropriation

HOUSE BILL No. 1615.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire a tract of land with buildings thereon in the Township of White Indiana County Pennsylvania containing 7.486 acres more or less for the use of the Indiana State Teachers' College and making an appropriation

HOUSE BILL No. 1616.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire a tract of land in the Borough of Indiana Indiana County Pennsylvania containing 2.5 acres more or less for the use of the Indiana State Teachers College and making an appropriation

HOUSE BILL No. 1629.

A Supplement to the act approved the twenty-second day of August one thousand nine hundred fifty-three (Appropriation Acts page 54) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and fifty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-three" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-five

HOUSE BILL No. 1632.

An Act making an appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing

HOUSE BILL No. 1636.

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research Incorporated Fox Chase Philadelphia Pennsylvania

HOUSE BILL No. 1638.

An Act to provide for the interest and sinking fund requirements of the funded debt of the Commonwealth

HOUSE BILL No. 1647.

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

HOUSE BILL No. 1654.

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

HOUSE BILL No. 1655.

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat oats barley and rye by the eradication of rust spreading barberry bushes and providing for payment thereof to counties making like expenditures of county funds

HOUSE BILL No. 1656.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation protection and development of buildings and grounds at Ephrata Cloisters a famous historical shrine belonging to the Commonwealth

HOUSE BILL No. 1657.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation and improvement of the Drake Museum and the Drake Well Memorial Park

HOUSE BILL No. 1658.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the maintenance and development of the Daniel Boone Homestead

HOUSE BILL No. 1659.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the maintenance and development of the Pennsylvania Farm Museum of Landis Valley

HOUSE BILL No. 1660.

An Act making an appropriation to the Pennsylvania Historical and Museum Commisison for repairs to the property known as "Old Economy"

HOUSE BILL No. 1665.

An Act making an appropriation to the Department of Forests and Waters for the use of the Valley Forge Park Commission in the acquisition of land

HOUSE BILL No. 1688.

An Act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions

HOUSE BILL No. 1689.

An Act making an appropriation to the Department of Property and Supplies for repair and improvements to the Pennsylvania Soldiers' and Sailors' Home at Erie

HOUSE BILL No. 1692.

An Act directing the Legislative Reference Bureau to compile and publish a revised compilation of laws relating to war veterans and making an appropriation

HOUSE BILL No. 1704.

An Act making an appropriation to the Department of Forests and Waters for payment of the Comomnwealth of Pennsylvania's share of costs for salary and expenses

of the River Master for the Delaware River required by Decree of the United States Supreme Court

HOUSE BILL No. 1728.

An Act making an appropriation to the Department of Property and Supplies for the purchase and installation of equipment for the Commonwealth Cafeteria and expense incident thereto

HOUSE BILL No. 1975.

An Act making an appropriation to the Department of Property and Supplies to be used for rehabilitating and reinscribing Chief Cornplanter's monument.

With the information that the Senate has passed the same without amendment.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 524, 949, 1486, 1596, 1597, 1598, 1793, 1881 and 2023

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 524, Printer's No. 1492, entitled "An Act making an appropriation to the House Committee on Conservation and Wild Life for study of our game fish forest and water resources and their proper use and management for the benefit of the public."

GEORGE M. LEADER.

April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 949, Printer's No. 1401, entitled "An Act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' providing for courses of study in first aid and home nursing to be included during the last four years of any complete high school program."

GEORGE M. LEADER.

April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1486, Printer's No. 1497, entitled "An Act reenacting and amending the title and the act of May 20, 1949 (P. L. 1633) entitled 'An act providing and regulating State assistance for housing including slum clearance and redevelopment and making an appropriation' transferring functions of State Planning Board relating to housing and redevelopment to the Department of Commerce removing slum clearance and certain restrictions as to capital grants for redevelopment purposes from provisions of act and making an apqpropriation."

GEORGE M. LEADER.

April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1596, Printer's No. 1499, entitled "An Act making an appropriation to aid certain school districts."

GEORGE M. LEADER.

April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1597, Printer's No. 1500, enittled "An Act making an appropriation to the Department of Public Instruction for payments to school districts on account of rentals payable to municipal authorities and nonprofit corporations."

GEORGE M. LEADER.

April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1598, Printer's No. 1512, entitled "An Act making an appropriation to the Department of Public Instruction for payments to the school districts on account of obligations to the Public School Building Authority as provided by law."

GEORGE M. LEADER.

April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1793, Printer's No. 1637, entitled "An Act amending the act of June 12, 1931 (P. L. 510) entitled 'An act providing for the licensure and regulation of certain private nursing homes and private hospitals conferring certain powers and duties upon the Department of Welfare and providing penalties' extending the act to private convalescent homes conducted for profit requiring licensing under the act for treatment care or nursing by reason of pregnacy changing license fees requiring certain records to be kept by hospitals regulating the refusal to grant refuse or renew licenses and changing penalties."

GEORGE M. LEADER.

April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1881, Printer's No. 1545, entitled "An Act making an appropriation to the Department of Public Instruction for payment to school districts on account of approved reimbursable rental payable to the State Public School Building Authority municipality authorities and nonprofit corporations and on account of sinking fund charges on indebtedness for school buildings."

GEORGE M. LEADER.

April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2023, Printer's No. 1662, entitled "An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage and expenses."

GEORGE M. LEADER.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same

being correct, the titles were publicly read as follows:

HOUSE BILL No. 1651.

An Act making an appropriation for moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

HOUSE BILL No. 1654.

An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1863 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the House of Representatives, of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1863, Printer's No. 1449, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. WILLIAMS. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1176, Printer's No. 1415, on page 2 of today's calendar, bills on final passage postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1957, Printer's No. 1281, on page 3 of today's calendar, bills on final passage postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 2100, Printer's No. 1670, on page 3 of today's calendar, bills on final passage postponed.

BILLS ON THIRD READING POSTPONED

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1974, Printer's No. 1340, on page 12 of today's calendar, bills on third reading postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1996, Printer's No. 1389, on page 12 of today's calendar, bills on third reading postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 2065, Printer's No. 1489, on page 13 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Readinger.

The House resumed the consideration on third reading of House Bill No. 2098, entitled:

An Act regulating and improving the personnel service of departments and agencies of the Commonwealth vesting in the State Personnel Board a Rules Committee and an Executive Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employes of the Commonwealth authorizing service of State departments or agencies and political subdivisions of the Commonwealth in matters relating to personnel service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 2, page 3, line 11, by inserting after "rector" "all offices and positions required to be under a merit system in any department, board, commission or agency by reason of the receipt of funds from the United States government, or any agency or instrumentality thereof, by the department, board, commission or agency."

Amend Section 507, page 29, line 4, by striking out "two years" and inserting "one year."

Amend Section 507, page 29, line 4, by striking out "have" and inserting "has."

Amend Section 605, page 35, line 10, by striking out "ninety days" and inserting "six months."

Amend Section 605, page 35, line 11, by striking out "year" and inserting "eighteen months."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. OGILVIE. Mr. Speaker, I move that Senate Bill No. 249, Printer's No. 611 together with the communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 249.

An Act amending the act of June 24, 1937 (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" increasing monthly pension allowance and maximum income allowance crediting encumbrances in realty valuation and abolishing the sum of income and pension as a ceiling for pension receivable

Mr. KOLANKIEWICZ. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 249.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. McCANN. Mr. Speaker, I move that House Bill No. 1083, Printer's No. 1625 together with the communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FROM CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1083.

An Act limiting in certain cases the right of appeal to the court of common pleas or to the County Court of Allegheny County from decisions of magistrates aldermen and justices of the peace

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 2, by inserting after the word "pleas" the words "or to the county court of Allegheny County."

Amend Section 1, page 1, line 3 by inserting after the word "pleas" the words "or to the county court of Allegheny County"; page 2, line 7, by inserting after the word "Pleas" the words "or to the county court of Allegheny County."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. McCANN. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1977, Printer's No. 1661 together with the communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1977

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. SNIDER, STEBBINS and TOOMEY.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. WORLEY. RESOLUTION 170.

In the House of Representatives, April 16, 1956.

The question of an open or closed hunting season on female deer has many ramifications, each one of vital interest to all Pennsylvanians; therefore be it

Resolved, That the Joint State Government Commission is hereby directed to make a study of all of the problems involved in a closed season on doe, and assess the benefits and disadvantages of such action and make a report of its finding to the next General Assembly, together with its recommendations on whether such action should be taken, and if so, any limitations or conditions that should be imposed and the duration of the closed season.

Referred to the Committee on Rules.

Mr. Messrs. READINGER and JOHNSON.

(Concurrent) RESOLUTION No. 171.

In the House of Representatives, April 16, 1956.

The General Assembly has before it many bills which attempt to remedy in various degrees and in different manners, various problems pertaining to the relationship between the Commonwealth and its political subdivisions as employers and the great number of public servants as employes.

The General Assembly requires for its use comprehensive factual information concerning the employer-employe relationship of State and political subdivision em-

ployes and how they are affected by State laws; therefore be it

Resolved (the Senate concurring), That the Speaker of the House of Representatives appoint three members of the House and the President Pro Tempore of the Senate appoint three members of the Senate, who together with three persons appointed by the Governor shall constitute a commission, to study State laws and their effect on employer-employe relationship between the Commonwealth of Pennsylvania and its political subdivisions and their employes; particularly as they relate to:

(1) A retirement system for State and municipal employes, especially as to the relationship of such plans to the OASI program and as to the mutual recognition of service credits for retirement purposes.

(2) Improvement of State Civil Service programs and procedures.

(3) Cooperative recruitment of professional and technical personnel in short supply.

(4) Working hours and vacation and sick leaves of public employes.

(5) Cooperative State and local in-service training programs; and be it further

Resolved, That the commission report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry the recommendations into effect.

Referred to the Committees on Rules.

REPORTS FROM COMMITTEES

Mr. READINGER from the Committee on Rules, reported as committed, House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; * * *" by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 981, entitled:

An Act amending the act of June 24 1895 (P. L. 212) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" and its supplement of May 5 1899 (P. L. 248) changing the jurisdiction of the Superior Court.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; * * *" by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreebly to order,

The House proceeded to the first reading and consideration of Senate Bill No. 981, entitled:

An Act amending the act of June 24 1895 (P. L. 212) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" and its supplement of May 5 1899 (P. L. 248) changing the jurisdiction of the Superior Court.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

SENATE BILL No. 929.

An Act amending the act of April 12, 1951 (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" providing for the exercise of discretion in the forfeiture and condemnation of property illegally possessed or used

Whereupon,

The Speaker in the presence of the House, signed the same.

SENATE MESSAGE

RECALLING SENATE BILL No. 420 FROM GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 16, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 420, Printer's No. 483, entitled "An act amending the act of May 1 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' providing additional enforcement procedures on traffic violations in first second and second class A cities,"

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

ADJOURNMENT

Mr. McCANN. Mr. Speaker, I move that this House do now adjourn until Tuesday, April 17, 1956 at 1:00 p.m.

The motion was agreed to, and (at 3:24 p.m.), the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., TUESDAY, APRIL 17, 1956. No. 170.

SENATE

TUESDAY, April 17, 1956.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Our dear Heavenly Father, on this beautiful spring morning we come into Thy presence and we pray that Thou mayest feel that we trust Thee in everything.

We ask that Thou wilt sensitize our consciences that we may look unto those who are not as fortunate as we are with this world's goods and health and strength, and that we may feel for them and help them wherever we can.

Bless us in our work today that it may be done to Thy honor and glory. We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. BERGER, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 249

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives, informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 249, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," increasing monthly pension allowance; abolishing the sum of income and pension as a ceiling for pension receivable.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 249

Mr. MAHANY. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 249, and that a Committee of Conference on the part of the Senate be appointed.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 249

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. KOPRIVER, JR., MALLERY and McCREESH, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 249.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

RECALLING SENATE BILL No. 420 FROM THE GOVERNOR

In the Senate, April 16, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 420, Printer's No. 483, entitled "An act amending thet act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' pro-

viding additional enforcement procedures on traffic violations in first second and second class A cities," be recalled from the Governor for the purpose of amendment.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1977, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials; imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

and has appointed Messrs. SNIDER, STEBBINS and TOOMEY as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1977, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1977, and that a Committee of Conference on the part of the Senate be appointed.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. MADIGAN, HARNEY and CAMIEL as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1977.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 574, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire, by gift, the Old Brown's Mill building and project in Antrim Township, Franklin County; and providing for its maintenance and control.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

BILL INTRODUCED AND REFERRED

Mr. RUTH, on behalf of Mr. BARR, read in his place and presented to the Chair Senate Bill No. 1087, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949," further prescribing the eligibility for authorized investments of the obligations of municipality authorities.

Which was committed to the Committee on Rules.

PETITIONS AND REMONSTRANCES

Mr. LANE. Mr. President and Members of the Senate, last night I was spending some time reading the Harrisburg Evening News and I was surprised to see a letter on the editorial page which was written by one of our distinguished Senators. I am sorry he is not on the floor. I am speaking of Senator Wade, the Chairman of the Committee on Highways.

The letter was very well written but, after close observation, there seemed to be some glaring omissions in regard to the subject matter contained in this letter. For the information of the Members of the Senate, I will read this letter that Senator Wade apparently sent to the Harrisburg Evening News. It is headed, "A Milestone in Our Road Program." The editorial reads as follows:

"Editor:

"In the Senate, last week, we passed what I consider a very important Bill, and a milestone in Pennsylvania's Road Program. We are all justly proud of the Highway System that has been built up in Pennsylvania over the years. With the tremendous amount of daily use of our Highways, this legislation is important to all.

"I refer to House Bill No. 1311 which was amended in the Senate before final passage to give all Municipalities (Cities of different classes; Boroughs, Townships—first and second class) a fair share of the revenues derived from Highway users.

"As the bill came from the House, it would have given the large centers of population a 'lion's share' of these funds. As amended in the Senate, it provides for what we believe to be a most equitable distribution.

"More particularly, I wanted you to know how helpful Senator M. Harvey Taylor, representing your district, has been in formulating and passing this legislation. His efforts for an equitable distribution were untiring and most helpful to the Committee on Highways.

"The results, if the amendments are agreed to by the House, and the bill signed by the Governor, will be to provide an approximate increase of 66 2/3 per cent to all local municipalities for the building of better roads.

"The over-all distribution has been 'pegged' at not less than $30 million per annum. Over the years, many have strongly advocated 'home rule'—this is an important milestone in that direction.

"GEORGE N. WADE, Chairman,
"Senate Highway Committee."

Mr. President, Senator Wade forgot to add to this letter that he had made a number of statements on the floor of the Senate that we were playing politics when I requested that this bill go over in order, in order that we might put in the amendment which pegged the distribution at $30,000,000. He also forgot to put into the letter that this was a part of the Democratic program, and that it was in our platform. He also forgot to add to the letter that the Democratic Members of the Senate also worked hard and

untiringly in support of this legislation. He also forgot to say that Senator Dent was directly instrumental in writing in the $30,000,000 amendment.

Therefore, Mr. President, I think that those who represent the Harrisburg Evening News should take notice of our statements here today.

I realize that this legislation is political dynamite. I realize, too, that when you give officials of political subdivisions additional moneys, they are very much inclined to support you. You fellows on the other side were playing a little politics and so were we. However, I believe that the facts should be brought out here. As a matter of fact, this is a very good letter, but there are some glaring omissions which I believe the people should be informed of. Remember this, Members of the Senate: the Republican Party was in control for sixteen long years. It had control of both Houses and the Governor's Office. The Republicans, who were in control, did not provide an increase of 66 2/3 per cent for our political subdivisions. It was the Democrats who made the pledge and kept it.

I am glad to see Senator Wade on the floor.

Mr. MAHANY. Mr. President, I am very pleased that Senator Lane has complimented Senator Wade on the fine letter that he wrote for the newspaper. I am also happy that he pointed out what he thought were some omissions in the letter. Perhaps if Senaor Wade had put all those things in the letter that Senator Lane suggested, the newspaper might not have printed it because it would have been so long it would have been impossible to get it all on the editorial page of the newspaper.

I think sometimes we all concern ourselves a little bit too much on who gets the credit for various pieces of legislation which go through the House and the Senate. Most of this legislation is passed by a combination of effort on the part of both Democrats and Republicans. If Senator Lane thinks there were some glaring omissions in the statement made by Senator Wade, relative to this bill, sometime he should take occasion to read some of Secretary Torquato's statements relative to labor legislation which we have passed. As I remember, all of the labor legislation which Secretary Torquato was interested in, and which Governor Leader was interested in and which all of us were interested in, came out of the Committee on Labor and Industry of the Senate, of which Senator Berger, a Republican, is the Chairman, and the Committee on Labor and Industry of the Senate has a majority of Republicans on it. These bills came out of that committee and we voted for them in the Senate. Had the Republicans not voted for those bills in the Senate, certainly the labor legislation, which was pointed to with pride by Secretary Torquato and others, would not have been enacted.

However, in no place in the releases that I have read has Secretary Torquato given any credit of any kind whatsoever to the Republican help in having gotten this labor legislation through the Senate of Pennsylvania. Until this time, we have not criticized him. We felt that perhaps he was being political and if he wanted to be so, we were not going to say very much about it.

I have been down here for some years, Mr. President, and one of the first pieces of legislation in which I became interested was the legislation which would enable the cities of Pennsylvania to obtain some of the highway money. Until I came here in 1943, the cities did not derive anything from the Highway Fund. They also had a great number of bridges within the city limits which they had to maintain. Through securing the passage of our legislation, which I sponsored and, of course, was aided in the passage of by Democrats, we have obtained some money for the cities of the Commonwealth of Pennsylvania and the townships to pay for a part of the cost of the maintenance of their roads and highways in these communities. We also have relieved them of the responsibility of taking care of a great many of the bridges in cities of the third class.

Mr. President, I am not disillusioned about how the people back home feel relative to our efforts down here. The councilmen of thet various cities, when they receive this money from the State of Pennsylvania, probably will, if they are Democrats, give thanks to the Democrats. If they happen to be Republicans, they will probably thank the Republicans. At this fall's election, the Democratic councilmen will probably vote Democratic and the Republican councilmen will vote Republican. I do not think it makes much difference how much we call their attention to whether they were Democrats or whether they were Republicans who got this bill through or any other bill through for that matter.

I believe this bill was a good bill, Mr. President, and I want to credit Senator Dent for his efforts in getting more money for the cities of Pennsylvania. I think they deserve money to keep and maintain their roads. I believe Senator Dent had a great deal to do with this increase. However, we, coming from the rural areas, were not quite satisfied with the amount of the increase that was going into the larger cities, and the supervisors back home were not satisfied with it. Therefore, we had to have some compromise between the amount of the increase which was going to be allocated to the townships and the amount of the increase which was going to be allocated to the cities. Sometimes, unless you have somebody who keeps a cool head and who can work matters out so that we can reconcile our differences, you lose the whole legislation. I have seen very good legislation here go down the drain because someone was not available to reconcile the differences between those who wanted the legislation and those who did not want it. In this particular case, our differences were not between the Republicans and the Democrats so much as the differences which existed between the Senators and the House Members, coming from the rural areas and those coming from the metropolitan areas. Nevertheless, I believe all of us can agree that Senator Taylor did aid us in our committee meetings by reconciling the differences which existed among the members of that committee as to how much would be available in the way of an increase for this allocation.

Through Senator Taylor's efforts and also through the efforts of others, both Democrats and Republicans, we did come to reconcile our differences and we came up with a bill which we passed. We hope that, in some way or other, we are going to be able to reconcile the differences now which exist between the House and the Senate in relation to this piece of legislation so that we may obtain this money for our various cities, boroughs and townships.

I not only want to thank Senator Taylor for his efforts, but also the efforts of all the Senators, both Democrats

and Republicans, who aided so much in getting this very important piece of legislation through the Senate.

Mr. LANE. Mr. President, in reply to the Majority Leader's statements, I want to state that I am not criticizing any commendations contained in this letter. What I am criticizing are the glaring omissions. Had the Senator from Cumberland headed the letter, "Another One of Leader's Platform Pledges Fulfilled," and also had inserted in there, "that due to the yeoman work of the Democratic Minority Leader, Senator Dent, this legislation was passed in its present form," I would not have taken the floor. However, it seems to me that the way the letter reads, the Republicans are taking full credit for the passage of this legislation, which is absolutely not a fact because I do not believe there is a Democrat on this side of the Senate who voted against it all the way down the line.

Mr. MAHANY. Mr. President, last week when Senator Yosko asked me what my plans were for the Session this week, I told him that I expected we would be able to act upon the Conference Committee Report relative to amendments to the sales tax. At that time, I did not visualize the great number of matters which we might have to consider relative to these amendments.

When I made my statement last week, Senator Dent and I had conferred in my office in the morning and I thought at the time there were only a couple of things which had to be ironed out and those matters had been settled between Senator Dent and I, and I figured we could soon agree on a Conference Report on the amendments to the sales tax. I am sorry if I misled any of the Senators in believing that we were going to have a full scale Session yesterday. However, when we started having these meetings of the Conference Committee, with the Attorney General and his office force, we found there were many things which they had to suggest relative to corrective amendments and also new items they suggested which might be subject to tax, and those matters had to be settled.

Also, Mr. President, as you all know from reading the newspapers, the subject has again arisen as to whether or not the stamp plan should be eliminated. We have not been able to decide definitely on that point. I have been quoted in the papers as saying that I favored the elimination of the stamp plan, but I want to correct that impression right now. I made my statement relative to the stamp plan when the original sales tax bill was acted on here in the Senate and any statement relative to whether or not the stamp plan might be practical or too costly was made by me at that time.

As far as I am concerned, Mr. President, the House is the body that put this stamp plan into the bill. When the bill came over to the Senate, we tried to eliminate the stamp plan but the House would not stand for the elimination of it and that is one of the big reasons we had a Conference Committee appointed on the original sales tax in this Session.

Until the House changes its position relative to the stamp plan, I do not feel that I should insist on its elimination. I am willing to go along with the House if they feel the stamp plan is necessary and is wanted by the people for various reasons. I certainly am not going to pull the rug out from under the Members of the House, whether they be Republican or Democrat. However, until they come back on May the 1st, in full Caucus, the Conference Committee working on the amendments to the sales tax cannot come up with any recomendation or report. Therefore, until May 1st, we will not be able finally to sign a Conference Committee Report on the amendments to the sales tax.

Next week, Mr. President, we are planning to schedule two meetings of the Senate on Thursday and Friday. Those meetings will be held primarily for the purpose of having the Senate and the House in Session so that in the event the Governor cannot sign one of the bills which we have passed for technical reasons, it will not be necessary for him to veto the legislation as we will be here and can recall the legislation from the Governor's desk for the purpose of amendment. If we do not come back until May 1st, the ten day period, in which the Governor must either sign or veto legislation, might lapse and if we were not here he would have to veto the legislation rather than send it back to us.

Therefore, until Tuesday, May 1st, we do not expect to have a full scale Session of the Senate. The reason we are not meeting on Monday of that week is because of the hotel situation. I understand that both hotels have contracted a majority of their rooms because of a convention being held in Harrisburg on that particular day and, therefore, we cannot come back until Tuesday, May 1, 1956.

Mr. DENT. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. DENT. Senator, I talked to the House Speaker this morning and he told me that he has to go back to a meeting in Johnstown tonight, and he asked me whether we were meeting tomorrow. I thought we were, so I told him that to the best of my knowledge we were meeting at about nine-thirty or ten o'clock, tomorrow morning to finally pass the stop gap appropriation. I told him that this had been agreed upon by both sides and I did not think it would be necessary to send for any of the Members who have left or will leave today. The Speaker said that he would be happy to come back tomorrow and sign the bill in the presence of the House, if that would be necessary.

Senator Mahany, I am wondering if that is still the schedule or whether there has been a change in the plan?

Mr. MAHANY. No, Senator, that is still the schedule. I do not expect to be here tomorrow myself, and that is the reason I made my statement today relative to our work in the Conference Committee regarding the amendments to the sales tax. We expect to have a Session tomorrow morning for the primary purpose of moving up the stop gap appropriation bill.

Mr. DENT. Senator, am I also to understand that you have talked to the House leaders about having Sessions on Thursday and Friday of next week?

Mr. MAHANY. Yes, I talked to them yesterday.

Mr. DENT. Well, Senator, I was there when you talked to them yesterday, and it was my impression also that they would come back on Thursday and Friday of next week. Will next week's Sessions be full scale or will only the conferees come back?

Mr. MAHANY. I do not like to answer that question

directly because there are many people who do not understand the necessity for token Sessions. Many people think we are just having token Sessions with some ulterior motive in mind.

I would say, Senator, that if there are any Senators next week who feel they should stay home and not come to the Session, they will be excused.

Mr. DENT. Thank you very kindly, Senator.

Mr. President, I think at this point it would be good if we entered into the record a statement concerning token Sessions as they are called.

For many years, we never used the word "token." I do not know where that word came from or who dreamed it up. However, we have always used the words "consent Sessions." Consent Sessions are not new in parliamentary bodies. They are as old as organized government itself. Consent Sessions are exactly what the words imply; they mean that a piece of legislation has been discussed and agreed upon. As the people have realized over the years, membership in the General Assembly has never been considered a full time job, although during the past three bienniums one would be led to believe that the job is a full time one. It is inconceivable that any person in their right mind would ever consider a salary, such as has been paid to the legislative members over the years, rightful compensation for members of a full time legislative body.

Mr. President, Congress recognized this a few years ago. I remember distinctly when this General Assembly was paid $3,000 a biennium and Congress was paid $10,000 a year without any expenses. They found that they ran into the proposition of long sustaining Sessions, lame duck memberships, and they started to shift the base from which Congress had worked. Congress is now working on the base of a full time salary of $22,500 a year while the Legislature is still working at $3,000 a biennium.

I have read some critical reports in some of the newspapers about Membership in the Senate and House not being up to par. We have had superman government in this world since the beginning of time, when selective memberships were the only kind of memberships allowed in the governing bodies. These governments have been destroyed by their own perfection and by their own insistence upon perfection.

This is, as has been determined by many writers, a free government in which there is a great deal of waste. However, government, as we know it in this Country, is the only kind of government that all people can participate in; the small, large, mean, good, little, big, educated, and in many instances the uneducated. The history of this Country has proven that in many instances those without formal education have made the very best men in government. The most classical example is the self-educated great leader of this Country in its hour of trial and tribulation, the immortal Abraham Lincoln.

Mr. President, if we are to sustain and keep this kind of government alive, then we must stand up and defend the kind of men who run for the Legislature and become elected. There is no man in this Legislature any better or any worse than his contemporaries in business and other activities in this Country. Yes, some are not as active as others, but that is true in corporate life, that is true in business endeavor, that is true in religious life and that is true in great civic endeavor. There are a great many men who come here, paid by industry, who sit around the side walls of the Legislature and just watch the Legislature in progress and make reports, and they receive a great deal more money than a Member of the Legislature who is committed to vote on every piece of legislation and, yet, we never see any criticisms of these men.

For instance, Mr. President, the newspapers, which are so prone to crack down on legislative pay raises, never say a word about the men they have on the Senate floor to whom they pay a very fancy salary and expense account, and these men do absolutely nothing but come here and watch the legislation go through and look after the individual interest of that particular endeavor.

We, the Membership of this House and Senate, Mr. President, have to look after the interest of every endeavor in this great State of ours and also to keep in mind the interest of the people themselves, and to see to it that predatory individuals do not take advantage of their strength among the Membership and gain for themselves advantages at the cost of other people, businesses and endeavors.

Therefore, to Senator Mahany, I want to say that I back him up in the proposition that if we have a consent proposition on this floor, when it is a matter where both sides have agreed unanimously that this legislation is the best we can get for the people, we ought to have consent Calendars.

Mr. President, there are many lawyers, doctors, dentists, and businessmen in this Membership who are fine men in their own regard and who have families to keep, businesses to tend to and professions to watch. These men are entitled to the same considerations as we expect others to get from us. Therefore, if there is such a thing as a known and acknowledged consent Calendar, so long as we do not attempt at these Sessions to pass through matters which are highly controversial, matters that have not been agreed upon, there is no harm in a consent Legislature anymore than there is in a board of directors meeting of the great United States Steel, or any other corporation, when only a quorum is present, or less than a quorum is present, if their bylaws so permit.

One of the outstanding men in the present Administration of the United States Government is Humphrey, who is Secretary of the Treasury. Another great man is Wilson, Secretary of the Armed Forces. Both of those men, as I noted their qualifications when they were appointed, were members of more boards of directorships of large corporations in this Country than they could possibly attend to if they had thirty days a week and sixty hours in each day. However, that did not take away from those corporations the valued counsel which could be had when necessary of these men learned in their own businesses.

So it is with the Membership of this Senate and House. When we have a token Session, as they call it today or a consent Session, no Member of the General Assembly is further away than his telephone. We have parliamentary rules in the House and Senate that if any legislation is being considered which is important enough to have the Membership here, it is mandatory upon the leadership of the House and Senate to send out, if necessary, the State Police to bring in the Members if they cannot be found by telephone. Never in the history of this State, to the best of my knowledge, and I have searched many

records, has there ever been a Member of the House or Senate who refused to come when called for an important decision.

Mr. President, I say to the newspapers, hide your buggy whip for a little while and give us the same consideration we give to you. We are not always pleased with what the newspapers do, and we know they are not always pleased with what we do. However, if condemnation is in order, there are many Members of the General Assembly who feel there are just as many unqualified editorial writers as there are Senators because too many instances have occurred where today you write one story and when proven wrong, you forget it and get on the side that is right. We cannot do that, because our records are forever inscribed upon the records of this General Assembly and when we vote, that vote remains for all posterity to see. We just cannot change our minds or change our tenure.

Therefore, I say to the Membership of this Senate, we are no less serving the people when we are in consent Session than when we are in full Session. When the time comes to make decisions which are paramount in the daily lives of the peoples, I believe that the centuries in history have proven that the General Assembly will meet its obligation. If there is to be a consent Session next week—unless a Member has a particular reason for wanting to be here—any Member, of course, can send to his Floor Leader an excuse stating that he has other business and where he will be, and on very short notice he can be obtained for any vote. I do believe that important legislation has to be passed by full Sessions, and we have tried to insist upon that as the years have gone by. Therefore, do not be too critical of consent Sessions. They are, and have been and will always be a part of any legislative body that runs under parliamentary rules.

Mr. MAHANY. Mr. President, while Senator Dent is up there now, making love to the newspaper reporters, I want to add to his statement that it does not cost the taxpayers any more money because we have hese consent Sessions. When we have these consent Sessions in the Senate, no Senator receives any mileage money if he is not actually present. Also, I think we should point out to the people that most of the work of the Session is done in committees and in Party Caucuses.

Before we get these bills on our Calendar, they are considered by a committee which is composed of both Democrats and Republicans. It is usually in committee that it is agreed upon that a bill shall come out of committee, and it is pretty well settled as to what we will do with the bill once it gets to the Senate floor. After is reaches our Calendar, both the Democrats and the Republicans have separate Caucuses of their Members and we discuss the merits or demerits of the bill in full at these Caucuses. We probably get more debate in the Caucuses than we do on the floor in regard to these bills that we are to consider. After we have agreed and caucused on the bills, we bring them up on the Calendar at the proper time. On some of the bills which are more controversial, there is additional debate on the floor of the Senate and in that way we either pass or defeat legislation. Therefore, it does not detract very much from the legislation or interfere with the legislative process when we have consent Sessions.

Mr. YOSKO. Mr. President, I do not want to prolong this debate and I am going to confine my remarks to the reason why we are here today and the reason why, as it has been said, we will be here tomorrow. The reason is so that we can pass a stopgap appropriation bill in order that the State government can continue to function with sufficient funds.

If that the reason, then I say it is because of somebody's negligence. It is about time we got together and did our planning in advance. I understand the stopgap appropriation bill was passed by the House ten days ago. When the bill came over to the Senate, it was referred to the Senate Appropriations Committee but because there was a difference of opinion, involving one of the employees in the Appropriations Committee, on the need for funds to the end of the month, there was delay in reporting the stopgap appropriation bill from the Senate Committee on Appropriations. If action had been taken on that bill as soon as it came over from the House, we could have acted on it last week, disposed of it and these consent Sessions this week, at least on the stopgap appropriation bill, would not have been necessary.

Mr. President, I am going to suggest that until such time as we pass the general appropriation bill, the leaders of the House and Senate, the Appropriations Committees of the House and Senate, the Governor's Office and the Budget Bureau get together and effect a meeting of minds on what is needed and what is not needed, and not wait until the last minute to act on appropriations in order that these consent Sessions or token Sessions, whatever you might want to call them, can be eliminated.

STUDENTS FROM ONTELAUNEE SCHOOL, BERKS COUNTY, PRESENTED TO SENATE

Mr. RUTH. Mr. President and Members of the Senate, I am pleased to present to the Senate the eighth grade members of the Ontelaunee School, in Berks County. They are accompanied by their teacher, Mr. DeSantis, the P. T. A. President, Mrs. Edmund Ahrens, Mrs. Stanley Prey and by the Honorable Otis S. Rothenberger, a former Member of the House.

The PRESIDENT. The Chair, on behalf of all the Members of the Senate, welcomes this group to the Senate and we hope you will enjoy your visit with us here today .

SENATE CONCURRENT RESOLUTION

RECALLING SENATE BILL No. 1019 FROM THE GOVERNOR

Mr. BARR offered the following resolution which was twice read, considered and agreed to:

In the Senate, April 17, 1956

Resolved (if the House of Representatives concur), That Senate Bill No. 1019, Printer's No. 582, entitled "An act amending the act of May 12 1943 (P. L. 259) entitled as amended 'An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes' further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CALENDAR

REPORT OF COMMITTEE OF CONFERENCE OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 305, Printer's No. 683, a Report of Committee of Conference, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1027, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two acres of land more or less in the Borough of Danville Montour County Pennsylvania for use of Danville State Hospital and making an appropriation.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 147, Printer's No. 1715;
Senate Bill No. 291, Printer's No. 667;
Senate Bill No. 517, Printer's No. 634;
Senate Bill No. 672, Printer's No. 280;
Senate Bill No. 673, Printer's No. 270;
House Bill No. 675, Printer's No. 1655;
Senate Bill No. 1060, Printer's No. 662;
Senate Bill No. 1064, Printer's No. 681; and
Senate Bill No. 1082, Printer's No. 688.

The PRESIDENT. Is there objection The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the act approved the sixth day of April one thousand nine hundred fifty-three (P. L. 3) entitled "Uniform Commercial Code" by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1116, Printer's No. 1659;
House Bill No. 1507, Printer's No. 1020;
House Bill No. 1781, Printer's No. 1660; and
House Bill No. 1889, Printer's No. 1721.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1891, entitled:

An Act amending the act of April 12, 1951 (P. L. 90) entitled "Liquor Code" authorizing the board to investigate and cause the prosecution of unlicensed establishments authorizing the confiscation of certain property with certain limitations and changing penalties.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed at required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. MAHANY. Mr. President, as far as we are con-

cerned, we are ready to vote on this bill, but I understood yesterday that some Democratic Senator might want to have it held up.

Mr. LANE. Mr. President, we have agreed to let the bill be voted upon at this time.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Fleming,	McGinnis,	Stevenson,
Berger,	Haluska,	McMenamin,	Stiefel,
Blass,	Harney,	McPherson, Jr.,	Taylor,
Camiel,	Hays,	Miller,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
		Silvert,	Yosko,

NAYS—1

Mullin,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1935, entitled:

An Act amending the act of May 31, 1947 (P. L. 377) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof . . .'" providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed at required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 1945, Printer's No. 1538; and

House Bill No. 2015, Printer's No. 1609.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2074, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" further regulating the payment of salaries in certain counties.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 2087, Printer's No. 1720, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2092, entitled:

An Act to further amend section seven of the act ap-

proved the fourteenth day of May one thousand nine hundred fifteen (Pamphlet Laws 524) entitled "An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania damaged or destroyed by fire or other casualty . . ." by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko.

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2094, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing the provisions for the determination of projects in hardship cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kessler,	Pechan,	Wade,
Dent,	Kopriver, Jr.,	Peelor,	Wagner,
Derk,	Lane,	Propert,	Watkins,
Diehm,	Madigan,	Ruth,	Watson,
DiSilvestro,	Mahany,	Schmidt,	Weiner,
Donolow,	Mallery,	Scott,	Whalley,
Flack,	McCreesh,	Seyler,	Wolfe,
	McGinnis,	Silvert,	Yosko.

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 2096, Printer's No. 1702, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

APPROPRIATION BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 879, entitled:

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes' Retirement Law" by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 880, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes Retirement Law" by permitting any State employe as a contirbutor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 881, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting former contributors who have become State employes and members of the State Employes' Retirement Association to restore membership in the Public School Employes' Retirement Association and authorizing the transfer of monetary credits in the Publi cSchool Employes' Retirement Association to the State Employes' Retirement Association under certain conditions.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 882, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting any school employe as a contributor under the provisions of the School Employes' Retirement System and who was an employe under the State Employes' Retirement System of the Commonwealth and made contributions to the State Employes' Retirement Fund on account of such State service to obtain credit for such service in the School Employes' Retirement System under certain conditions

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 883, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes' Retirement Law" by permitting former contributors who have become public school employes and members of the Public School Employes' Retirement System to restore membership in the State Employes' Retirement Association and authorizing the transfer of monetary credits in the State Employes' Retirement Association to the Public School Employes' Retirement Association under certain conditions.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2055, entitled:

An Act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes' Retirement Law" providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instructio nState Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2056, entitled:

An Act to amend the act of June 27, 1923 (P. L. 858) entitled "State Employes Retirement Law" defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956 as State employes

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2057, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes' Retirement Law" by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2058, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes' Retirement Law" permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and

other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 983, Printer's No. 1656; and

House Bill No. 984, Printer's No. 1657.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1077, entitled:

An Act amending the act of March 31 1949 (P. L. 372) entitled "The General State Authority Act of 1949" increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing.

And said bill having been read at length the second time,

On the question,

Will the Senate agree to the bill on second reading?

Mr. MAHANY. Mr. President, this bill is passing second reading with the understanding that if any Senators have amendments which they desire to offer, they will be granted unanimous consent to offer such amendments when the bill is on third reading.

And the question recurring,

Will the Senate agree to the bill on second reading?

It was agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1078, entitled:

An Act amending the act of May 2 1929 (P. L. 1513) entitled "An act regulating the construction equipment maintenance operation and inspection of boilers . . ." excepting certain boilers from the provisions requiring inspection during construction.

And said bill having been read at length the second time and agreed to, Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1983, Printer's No. 1701, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for five minutes, for the purpose of holding a conference between the Democratic leadership and the Republican leadership.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, a short time ago I said that we had planned to meet next week on a consent Session basis on Thursday and Friday, so that if the Governor had any bills on his desk which he wanted to send back to us for technical amendments, we might be here to put through the suitable recall resolutions. However, upon checking with the House leadership and also after conferring with the Democratic leadership of the Senate, and the Governor's Office, we find there are no bills on his desk now which look as though we might have to recall for the purpose of amendment. Therefore, the plan relative to having Sessions next Thursday and Friday is now changed and we do not expect, after we adjourn this week, to come back until May 1st, 1956.

Mr. President, I now yield to Senator Berger, who will present the adjournment resolution.

SENATE CONCURRENT RESOLUTION

TIME OF NEXT MEETING

Mr. BERGER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER offered the following resolution which was twice read, considered and agreed to:

In the Senate, April 17, 1956.

Resolved (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, May 1, 1956 at a time to be fixed by the Senate, unless sooner recalled by the President Pro Tempore; and when the House of Representatives adjourns this week, it reconvene Tuesday, May 1, 1956 at a time to be fixed by the House of Representatives, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Wednesday, April 18, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

Mr. DIEHM. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:39 o'clock, a. m., Eastern Standard Time, until Wednesday, April 18, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, APRIL 17, 1956

The House met at 1:00 p. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, April 16, 1956 will be postponed until printed. The Chair hears none.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 1063.

An Act amending the act of June 4, 1945 (P. L. 1388) entitled "Administrative Agency Law" changing provisions relating to regulations of administrative agencies of this Commonwealth

Referred to the Committee on Rules.

SENATE BILL No. 1083.

An Act to amend subsection (4) of Section 9-403 of the act approved the sixth day of April one thousand nine hundred fifty-three (P. L. 3) entitled "Uniform Commercial Code" by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party

Referred to the Committee on Rules.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. FRANK. RESOLUTION (Not Printed).

In the House of Representatives, April 17, 1956.

Americans have gone to Monte Carlo and won great fortunes. Now the ruler of Monte Carlo has come to America and won a priceless treasure. He has conquered the heart of our own Grace Kelly and carried off her love to the principality of Monaco.

The coming marriage of Grace Kelly and Prince Rainier III has captured the imagination of the entire world, not because of the prominence of the participants, nor because it is the classic story of prince charming and maiden fair, but because it is the simple and beautiful story of true love between a fine girl and a nice young man.

It is a story repeated every day in the free world and the glamour of this marriage is the glamour of every marriage between those who hold it a sacred institution and enter it with a love of each other and a love for God; therefore be it

Resolved, That the members of the House of Representatives congratulate Prince Rainier III on his good fortune in winning Grace Kelly, and give our Grace our warmest and most sincere wishes for a long life of complete happiness, and wish them both that the beauty of their wedding day will live forever in their hearts and glow with even greater lustre on their golden wedding anniversary; and be it further

Resolved, That a copy of this resolution be forwarded to Prince Rainier III and Grace Kelly.

Referred to the Committee on Rules.

By Mr. FRANK. RESOLUTION (Not Printed).

In the House of Representatives, April 17, 1956.

The news of Margaret Truman's forthcoming marriage delights the heart of every American. Her personal conduct while occupying the spotlight of publicity as the daughter of America's President earned for her the respect of the entire world. Throughout those trying years she maintained a modest dignity and simplicity and as a consequence became a symbol of the best in the American way.

Americans are sentimental about her because they like her. She is like the girl next door, they are so fond of, and take such an interest in; a good girl who deserves good in life; therefore be it

Resolved, That the members of the House of Representatives extend their heartiest congratulations to Clifford Daniel, the lucky fellow Margaret will wed, and wish Margaret the happiness and blessings she so richly deserves, and wish them both the greatest of that contentment which two good people find in sharing life; and be it further

Resolved, That copies of this resolution be forwarded to Margaret Truman and Clifford Daniel and to Harry and Bess Truman.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 503.

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

HOUSE BILL No. 505.

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof and the manner of payment therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process and providing penalties," by defining "final salary."

HOUSE BILL No. 1027.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two acres of land more or less in the Borough of Danville Montour County Pennsylvania for use of Danville State Hospital and making an appropriation

HOUSE BILL No. 1474.

An Act amending the act of May 4, 1927 (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" further regulating the power of boroughs to levy and collect the annual tax for general borough purposes

HOUSE BILL No. 1574.

An Act authorizing the city of Philadelphia to accept

the conveyance under certain conditions of the site of Fort Mifflin

HOUSE BILL No. 1951.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for advancements and reimbursements

HOUSE BILL No. 2006.

An Act amending the act of May 21, 1943 (P. L. 595) entitled "An act authorizing the Department of Property and Supplies to establish operate and maintain self-sustaining restaurants as herein defined in the State Capitol creating a revolving fund for this purpose to be known as The State Restaurant Fund providing additional duties for the State Treasurer and the Department of Health in connection therewith and appropriating the necessary funds for these purposes" changing provisions relating to the operation of restaurants in the basement of the Main Capitol Building

HOUSE BILL No. 2092.

An Act to further amend section seven of the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 524) entitled "An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania damaged and destroyed by fire or other casualty and regulating the placing of insurance thereon and providing penalties for any violation of the provisions of this act" by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases

HOUSE BILL No. 2094.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing the provisions for the determination of projects in hardship cases

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

RECALLING SENATE BILL No. 1019 FROM GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 16, 1956.

Resolved (if the House of Representatives concur) that Senate Bill No. 1019, Printer's No. 582, entitled "An act amending the act of May 12, 1943 (P. L. 259) entitled as amended 'An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid for foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement fund for certain purposes' further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 574.

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift the Old Brown's Mill building and project in Antrim Township Franklin County and providing for its maintenance and control

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agrisulture and prescribing penalties

And has appointed Messrs. MADIGAN, HARNEY and CAMIEL a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

BILL SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift the Old Brown's Mill building and project in Antrim Township Franklin County and providing for its maintenance and control

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. Speaker, I have been reading many items in the public Press recently concerning the proposed use of tax stamps in connection with the sales tax. To the best of my knowledge, the reports were carefully written and portrayed the facts as they exist.

However, in talking to many people in my own community recently it appears that many persons have gotten an idea somewhere, or somehow, that the Democratic membership of this House is also in favor of the use of the stamp plan.

I want to take a few minutes this afternoon to reiterate again the fact that the Democratic membership of this House when the bill originally passed some time ago was opposed to the use of the stamp plan and it is still opposed to the use of the stamp plan.

I see our colleagues on the other side of the House are about to receive a visit from two of our eminent Republican Senators who, according to the Press at least, are going to make an effort to persuade the Republican membership of this House, which actually is responsible for the insertion of the stamp plan, that they are wrong and to ask them to change their minds about it while we can still remove it from the bill.

Then I was astounded the other day when I read a statement issued by the Republican State Chairman, Miles Horst, under date of April 13th. I am quoting from a Press release issued under the title, "Republican State Committee of Pennsylvania," as follows:

> "The Governor and Democratic party leaders know that with the Ohio stamp plan of collection in the sales tax law, they will have no more chance of repealing the sales tax than the Democrats have had in Ohio."

Now that is a very wise statement. I am afraid Mr. Horst may have slightly overlooked the fact that the stamp plan was enacted in Ohio back in 1936, or close to that year, and it has been in effect since. I am afraid he also has overlooked the fact that the organizations and the people who have been redeeming stamps in Ohio for many, many years have become sort of a vested interest and no doubt have a very, very powerful lobby, a paid lobby perhaps, operating in the State of Ohio to defeat any efforts to remove the stamp plan in that state.

When Mr. Horst says we will have no more chance of repealing the stamp plan part of the sales tax than they had in Ohio and no more chance of repealing the sales tax, then I think he does not know what he is talking about, because the fact that the stamp plan is in or is not in will have nothing to do with whether or not the sales tax is going to be repealed.

He also states that the people want to know what taxes they are paying to the state and that prepaid tax receipts will give them that information.

That is another wise statement. I wonder who is going to purchase anything on which there is a sales tax who will not even know he is paying a sales tax or how much he is paying. It is a retail sales tax, it must be added to the bill. I certainly do not think there is any sense at all to that statement.

Then he goes on:

> With this provision in the law, it will be impossible for the Governor to fool the people into believing that a sales tax is costing them more than a wage tax would."

I would still like to know how the use of a stamp plan is going to prevent anybody from fooling anybody. In the first place, nobody intends to fool anybody. I think it is pretty clear that a sales tax will cost the low income people more than certain types of income taxes would. I think we demonstrated that pretty clearly months and months ago when we argued the matter as to whether there should be an income tax or a sales tax.

Then, to quote the honorable gentleman a little further, he says this:

> The issue is very simple. With the stamp plan, the Governor won't be able to make the sales tax a political football. Without it in the law, he can revive the sales tax versus wage tax battle in the next session of the Ligislature.

I ask you, does that make any sense? Does it make any sense to say we cannot bring up the battle all over again if we choose to, with or without the stamp plan being in effect. Frankly, I think Mr. Horst is slipping a bit when he dictated and made that statement.

I would like to take the time to read an editorial which appeared in the Sun-Telegraph on Monday, April 16th, entitled, "Expansive Mucilage." I would like to read it into the record because I think it is an excellent argument against the use of the stamp plan:

> Ohio's experience has demonstrated amply that the sticky sales tax stamps are an expensive nuisance. But Pennsylvania is going to adopt that that same expensive nuisance if our new sales tax law is not amended to prohibit it.
>
> Fortunately time yet remains to accomplish this improvement, but remedial action will have to be taken quickly.
>
> "The Sun-Telegraph, which has opposed the stamps from the beginning, is encouraged in its opposition by the bold stand which Gov. Leader at last has taken against the nuisance.
>
> Credit must also be given to Sen. John H. Dent of Jeannette, Democratic leader in the Senate who has been outspoken from the beginning in his opposition.
>
> "The stamp plan provides that merchants must buy the stamps in advance and issue them as recepits when the sales tax is paid.
>
> There are provisions that banks shall be paid a commission of one-half of one percent for serving as the state's agents in distributing the stamps and that stamps, after having been given to purchasers, shall be redeemable in certain circumstances at two percent of their face value.
>
> The stamps are unnecessary and their use only will complicate the tax.
>
> The commissions payable to the banks and to those who redeem the used stamps will take money out of the state treasury which the state cannot afford to give away.
>
> Gov. Leader correctly called the stamp plan "ridiculous" at his weekly news conference last Thursday. He said:
>
> "I think it has been proven again and again that the stamp plan is a most ridiculous appendage to the sales tax."
>
> Mr. Leader called attention to the fact that although nearly half of the states have sales taxes, Ohio is the only state which has the stamp feature. He added:
>
> "Only by ineritia has it stayed put in Ohio."
> The fact that the stamp feature has been rejected by more than twenty sales-tax states is pretty good evidence that nothing weighty can be said in its favor.
>
> There are Republicans as well as Democrats in the legislature who would like to eliminate the stamps.
>
> But Rep. Charles C. Smith, Republican leader in the House, insists on their retention.

Let's hope the advocates of stamps will listen to reason and spare the people of Pennsylvania the nuisance and the commonwealth the needless expense that the sticky stamps will impose.

It is a well-known fact that a commitment was made on the floor of this House on the day the sales tax bill passed the House. A commitment was made by me that I would not indulge in trying to make any major changes in the sales tax bill as it was being passed and that when the bill came back from the Senate, if any changes had been made or any correctional amendments were needed, we would furnish some votes to make the correctional amendments. That commitment was openly made on the floor of this House.

I have no doubt the Minority Floor Leader at that time had in mind the fact that the bill might come back without the stamp plan in it. The Republican membership of this House did not propose to furnish very many votes, if any, for the bill without the stamp plan in it. I have every intention of abiding by that commitment and I am sure the minority party of this House well knows it.

If the stamp plan must be kept in the bill, and it certainly will have to be kept in unless we are able to persuade the minority membership of this House that it is not a good thing to do, I want the people of Pennsylvania to know that it was because of the decision of the minority Members of this House that it is there. If it does cost the Commonwealth six, seven, or eight million dollars a biennium to use this stamp plan and give away this money to institutions, worthy though they are, then I think the people of Pennsylvania should know who is responsible for it.

In speaking about the millions of dollars that will be received by institutions who will see fit to redeem these stamps, isn't that evidence of the support for this law? I wonder if the minority membership has given any thought to the fact that it will not matter much whether the organization which gets the money is rich or poor or whether it needs the money or not. It will depend upon how aggressive any particular organization will be in collecting these stamps as to how much money they will get.

I would assume, since it will go to a charitable organization, or a church, or a fire company, that the money will be well used, but I still ask, is it right for Pennsylvania to indulge in a matter which will mean millions of dollars perhaps per biennium to these organizations? Is it right for us to have them receive that money in proportion to their own aggressiveness in collecting stamps? If we are going to give money to institutions, I think we should be giving it to them on the basis of need, not on the basis of how many people will be willing to go around and collect these stamps so they might redeem them.

I do not think there is any doubt in the minds of the people of Pennsylvania—those who have been reading anything about this subject—about the fact that it has been a complete failure in Ohio so far as preventing fraud is concerned. The records out there and the statements made by Ohio's Tax Commissioner very clearly indicate that every June and September the merchants who must buy these stamps and give them to their customers buy tremendous amounts of stamps in those two months. The reason is they have to make semi-annual reports, and when they get to June and find they sold a million dollars worth of merchandise and have bought stamps covering only five hundred thousand dollars, they have to buy the additional stamps to match their sales. That is exactly what they are doing.

If it is not clear from that that the merchants are either not being requested by the customers to give the stamps to them or that they are simply not giving the stamps to them, I do not know how you could make it more clear.

I think we are making a horrible mistake in Pennsylvania if this stamp plan is retained in the sales tax law. It will not be until May 1st that we will get the conference report to present to the House, but either on May 1st or May 2nd, when the full membership of the House has returned, we will have this matter before us.

I say the commitment that was made stands. I will encourage all the Democrats who voted for the bill before to abide by that commitment.

I am just hoping and praying that between now and that time a sufficient number of the Republican Members of this House will be able to convince the rest of the Republican Members that they have been wrong, that it should not be done. Certainly a whole lot of you can persuade Charlie Smith that he is wrong, too.

PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, what the Majority Leader has said about the stamp plan, of course, we have been reading about in the public Press.

I just want to say we were ready here three weeks ago to have this session adjourn sine die last week. Committees were formed that sat down to draft corrective amendments to the sales tax bill which is now the law. We thought a pretty good corrective bill was drafted. It passed the House and went over to the Senate, and they made some corrections in it which were gone over by the majority on this side before it even hit the Senate. We were ready here to concur in Senate amendments and put the corrective sales tax bill on the calendar so that we could adjourn last week sine die.

As you all know, at the last minute we got word from the Attorney General's Office that he was not in harmony with the amendments as made and that the majority side of the House would not concur in the amendments, even though we had the entire membership here.

Of course, back of the whole idea of saying they were not in accord with the amendments was the scheme to try to do away with the Ohio stamp plan.

The history of that is that Members on the Republican side from out in the western part of the state, who are familiar with the stamp plan and its operation in Ohio, came to our Republican Caucus completely sold on the Ohio stamp plan, not only because of its self-policing characteristics but because of the reward which went to organizations in the state for accumulating the stamps and, in effect, helping to police the action and the administration of the sales tax in Ohio.

So I say these men were sincerely convinced that the stamp plan would be a good thing for Pennsylvania, because the criticism of the last sales tax we had was

that it provided for very loose collection. They did not like the idea of seeing the jars around in the small stores and they thought an awful lot of sales tax was being lost by reason of poor collection.

Our collection system of the last sales tax was not much different than the way they collect the sales tax in all the other states in the union except Ohio. So, as I say, these men in all sincerity felt that the Ohio stamp plan was a good thing and it would be a good thing for this state, and they convinced our Floor Leader that it would be a good thing.

We, therefore, incorporated into the sales tax the Ohio plan, and it is history that it passed the House and the Senate and was signed by the Governor

I am glad to hear the Majority Leader say he did give a promise here on the floor, it is a matter of record, that he would not insist on any wholesale changes or material changes in the sales tax bill, just merely correctional amendments.

I believe if you would interrogate the Attorney General he would say the bill which we did pass contained the corrections which they felt should be made in the bill. The reason we are now in a Conference Committee on the bill is not to correct the bill from a legal standpoint. I have not heard anybody say there is anything legally wrong with the amendments or with the bill. If there is something legally wrong with the bill, the correctional amendments which are in the bill correct it from a legal standpoint.

What is wrong with the bill is matters of policy, policy that goes to questions of who shall be taxed and why, changes in the bill to bring other people within the scope of the bill. You will be surprised when you see the Conference Report, without revealing secrets from the Conference Committee. I think I can say the Attorney General has not said publicly there is anything legally wrong with the amendments that passed the House and Senate. They go to questions of policy, whether this one should be taxed or not taxed. It is a tax philosophy. Of course, you read in the Press, and there again I think what has been going on in the Conference Committee has been disclosed improperly—they say we are out to do away with the stamp plan. Whether the stamp plan is done away with or not will depend upon the action of our Republican Caucus. They are the ones who, as I say, in all sincerity and in all honesty felt it would be a good thing for this state to put in the stamp plan which is now in vogue in Ohio and which seemingly has met with popular approval there among the populace. Of course, the politicians probably do not like it. But the question is, how does the man in the street like it, the fellow who is paying the tax, not the people who are collecting the tax? Let us start thinking about the people who are going to pay this $325 million. Do they want the stamp plan? Let us keep our eye on the squirrel. It is the people we want to think about.

We might concede that as far as the merchant is concerned it will be perhaps a little more onerous to use the stamp plan. Then again the merchant might find the stamp plan is like the S & H green stamps, a lot of people go to stores today because they can get the green stamps for use in purchasing articles, they have a premium value.

We do not know what the operation of the plan will be. It is in the law now. We will be back here again in January and if there is anything seriously wrong with it, of course, it can be repealed. It is in the Act now and I do not believe we will get it out unless our Republican Caucus is convinced that they were wrong. The members from the western part of the state will have to say: We were wrong. We got poor information from Ohio, we were wrong in our interpretation of the way the stamp plan is being worked out in Ohio. We were wrong in putting it in the bill.

Now that is the status of the matter. As I say, what the Majority Leader has said has of course, been placed in the public print by opponents of the bill. I am not going to take your time and give you a defense of the Ohio stamp plan. You will hear more about that when we reconvene on the 1st of May after our Caucus has given it a full scale rehearsal, if a request is made of them that they go along on a Conference Report which would rip it out.

The SPEAKER. The Chair was interested in the remark of the gentleman from McKean, who said, "Let's keep our eye on the squirrel." The Chair would remind the gentleman that the squirrel is chiefly interested in nuts.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. Speaker, I was interested in the few remarks made by the Minority Whip concerning the feeling of the public about this stamp plan. We passed the bill finally on March 7th, as I recall, but the House bill which also contained the stamp plan feature passed some time before that. To this day I have not received one letter from any citizen stating he was in favor of the stamp plan. I received quite a few letters from various merchants, merchants' associations and small business people who would be required to wrestle with these stamps complaining bitterly about the nuisance and the cost to them and the utter uselessness of the thing.

I was quite surprised that I have not received to this day one letter from any citizen stating that he likes the stamp plan. Now, maybe that is not a strange thing. I receive hundreds and thousands of letters on every conceivable subject in my position as Floor Leader, but when the public is completely silent on this thing about which there has been so much in the newspapers it somewhat surprises me.

When the gentleman from McKean says the merchants will find this system a little more onerous than the other system used by all of the other states except Oiho, I think he is making the understatement of the year.

I received a letter from a friend of mine who runs a restaurant in the city of Reading a few days ago. He stated in that letter that he thinks he will have to put on two more people, employ two more people, once this stamp plan goes into operation, because his ordinary working force would not be able to handle it.

I am taking the time of the Members who are here to day to discuss this matter because I am still hopeful that our many Members who are home campaigning and getting themselves in a position to be reelected and back in this House will give this thing serious thought between now and May 1st and reconsider it.

I never did question the sincerity of any of the Repub-

lican Members who wanted the stamp plan, but I centainly think they have been misguided. I do not think after mature and sober reflection on this they will persist and insist on keeping this in the Act.

That is my sole purpose in discussing this matter today, so that perhaps they will give it more thought than they have and realize we are making a very bad mistake if we keep it in the law.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, April 17, 1956.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, May 1, 1956 at a time to be fixed by the Senate, unless sooner recalled by the President Pro Tempore, and when the House of Representatives adjourns this week, it reconvene Tuesday, May 1, 1956 at a time to be fixed by the House of Representatives, unless sooner recalled by the Speaker of the House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 249

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 249, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" increasing monthly pension allowance and maximum income allowance crediting encumbrances in realty valution and abolishing the sum of income and pension as a ceiling for pension receivable

And has appointed Messrs. KOPRIVER, MALLERY and McCREESH a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the difference existing between the two Houses in relation to said bill.

Mr. STANK. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 249 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 249

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Mrs. VARALLO, Messrs. SARRAF and HELM.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. STANK. Mr. Speaker, I move that House Bill No. 1650, Printer's No. 1594 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1650, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania to the Huntingdon Volunteer Fire Company to the Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No 1 and to the Cresson Voluntary Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property

Mr. STANK. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1650

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. POLEN, LOPRESTI and OGILVIE.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1560, Printer's No. 1652 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1560

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. FARABAUGH, SNIDER and TOOMEY.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADD ADDITIONAL SPONSORS

Mr. READINGER asked and obtained unanimous consent to add his name as an additional sponsor to House Resolution No. 165.

REPORTS FROM COMMITTEES

Mr. READINGER from the Committee on Rules, reported as committed, House Resolution No. 165.

Mr. READINGER from the Committee on Rules, reported as committed, House Resolution No. 171.

HOUSE RESOLUTION No. 165

Mr. READINGER asked and obtained unanimous consent for the immediate consideration of House Resolution No. 165.

The resolution was read. considered and adopted as follows:

In the House of Representatives, April 2, 1956.

Whereas, the increasing complexity of government makes it more important than ever that the people be given opportunities to understand and judge from first hand information, and

Whereas, Station WTPA-TV, through its weekly program entitled Capitol Correspondents, in which experienced and trained newspapermen interview legislative and governmental officials of widely varying political beliefs, gives such an opportunity, and

Whereas, it is essential that such media of public opinion be encouraged and strengthened in the best intrests of the people, therefore be it

Resolved, that the House of Representatives (with the Senate concurring) commend Station WTPA-TV of Harrisburg, its management and employes, for the great public service they are providing by the continued presentation of the Capitol Correspondents program and its free interchange of ideas during the current session of the General Assembly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 296.

An Act amending the act of May 16, 1951 (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer fireman of municipalities within the county" extending provisions of the act to certain counties and limiting the amount counties may expend on training schools in certain cases

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

THE SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 5 by inserting after the word "counties" the following: "and limiting the amount counties may expend on training schools in certain cases.

Amend bill, page 2, line 16, by inserting the following: Section 2 Except in second and fourth class counties the county commissioners shall not expend more than the sum of five hundred dollars ($500) for the purposes authorized by this act" and on page 3, line 1 by striking out after the word "act" the following: "except that counties which are prior to the effective date of this act contributing more than the sum specified herein shall not be affected by this limitation."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1891.

An Act amending the act of April 12, 1951 (P. L. 90), entitled "An act relating to alcoholic liquors, alcohol and malt and brewed beverages; amending, revising, consolidating and changing the laws relating thereto; regulating and restricting the manufacture, purchase, sale, possession, consumption, importation, transportation, furnishing, holding in bond, holding in storage, traffic in and use of alcoholic liquors, alcohol and malt and brewed beverages and the persons engaged or employed therein; defining the powers and duties of the Pennsylvania Liquor Control Board; providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships, for the abatement of certain nuisances and in certain cases for search and seizure without warrant; prescribing penalties and forfeitures; providing for local option and repealing existing laws," authorizing the board to investigate and cause the prosecution of unlicensed establishments; authorizing the confiscation of certain property with certain limitations; and changing penalties.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend bill, Section 2, page 3, line 16 by striking out the bracket before the word "not" and on line 20 by striking out the bracket before the word "not" and after the word "dollars"; page 4, line 1 by striking out the brackets at beginning of line 1, before the figures "($300)" and after the word "than."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move than the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1935.

An Act amending the act of May 31, 1947 (P. L. 377) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entiled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' permitting certain State employes who during the war were loaned to the United States Government and who have now returned to State employment to pay into the retirement fund the amount of the contributions they would have made during such period wih interest and prescribing how the Commonwealth shall build up the necessary State annuity reserves" providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 11 by striking out after the word "hundred" the words "thirty-four" and inserting in lieu thereof the words "thirty-three."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2074.

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" further regulating the payment of salaries in certain counties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 11, by striking out the light brackets before and after the word "The" and striking out the following: "In counties of the third fourth and fifth classes."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

BILLS ON FINAL PASSAGE POSTPONED

TIME EXTENDED ON BILLS

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 667, Printer's No. 1256, on page 3 of today's calendar, bills on final passage postponed.

Mr. READINGER asked and obtained unanimous consent to extend the time five days on House Bill No. 1978, Printer's No. 1377, on page 4 of today's calendar, bills on final passage postponed.

CALENDAR FOR APRIL 18

The SPEAKER. If there are no objections, the calendar for Tuesday, April 17, will be used as the calendar for Wednesday, April 18.

The Chair hears none.

ADJOURNMENT

Mr. OGILVIE. Mr. Speaker, I move that this House do now adjourn until Wednesday, April 18, 1956 at 11:00 a. m.

The motion was agreed to, and (at 2:53 p. m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., WEDNESDAY, APRIL 18, 1956. No. 171.

SENATE

WEDNESDAY, April 18, 1956.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDING OFFICER (Edward J. Kessler) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Our Father, Which art in Heaven, hallowed be Thy Name; Thy Kingdom come, Thy will be done on earth as it is in heaven. Give us this day our daily bread; forgive us our debts as we forgive our debtors and lead us not into temptation, but deliver us from evil for Thine is the Kingdom and the power and the glory forever. Amen.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WADE and Mr. DENT, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 160, PRINTER'S No. 615

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 160, Printer's No. 615, entitled "An Act amending the act of June 27, 1923 (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' changing the provisions as to contributors who died before retirement."

GEORGE M. LEADER

HOUSE MESSAGES

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION No. 165

The Clerk of the House of Representatives being introduced, presented an extract from the Journal of the House of Representatives, which was twice read as follows:

COMMENDING STATION WTPA-TV

In the House of Representatives, April 2, 1956.

Whereas, the increasing complexity of government makes it more important than ever that the people be given opportunitiess to understand and judge from first hand information, and

Whereas, Station WTPA-TV, through its weekly program entitled Capitol Correspondents, in which experienced and trained newspapermen interview legislative and governmental officials of widely varying political beliefs, gives such an opportunity, and

Whereas, it is essential that such media of public opinion be encouraged and strengthened in the best interests of the people, therefore be it

Resolved, that the House of Representatives (with the Senate concurring) commend Station WTPA-TV of Harrisburg, its management and employes, for the great public service they are providing by the continued presentation of the Capitol Correspondents program and its free interchange of ideas during the current session of the General Assembly.

RULE 39 SUSPENDED

Mr. WADE. Mr. President, I ask unanimous consent that rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

Which was agreed to.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1560, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania; conferring powers and imposing duties on the Department of Agriculture; and prescribing penalties.

and has appointed Messrs. FARABAUGH, SNIDER and TOOMEY as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1560

Mr. WADE. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1560, and that a Committee of Conference on the part of the Senate be appointed.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1650 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1650, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

and has appointed Messrs. POLEN, LOPRESTI and OGILVIE as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1650

Mr. WADE. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1650, and that a Committee of Conference on the part of the Senate be appointed.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 249 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate Bill No. 249, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," increasing monthly pension allowance; abolishing the sum of income and pension as a ceiling for pension receivable.

and has appointed Mrs. VARALLO, Messrs. SARRAF and HELM as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

TIME OF NEXT MEETING

In the Senate, April 17, 1956.

Resolved, (the House of Representatives concurring), That when the Senate adjourns this week, it reconvene Tuesday, May 1, 1956 at a time to be fixed by the Senate, unless sooner recalled by the President pro tempore; and when the House of Representatives adjourns this week, it reconvene Tuesday, May 1, 1956 at a time to be fixed by the House of Representatives, unless sooner recalled by the Speaker of the House of Representatives.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

RECALLING SENATE BILL No. 1019 FROM THE GOVERNOR

In the Senate, April 17, 1956.

Resolved (if the House of Representatives concur), that Senate Bill No. 1019, Printer's No. 582, entitled "An act amending the act of May 12, 1943 (P. L. 259) entitled as amended 'An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes' further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution," be recalled from the Governor for the purpose of amendment.

CALENDAR

HOUSE BILL No. 2102 CALLED UP OUT OF ORDER

Mr. WADE. Mr. President, I call up out of order, from page 4 of today's Third Reading Calendar, House Bill No 2102, Printer's No. 1671, for consideration at this time.

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Taylor,
Berger,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Kessler,
Fleming,	Miller,	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 2087 CALLED UP OUT OF ORDER

Mr. WADE. Mr. President, I call up out of order, from page 8 of today's Third Reading Calendar, House Bill No. 2087, Printer's No. 1720, for consideration at this time.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2087, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 3 (Sec. 811), page 15, line 12, by inserting after "act": "This subsection shall apply only to drum and shoe type brakes."; Amend Sec. 6, page 26, lines 9 to 15, by striking out all of lines 9 to 14, and "of less than twenty thousand (20,000) pounds" in line 15, and inserting in lieu thereof: "as to all new vehicles originally titled on and after January 1, 1957".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 2087, Printer's No. 1720, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

REMAINING BILLS ON TODAY'S CALENDAR OVER IN ORDER

Mr. WADE. Mr. President, I move that all remaining bills on today's Calendar go over in their order.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. WADE. Mr. President, I move that the Senate do now take a recess for forty-five minutes.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

BILL SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 2102, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May, one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending may thirty-first, one thousand nine hundred fifty-five.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

BILL INTRODUCED AND REFERRED

Mr. WADE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE read in place and presented to the Chair Senate Bill No. 1088, entitled:

An Act amending the act of April 12, 1951 (P. L. 90) entitled "Liquor Code" clarifying and changing provisions relating to hours when alcoholic beverages may be sold.

Which was committed to the Committee on Rules.

ADJOURNMENT

Mr. WADE. Mr. President, I move that the Senate do now adjourn until Tuesday, May 1, 1956, at 12:00 o'clock m., Eastern Standard Time.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:44 o'clock, a m., Eastern Standard Time, until Tuesday, May 1, 1956, at 12:00 o'clock, m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, APRIL 18, 1956

The House met at 11:00 a.m.

The SPEAKER (Hiram G. Andrews) in the Chair.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, April 17, 1956 will be postponed until printed. The Chair hears none.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2102.

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

With the information that the Senate has passed the same without amendment.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 2102.

An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinary and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety * * *" by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 981, entitled:

An Act amending the act of June 24 1895 (P. L. 212) entitled "An act to establish an intermediate court of appeal regulating its construction officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeal from its judgments" and its supplement of May 5, 1899 (P. L. 248) changing the jurisdiction of the Superior Court.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON CALENDAR PASSED OVER

The SPEAKER. If there are no objections, all other bills on today's calendar will be passed over. The Chair hears none.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1863, Printer's No. 1449 together with communication from the Senate be taken from the table.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1863 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 12, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1863, Printer's No. 1449, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. HOCKER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Dauphin, Mr. Hocker vote on the final passage of this bill?

Mr. HOCKER. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section 1 (Section 801), page 4, line 11, by inserting after "Fifty-six" "Vehicles initially registered in this Commonwealth prior to the first day of July one thousand nine hundred fifty-six shall be required to carry one (1) red rear lamp rather than the two (2) red rear lamps as otherwise required by the provisions of this subsection."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

ADJOURNMENT

Mr. MOODY. Mr. Speaker, I move that this House do now adjourn until Tuesday, May 1, 1956 at 12:00 o'clock noon EST.

The motion was agreed to, and (at 11:53 a.m.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., TUESDAY, MAY, 1, 1956. No. 172.

SENATE

TUESDAY, May 1, 1956.

The Senate met at 12:00 o'clock m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty and most merciful God, our Heavenly Father, we thank Thee for the privilege which has been accorded us to gather here again to take up the business of our people.

We pray that we may have guidance and wisdom from Thee; that we may do those things and say those things that will bring harmony and peace to our people and to the world; that we may realize Thou art our mainstay and only through help from Thee can we do our work well. We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. Barr, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Indiana State Teachers' College:

Robert Reynolds, 4920 Elmwood Drive, Pittsburgh 27, Allegheny County, to serve until the third Tuesday of January 1961, and until his successor shall have been appointed and qualified, vice William Ruddock, Esq., Indiana, whose term expired.

Curtis James Clay, 614 Jones Avenue, North Braddock, Braddock, Allegheny County, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified, vice John Neff, Indiana, whose term expired.

James L. O'Toole, 280 South Crescent Drive, Sharon, Mercer County, to serve until the third Tuesday of January 1961, and until his successor shall have been appointed and qualified, vice Cyrus W. Davis, Ebensburg, Whose term expired.

Patrick F. McCarthy, 702 Third Avenue, Punxsutawney, Jefferson County, to serve until the third Tuesday of January 1961, and until his successor shall have been appointed and qualified, vice Joseph H. Sheriff, Windber, whose term expired.

R. Dudley Tonkin, Cherry Tree, Indiana County, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified, vice Steele Clark, Cherry Tree, whose term expired.

C. S. Weyandt, R. D. 1, Indiana, Indiana County, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified, vice Mrs. Edna B. Pierce, Indiana, whose term expired.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ralph P. Sutherland, P. O. 20 Howard Street, Waverly, New York, for appointment as Justice of the Peace in and for the Borough of South Waverly, Bradford County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Howard M. Mallalieu, R. D. 2, Oxford, Chester County, for appointment as Justice of the Peace in and for the Township of Lower Oxford, Chester County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Leon E. Misco, 617 East Sunbury Street, Shamokin, Northumberland County, for appointment as Alderman in and for the First Ward of the City of Shamokin, Northumberland County, to serve until the first Monday of January 1958, vice James A. Davis, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph B. Palangio, 1101 Ninth Avenue, Penglyn, Irwin, Westmoreland County, for appointment as Justice of the Peace in and for the Borough of Irwin, Westmoreland County, to serve until the first Monday of January 1958, vice John E. Irwin, deceased.

GEORGE M. LEADER.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 31, PRINTER'S No. 563

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 31, Printer's No. 563, entitled "An Act creating a commission to arrange plans for the celebration of the One-hundredth Anniversary of the Battle of Gettysburg and Lincoln's Gettysburg Address and making an appropriation."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 235, PRINTER'S No. 656

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 235, Printer's No. 656, entitled "An Act amending the act of June 21 1939 (P. L. 566) entitled 'An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties' by including tuberculosis within the meaning of the term occupational disease in the occupation of nursing or auxiliary services."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 335, PRINTER'S No. 425

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 335, Printer's No. 425, entitled "An Act amending the act of June 22 1937 (P. L. 1987) entitled as amended 'An act to preserve and improve the purity of the waters of the Commonwealth for the protection of public health animal and aquatic life and for industrial consumption and recreation empowering and directing the creation of indebtedness or the issuing of non-debt revenue bonds by political subdivisions to provide works to abate pollution providing protection of water supply providing for the jurisdiction of courts in the enforcement thereof requiring the approval of the Attorney General for prosecutions thereunder providing additional remedies for abating pollution of waters imposing certain penalties and repealing certain acts authorizing the acquisition by purchase or condemnation or otherwise of easements and right of ways the acquisition or construction of pipes conduits drains or tunnels by the Sanitary Water Board and providing for payment of the costs thereof by the Commonwealth authorizing the Sanitary Water Board to establish standards of purity and to determine the time for compliance with certain provisions of the act in certain cases and making it unlawful to open reopen or continue operation of any coal mine or to change any approved drainage or disposal plan without prior approval by the Sanitary Water Board' authorizing certain corporations to acquire interests in land by eminent domain."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 790, PRINTER'S No. 320

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 790, Printer's No. 320, entitled "An Act to amend the act approved the twenty-eighth day of July one thousand nine hundred fifty-three (P. L. 723) entitled 'An act relating to counties of the second class amending revising consolidating and changing the laws relating thereto' by authorizing collection of data concerning deceased veterans of armed conflicts and authorizing the erection of monuments to veterans of armed conflicts."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 865, PRINTER'S No. 654

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 865, Printer's No. 654, entitled "An Act to amend the act approved the twenty-ninth day of July one thousand nine hundred fifty-three (P. L. 1050) entitled 'An act providing for the acquisition construction improvement operation and maintenance of tunnels for certain highway purposes within the Commonwealth authorizing the issuance of tunnel revenue bonds free from taxation and payable solely from tunnel earnings to pay the cost of such tunnels and improvements thereof providing for the collection of

tunnel tolls for the payment of such bonds and for the cost of maintenance operation and repair of the tunnels constituting such bonds legal investments in certain instances prescribing conditions upon which such tunnels shall become free tunnels conferring powers and imposing duties on the Pennsylvania Tunnel Commission created hereby providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act and providing for condemnation' by authorizing the use of fascimile signatures and fascimile seal of bonds of the commission further regulating the maturity of bonds authorizing preliminary or interim financing through issuance of notes or other obligations of the commission payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for such purpose providing for the securing of such notes or obligations constituting the same legal investments in certain instances and exempting the same from taxation and authorizing the issuance of tunnel revenue refunding bonds."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 929, PRINTER'S No. 687

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 929, Printer's No. 687, entitled "An Act amending the act of April 12 1951 (P. L. 90) entitled 'An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws' providing for the exercise of discretion in the forfeiture and condemnation of property illegally possesesd or used."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 957. PRINTER'S No. 516

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 957, Printer's No. 516, entitled "An Act amending the act of June 4 1937 (P. L. 1625) entitled 'An act providing for the creation maintenance and operation of a county employes retirement system in counties of the third class and imposing certain charges on counties' providing for reinstatement of county employes and officers returning to county employment."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 963, PRINTER'S No. 569

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 963, Printer's No. 569, entitled "An Act making an appropriation to the Senate committee appointed to cooperate with certain State departments and commissions with regard to certain matters concerning stream pollution in the Lehigh Canal."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 985, PRINTER'S No. 539

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 985, Printer's No. 539, entitled "An Act amending the act of June 23 1931 (P. L. 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto' further fixing qualifications of members of the board of health."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1057, PRINTER'S No. 631

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1057, Printer's No. 631, entitled "An Act amending the act of August 7, 1936 (P. L. 106) entitled as amended 'An act relating to flood control prescribing the powers and duties of the Water and Power Resources Board of the Department of Forests and Waters in relation to the creation of flood control districts adoption of plans for flood control works and improvements carrying into effect of such plans assistance aid and cooperation with public and private agencies and the Federal Government in Federal flood control works and improvements and entering into compacts and agreements with other states for flood control works and improvements conferring the power of eminent domain providing for the setting off of benefits imposing certain charges upon the Commonwealth providing for appeals and conferring certain powers on municipalities counties and townships and the Department of Highways' authorizing the board to enter into contracts and agreements with Authorities created under any act of Assembly."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 420, PRINTER'S No. 483

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 420, Printer's No. 483, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

The PRESIDENT pro tempore. This bill will be laid on the table.

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 1019, PRINTER'S No. 582

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 1019, Printer's No. 582, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

The PRESIDENT pro tempore. This bill will be laid on the table.

SENATE BILL No. 524, PRINTER'S No. 339, RETURNED WITHOUT APPROVAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 524, Printer's No. 339, entitled "An Act amending the act of May 1, 1929 (P. L. 905) enittled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' defining transit mix vehicles and fixing registration fees and permissible weights therefor."

This bill proposes to amend The Vehicle Code of May 1, 1929, P. L. 905, as amended, by establishing a separate schedule of increased gross weight limitations for transit mix vehicles. To accomplish this, the bill sets up six classes of transmit mix vehicle based on carrying capacity in cubic yards rather than on the well-established basis of chassis weight. This new classification system would determine the registration fees and gross weight limitations applicable to this type of vehicle. Moreover, transit mix vehicles would be completely relieved of compliance with existing axle weight restrictions.

The vice of this proposed legislation is plainly demonstrable. The bill would sanction a clear departure from the usual and proven norms of classification and treatment of large commercial vehicles by substituting, for one type of vehicle, a classification system based on cubic yards of capacity instead of chassis weights. In so doing, the bill is disruptive of established patterns of uniformity and would undoubtedly hamper the efficient and equitable administration and enforcement of The Vehicle Code.

Similarly, by increasing the permissible gross weights for transit mix vehicles while removing all axle weight restrictions and other similar safeguards, the bill would permit additional and unwarranted strains on the highways and bridges of the Commonwealth. The Department of Highways is opposed to this legislation and informs me that if this bill were to become law thousands of additional bridges in all parts of the Commonwealth would require posting as to their maximum weight capacity.

Apart from the foregoing, this bill is subject to a more fundamental objection in that it attempts to single out a particular type of vehicle for special and privileged treatment. It therefore offends against the basic principle of equality of treatment for the same class of subjects.

For these reasons, the bill is not approved.

GEORGE M. LEADER.

SENATE BILL No. 835, PRINTER'S No. 655, RETURNED WITHOUT APPROVAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 835, Printer's No. 655, entitled "An Act amending the act of August 9, 1955 (Act No. 130) entitled 'An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto' authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in third and fourth class counties and prescribing their duties."

This bill amends the Act of August 9, 1955 (Act No. 130), known as "The County Code," by authorizing the clerk of quarter sessions and oyer and terminer to appoint a solicitor to advise him upon all legal matters and conduct all litigation connected with the clerk's office.

Under present law, in many counties the prothonotary, the register of wills, the recorder of deeds, the county controller and other county officers are authorized to appoint a solicitor for their respective offices so that the county solicitor, who formerly handled the legal work for those various offices, is now concerned for the most part with the legal work of the county commissioners. The law now provides that the county solicitor shall, in addition to rendering legal advice to the county commissioners, perform similar duties for each elected officer who is not authorized to appoint a solicitor or who has not appointed a solicitor although authorized to do so

The present law further provides that in case any litigation between the county commissioners and any other elected county officer arises, the court may authorize such county officer to retain special counsel for said purposes, the fees to be paid from the county treasury. In addition, it should be noted that the district attorney and the members of his staff, who handle criminal matters, are also avialable to this officer

I know of no need for this bill nor of any reason why the taxpayers should be burdened with the additional expense, particularly since the legal needs of this office are well taken care of by the provisions of The County Code.

For these reasons, the bill is not approved.

GEORGE M. LEADER.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Schuylkill, Mr. Wagner, to the rostrum to preside.

The PRESIDING OFFICER (Paul L. Wagner) in the Chair.

BILLS INTRODUCED AND REFERRED

Messrs. SILVERT and DONOLOW read in place and presented to the Chair Senate Bill No. 1089, entitled:

An Act amending the act of June 16, 1836 (P. L. 715), entitled "Reference and Arbitration Law," authorizing arbitration in certain cases before the Municipal Court of Philadelphia.

Which was committed to the Committee on Rules.

They also read in place and presented to the Chair Senate Bill No. 1090, entitled:

An Act amending the act of May 5, 1876 (P. L. 110), entitled "An act to provide for the transferring of awards of arbitrators" authorizing transfers of awards made by arbitrators in the Municipal Court of Philadelphia.

Which was committed to the Committee on Rules.

Mr. STEVENSON, on behalf of Mr. WAGNER, read in his place and presented to the Chair Senate Bill No. 1091, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes Retirement Law," authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

Which was committed to the Committee on Rules.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time .

The PRESIDING OFFICER. Is there objection? The Chair hears none.

COMMUNICATION FROM THE GOVERNOR REPORTED FROM COMMITTEE

Mr. WATSON. Mr. President, from the Committee on Executive Nominations, I report at this time a communication from His Excellency, the Governor of the Commonwealth, recalling the nomination of Tom Ginley as a Member of the Board of Trustees of Locust Mountain State Hospital.

The Clerk read the communication as follows:

RECALLING THE NOMINATION OF TOM GINLEY AS A MEMBER OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated October 11, 1955, for the appointment of Tom Ginley, Girardville, Schuylkill County, as a member of the Board of Trustees of Locust Mountain State Hospital, for the term of four years and until his successor is appointed and qualified, vice William R. Miller, Mahanoy City, removed from office.

I respectfully request the return to me of the official nomination in the premises.

GEORGE M. LEADER.

NOMINATION BY THE GOVERNOR REPORTED FROM COMMITTEE

Mr. WATSON. Mr. President, I further report from the Committee on Executive Nominations the nomination of Tom Ginley, and ask that it be read by the Clerk.

The Clerk read the nomination as follows:

MEMBER OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, October 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for appointment as a Member of the Board of Trustees of Locust Mountain State Hospital, for the term of four years and until his successor is appointed and qualified:

Tom Ginley, Girardville, Schuylkill County, vice William R. Miller, Mahanoy City, removed from office.

GEORGE M. LEADER.

NOMINATION RETURNED TO THE GOVERNOR

Mr. WATSON. Mr. President, I move that the nomination just read by the Clerk be returned to His Excellency, the Governor of the Commonwealth.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDING OFFICER. The nomination will be returned to the Governor.

REPORTS FROM COMMITTEE

Mr. PECHAN. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. PECHAN, from the Committee on Rules, reported as committed, Senate Bill No. 1086, entitled:

An Act to repeal the act, approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 642), entitled "An act for the protection of the public health; . . . and providing penalties for violations of the provisions of this act."

He also, from the Committee on Rules reported as committed, Senate Bill No. 1087, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949" further prescribing the eligibility for authorized investments of the obligations of municipality authorities.

HOUSE CONCURRENT RESOLUTION, SERIAL No. 185, REPORTED FROM COMMITTEE AND LAID ON THE TABLE

Mr. PECHAN, from the Committee on Rules, to which was referred on April 16, 1956, the following resolution from the House of Representatives reported the same without amendment as follows, viz:

HIGHWAY MEMORIAL

In the House of Representatives, March 6, 1956.

The Honorable William Flinn (1851-1924) was the father of the first chemically prepared hard surfaced road in Pennsylvania. While a member of the State Senate from Allegheny County, this man of extraordinary character, originality and courage, originated and introduced in 1879 in the General Assembly the first recommendation to amend the State Constitution to permit and provide a State-wide improvement of its rural highways. His recommendation as to surfacing highways, like the recommendations of many great men before him who offered new and progressive ideas, was met by the opposition who voiced the opinion that surfacing highways was an impossible engineering feat. However, Senator Flinn, who was a fearless fighter no matter how strong the opposition, never gave up. In 1895 through his untiring efforts and devotion to his progressive concept, and after he solved all the problems to the satisfaction of both the Senate and House as to administering the act, such legislation was passed.

When the first hard surfaced road was laid in Washington County under the "Flinn Road Bill" there was very few people, besides Senator Flinn, who could envision the impact such surfacing would have on the commercial ad-

vancement of this great nation. Within a relatively short time, every state followed the example set by the genius from Pennsylvania and paved their highways.

Today beautiful highways are taken as a matter of course. In the passage of time, great achievements and contributions made in realizing such highways by such men as Senator Flinn are sometimes forgotten, except by the few. These few, led by their chairman, Colonel Charles C. McGovern, the county controller, conducted a memorial service in 1926 at which they dedicated a monument, which they placed on the dividing line between Allegheny and Washington Counties, known as the "William Flinn Highway Memorial" in memory of the ingenuity of a great Pennsylvanian who devoted his entire life to the betterment of this Commonwealth. This memorial to Senator Flinn should be made known to and recognized by all the citizens of this Commonwealth in honor of this great man; therefore be it

Resolved (the Senate concurring), That the monument known as the "William Flinn Highway Memorial," which was erected in 1926 by the public at the dividing line between Allegheny and Washington Counties, be accepted by the General Assembly and dedicated to the perpetual memory of the late Honorable William Flinn who in 1895 as the father of hard surfaced roads, built the first such road in Washington County, Pennsylvania; and be it further

Resolved, That the General Assembly, when accepting the monument on behalf of the Commonwealth, shall give it such supervision as will be necessary to carry out the spirit and intentions of the public donors in preserving for posterity a perpetual historical monument in memory of the Senator who contributed to the perfection of a rural highway system in this Commonwealth; and be it further

Resolved, That copies of this resolution be transmitted to Charles C. McGovern, Pittsburgh, Pennsylvania, for the benefit of members who served on the dedication committee and for the benefit of any surviving kin of Senator Flinn.

Laid over for one day under the Rules.

PETITIONS AND REMONSTRANCES

Mr. MULLIN. Mr. President, on April 18th, in the Philadelphia Bulletin there appeared a caption which read, "Senate Approved Stiffer Bootleg Law." At the bottom of the article it said: "Senator William V. Mullin, Democrat, Philadelphia, cast the lone vote against the bill."

Mr. President, I was not present when the bill was passed. When I left the last Session of the Senate, Senator Mahany stated that only certain Conference Committee Reports on revenue bills were to be acted upon.

This bill refers to House Bill No. 1891. I had not made up my mind on that bill; I was questioning it. However, the bill was reported out of committee, without a committee meeting, and was reported to the floor of the Senate during token Sessions and was passed during a token Session. If that were all there was to it, I would have voted for the bill. I state now, had I been present, I would have voted for the bill. However, there is more to this bill than increasing the powers, in local communities, of the State Liquor Control Board and confiscating property in local communities and so on and enlarging their enforcement powers. I thought there might be some question as to the local government and local home rule and things of that sort, which are in effect at the present time. However, I am not complaining but I would like to make it clear for the record that had I been present, I would have voted for the bill when other matters had been clarified.

Mr. MAHANY. Mr. President, my attention has been called to a communication sent out by the Pennsylvania Democratic State Committee to all of the liquor store employees, at least all of the liquor store empoyees in a town with which I am acquainted. They all stated that this was the first time that any political party had ever addressed such a communication to them. This communication reads as follows:

"The Pennsylvania Democratic State Committee Dinner will be held on Wednesday, May 23, 1956, at 7 P. M., in the Farm Show Building, Cameron and Maclay Streets, Harrisburg.

"Our financial requirements for the election this year on the Local, State and National level will necessitate the expenditure of additional funds to carry on the aggressive campaign we have planned by television, radio, newspaper ads, circulars, direct mail, and every other medium of communication. To carry out these plans for our success we need your valuable support.

"As you may well assume, all the administration officials will be present at the dinner and we feel you will want to join with them for the evening.

"For every one hundred dollar voluntary contribution received we will send a reservation for this dinner. Enclosed, for your convenience, is a reservation card. We would appreciate your returning it immediately so that we do not have to delay in executing our plans.

"Sincerely yours,

/s/ "Bill Teefy
"WILLIAM D. TEEFY
"Treasurer."

Mr. President, most of the liquor store employees of this State do not receive adequate compensation to allow them to spend $100 to come down here to Harrisburg to attend a dinner given either by the Republican Campaign Committee or the Democratic Campaign Committee. I feel certainly that is one group which should not have been contacted with any hint, either direct or indirect, that they should come across with $100 as a contribution. I feel that the liquor store employees certainly should be kept out of this type of thing and I would say to any of them that if they would care to come, it surely should be on a voluntary basis. I do not believe that many of them can afford to do so and if any of them are interfered with in any way by not coming, they definitely should let that be known.

I feel that this should not have been done by the Democratic State Committee. It has never been done by the Republican State Committee, and I feel it should be called to the attention of the Senators here, as well as to the people of the Commonwealth of Pennsylvania.

Mr. DENT. Mr. President and Members of the Senate, I have not received a copy of the letter that was handed to the Majority Leader by one of the Republican holdovers. Of course, he could probably go out and find a lot of such letters because we Democrats, when we try to raise some funds for our campaigns, have to reach out and talk to the ordinary people. We have to reach out into any particular place where we think we have a friend. I am sure that not all of the State employees are averse to going to a $100 dinner or a $10 dinner or a $50 dinner. In fact, I happened to be in Harrisburg when the clan was gathering for the $100 dinner for Eisenhower. The peculiar thing about it was that there were many

State employees waving $100 tickets for that. That was a Republican affair. One of the bitterest complaints, which never reached the floor, Mr. President, was the complaint that was handed to me by one of the well-known lobbyists who said recently, when there was a $50 dinner, that he did not mind buying a couple tickets, but to have them shoved at him by the dozens was just out of reason.

Of course, Mr. President, we cannot do that. We cannot hand any lobbyist fifty tickets and expect to collect for them. Therefore, we have to find either fifty fellows with $100 or we have to find 500 fellows with $10. In doing that, we hope to finance a little bit of the campaign. You see, when we go out to write ads in the newspapers, we have to pay for them. We do not get the free publicity that the Republican Party has been able to get over the years. If they can get for us the same consideration that they get from the lobbyists and from the newspapers, we will not ask anybody to come to our dinners because, truly, it hurts us, too, to have to ask people for money in order to represent people here in Harrisburg.

I am sure that no person who received that letter will feel that he is obligated to buy a ticket. Can anyone show me any better method than the method we use, in which we write a letter that is public, a letter which if it were not public would soon be made public by the Majority Leader, if he gets a hold of it? Certainly, there is nothing dishonest or dishonorable in writing and asking people to attend, if they care to, a dinner and a dance, with an orchestra and a floor show, topnotch speakers, including your humble servant and a few others who will probably give their services for nothing, to try to raise a little money to beat the Republicans.

Mr. President, I do not think Senator Mahany is so angry about the letters going to the liquor store employees and other State employees. What he is really mad about is that we are going to raise some money. For the first time in many, many years, we will probably be able to raise at least a dime for every dollar that the Republicans raise. If we get a dime, it will be a lot of money in our Party and I think we will do a bang-up job come November. If Senator Mahany is peeved because he did not get an invitation, I, personally, will extend to him an invitation and for $100 you, too, can attend and be entertained by brilliant speakers and scintillating ladies.

Mr. MAHANY. Mr. President, Senator Dent is just a little bit too late. I not only received an invitation to this dinner, but also received an offer of a free gift of a ticket. I might be there after all.

I also want to say to Senator Dent that he does not make me cry too much over the Democrats' lack of funds. I think that they put on a pretty good television program. I believe it far outweighed ours in numbers, and probably in quality, when Governor Leader was running against Lieutenant-Governor Wood. I think that the Democrats certainly did not have a lack of funds at that time. They had a lot of advertising in the newspapers, on the radio and on television. I feel that they will have just as much money, if not more, this year and next year and the next year after that to wage their political campaigns. I do not object to that. I do think, though, they were wrong in sending out this letter to our liquor store employees who cannot afford that amount of money to come down here to a $100 dinner.

As I have stated before, the Democratic Party is certainly not lacking in angels. The Republican Party does not have a monopoly on all of the rich people. Just the other day I read in the newspaper about a couple of outstanding Democrats who were attending a wedding over in Monaco. I noticed that one of the chief Democrats from Pennsylvania was a fellow by the name of McCloskey who, I believe, is the treasurer of this group. He reported that he had lost, or his wife had lost, about $50,000 worth of jewelry. I do not know of any Republicans around who, if they had gone to this Monaco wedding, would have carried that amount of jewelry with them. I believe there were also some other Democrats over there who, when their backs were turned, had some jewelry taken from them. Therefore, I would suggest to Senator Dent that when these wedding guests come back, if they have any jewelry left, they pawn a little of it and contribute something to their party.

Mr. BARR. Mr. President, there may be something in what Senator Mahany said; that our angels were all in Monaco. I noticed that this man Lark, who Mr. Cummings says sounds like a frog, said that one group spent $250,000 in the Primary and the other group spent $125,000. Our total bills amounted to $1,100 for printing. I do not know where you got that $375,000, but I am sure you got it from some pretty good fat cats. I assure you that the money we are going to get from this dinner will be gotten from the little man, the people whom we represent here in the Senate. If we have $375,000 for the fall campaign in Pennsylvania, we will consider ourselves fortunate. You fellows just put it down the drain for a useless primary election.

Mr. McGINNIS. Mr. President, I think one of the main reasons why Senator Mahany objected to this matter is because this letter was sent to civil service employees.

I have spoken many times on this floor about the duties of employees under civil service. I have said that when you put employees under civil service, they then feel they are above and different from other people. They are not so active in their civic affairs back home. They think they are a separate group, and above others, and do not have to bow to anybody.

Mr. President, I think it is a very good thing for the civil service employees of this State to get a letter like that in order to remind them that they are citizens of this State of ours and that they have duties to perform outside of their duties as civil service employees.

I am sure that some civil service employes will buy a ticket. However, there will only be a few because civil service employees generally feel they do not have to do anything to help their government.

Mr. YOSKO. Mr. President, one of the things, in my opinion, that was lacking in connection with this dinner was State-wide publicity. I know a good many people in my county who, perhaps, would like to attend this dinner but know nothing about it, and they will know something about it now.

Mr. President, I want to thank Senator Mahany for raising the question and giving the dinner the shot in the arm which is needed. I hope the news boys will give this debate publicity to which it is entitled.

STUDENTS OF EDISON JUNIOR HIGH SCHOOL, HARRISBURG, PRESENTED TO SENATE

Mr. TAYLOR. Mr. President, at this time I would like

to introduce to the Senate 200 students of Edison Junior High School, under the direction of their teachers, Donald Smeltz and Dane Fineman.

The PRESIDING OFFICER. On behalf of the Senate, the Chair welcomes to our Session the students from Edison Junior High School.

REPORTS FROM COMMITTEE

Mr. SCHMIDT. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. SCHMIDT, from the Committee on Local Government, reported as committed, House Bill No. 1815, entitled:

An Act authorizing council of any incorporated town to create the office of town manager and prescribe his powers and duties.

He also, from the Committee on Local Government, reported as committed, House Bill No. 1866, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law" further regulating the rights of employes of county health departments.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 620

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), That House Bill No. 620, Printer's No. 1654, entitled:

An Act amending the Act of May 1, 1929 (P. L. 905), entitled "Vehicle Code" further regulating speed; designating traffic court; further prescribing enforcement and penal provisions; and imposing duties on certain pedestrians.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1269

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), That House Bill No. 1269, Printer's No. 1532, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," authorizing the issuance of dealer registration plates to certain collector-repossessors, and limiting their use thereof.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1339

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), That House Bill No. 1339, Printer's No. 489, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," further providing for the terms of office of school directors of union and merged districts.

be recalled from the Governor for the purpose of further consideration.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1504

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), That House Bill No. 1504, Printer's No. 1565, entitled:

An Act reenacting and amending the act of April 11, 1899 (P. L. 37), entitled "An act relating to the keepers of junk shops, and second hand dealers, in cities of this Commonwealth," extending its provisions to municipalities and townships.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1890

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), That House Bill No. 1890, Printer's No. 1536, entitled:

An Act reenacting and amending the act of September 26, 1951 (P. L. 1518), entitled "An act to provide for the registration and protection of trade-marks and to secure the rights, property and interests therein; providing for the assignment, cancellation and revocation thereof, and imposing penalties for violations; conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof; and to repeal all acts inconsistent therewith," extending the act to service-marks used to identify certain services and distinguish them from others.

be recalled from the Governor for the purpose of amendment.

Ordered, That tht Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 1560

The PRESIDING OFFICER. The Chair announces, on

behalf of the President pro tempore, the appointment of Messrs. MADIGAN, HARNEY and CAMIEL as a committee of conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the difference existing between the two houses in relation to House Bill No. 1560.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 1650

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. PECHAN, PEELOR and LANE as a committee of conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the difference existing between the two houses in relation to House Bill No. 1650.

Ordered, That the Clerk inform the House of Representatives accordingly.

HONORABLE BERTRAM G. FRAZIER PRESENTED TO SENATE

Mr. MAHANY. Mr. President, I note in our midst today one who served us very faithfully and very well some years ago in the Senate. He is a young man from Philadelphia, who was a Republican Senator here some years ago. We all grew to like him very much, we admired his ability and we enjoyed his friendship. I speak of Bert Frazier, and I would ask the Chair to welcome him back to our fold.

The PRESIDING OFFICER. The Chair, among others, has been happy to meet Senator Frazier today and would suggest that he now stand in place and be recognized.

Mr. FRAZIER. Mr. President, I even noted that my distinguished successor applauded me also.

The PRESIDING OFFICER. We do not know whether he is applauding you or applauding the fact that he won.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President and Members of the Senate, yesterday these great United States of our lost one of its greatest statesmen. I am speaking of the great "Veep," Alben Barkley.

Mr. President, I know Alben Barkley was loved by all the people as a great statesman, a great humanitarian and a wonderful story-teller. I recall that the last time I heard Alben Barkley speak was at a dinner in Philadelphia, which I believe was held for Mr. Stevenson. I recall at that time there was a great question as to what was going to happen between the North and the South. There has always been that question of the great division, and Barkley told this story.

He said, "The problem of the North and the South is somewhat similar to the problem of an individual who had a very beautiful wife. It so happened that she had many, many admirers. This beautiful woman died and out at the graveyard, during the course of the burial services, several of her admirers were grief stricken and they displayed their grief. The husband of the beautiful wife said, as he put his arms around their shoulders, 'Don't grieve too much. I plan to marry again.'" That was the story told by Alben Barkley.

SENATE RESOLUTION

CONDOLENCE OF THE SENATE EXTENDED TO THE FAMILY OF THE LATE UNITED STATES SENATOR ALBEN BARKLEY

Messrs. LANE, BARR, STIEFEL, DENT and MAHANY offered the following resolution, which was twice read, considered and agreed to:

In the Senate, May 1, 1956.

Yesterday the beloved Veep quit our life with a prayer on his lips and a prayer in his heart. He died as he lived in the service of mankind for the love of God.

Alben Barkley was that highest type of statesman whose life brings glory to our Nation, honor to our people and great affection for himself.

He possessed a great good humor and a natural dignity. As a consequence the mere mention of his name conjures up memories of anecdotes either of him or about him. With the memory comes a good feeling of well being, for kindliness is the theme of each one. He poked gentle fun at pomposity but he had a true reverence for humanity, a real love for every human being God created.

He will long be remembered for his good humor and his stories will take their place among those of Lincoln and Mark Twain. That contribution alone is sufficient cause to call him great, but he will be remembered too for his service to his State and Nation. He occupied high political office, Congressman, Senator and Vice-President and brought honor to each through his spirit of dedication, genuine humility, integrity, ability and capacity for hard work. He labored long and hard in the public service and he labored well. During the difficult days of the depression and later during the war he served as Majority Leader in the Senate of the United States. The great accomplishments of our government during that time, the benefits which we take for granted now, depended in large part upon the skill, endeavor and diplomacy of this man. He guided the legislative programs of the administration through many a tempestuous session of the Senate, but with such a delicacy that even those who disagreed were satisfied that an honorable work had been well done.

He loved the living and he loved to make living easier for them. He played a part in giving all of us more material comforts but he played an even greater part in giving all of us more spiritual comforts. His life can teach us the value of integrity and courage in public office, of gentle good humor and patience in our intercourse with fellowmen, of a spirit of service and a willingness to serve, of a dedication to family life and of unreserved loyalty to our Nation and her institutions; and that all of these things proffered as a prayer to God, give only a happy life and comfort of conscience to him who would have them.

When the end came, he was in the element in which he lived, spreading cheer to those about him, rededicating his life to his God, and giving of his precious time to the youth of our Nation, a fitting climax to a life well lived; therefore be it

Resolved, That the members of the Senate of Pennsylvania pause in contemplation of the good works of Alben Barkley and breathe a prayer of thanksgiving to God that he lived; and be it further

Resolved, That we extend our individual sympathy to his family and friends in their hour of terrible loss, but bid them solace in the knowledge that he has received the promised reward of God; and be it further

Resolved, That a copy of this resolution be forwarded to Mrs. Alben Barkley, his beloved wife and partner.

SENATE CONCURRENT RESOLUTION

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO MAKE A THOROUGH STUDY OF THE PROBLEMS ARISING IN RELATION TO THE ECONOMIC DELVELOPMENT, UTILIZATION AND CONTROL OF ATOMIC ENERGY IN THE COMMONWEALTH FOR PEACEFUL PURPOSES

Messrs. LANE, STIEFEL, SEYLER and MAHANY offered the following resolution, which was twice read as follows:

In the Senate, May 1, 1956.

In recent years the production and use of atomic energy for peaceful purposes designed to promote and improve the public health, safety and economic welfare of the people of this Commnowealth, as well as the people of the United States, is no longer an exclusive Federal matter or responsibility. In many instances private corporations within the boundaries of a given state have been assigned the difficult task of conducting atomic research and building nuclear reactors and other equipment necessary for the production and development of atomic energy.

It is time that the Commonwealth of Pennsylvania, which history shows was always progressive and forward looking in new economic development, to take immediate steps to attract such industry. Of course the production of and utilization of atomic energy by private industry for peaceful purposes will give rise to many problems which Pennsylvania must solve such as the control of investment capital, protection of employes in the production of atomic energy, the many economic problems involved in inducing atomic industries to settle here, and the effect of such atomic industry on employment and other industries in the Commonwealth; therefore be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission be directed to make a thorough study of the problems arising in relation to the economic development, utilization and control of atomic energy in the Commonwealth for peaceful purposes; and be it further

Resolved, That the Joint State Government Commission report to the next succeeding biennial session of the General Assembly its findings and recommendations with drafts of legislation if necessary, to carry the recommendations into effect.

RULE 39 SUSPENDED

Mr. LANE. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDING OFFICER. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President and gentlemen of the Senate, I am sure you will all take judicial cognizance of the fact that I am one of the greatest admirers of the learned Senator from Erie, Senator Blass. I have great admiration for his astuteness and adroitness as the Chairman of the Committee on Forests and Waters, Game and Fish. I highly respect him, and he has been a great champion of Pennsylvania's history with one slight exception. They say there is always a drop of some diluent in a barrel of honey, and Senator Blass turned a deaf ear to my pleas about Senate Bills No. 804 and No. 936.

Mr. President, Senate Bill No. 804 was originally introduced, after the disasterous flood last August, to remedy certain defects in our children's camping laws. As a matter of fact, all over the United States laws pertaining to children's camps are the crying need of the hour. Questions of medical help, questions of sanitation, questions of protection against possible invasion and, of course, registration are confronting parents today. However, there are many charitable and religious groups that objected because of the severity of Senate Bill No. 804, which was sponsored by Senator Lane and myself. Accordingly, I receded and, together with Senator Lane, I offered a diluted and much less powerful bill, which is Senate Bill No. 936. Even this bill has been attacked by certain groups.

Apparently, in an election year, when people do not want to incur any animosity, Senator Blass did not want to have any criticism from certain groups and, therefore, when the question came up before the committee, both Senate Bill No. 804 and Senate Bill No. 936 fell and they are now dead.

Mr. President, all I have to do now is salvage at least something. For this reason, Senator Lane and I are offering the following resolution, asking the Joint State Government Commission to undertake a thorough study of the subject. God knows what type of people come here from New York and adjacent States and maintain camps here and derive fabulous profits. We entrust to these people our children for two or three months during the summer without passing upon the qualifications of the counselors, without looking into the food which is being served and without inquiring about the medical aid that would be available in a disaster.

For that reason, Mr. President, I believe this is a challenging topic for the Joint State Government Commission.

SENATE CONCURRENT RESOLUTION REFERRED TO COMMITTEE

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY AND INVESTIGATE ALL LAWS AND REGULATIONS PERTAINING TO DAY CAMPS, RESIDENT CAMPS AND OTHER OUTDOOR FACILITIES OPERATED AND CONDUCTED FOR RECREATION, GROUP LIVING, EDUCATION AND SOCIAL ADJUSTMENT

Messrs. STIEFEL and LANE offered the following resolution, which was twice read as follows:

In the Senate, May 1, 1956.

Whereas, during the disastrous floods of 1955, the civil defense authorities of Pennsylvania as well as its National Guard could not come to the rescue of children at many summer camps because of the total lack of a systematic registration of the names and locations of such camps. Only the miraculous aid of the United States Navy helicopters averted at the last moment, horrendous catastrophies and a staggering loss of life, by saving hundreds of campers from amidst deadly swirling torrents; and

Whereas, the lack of a systematic and central registration of summer camps for children also hampers the effective enforcement of many salutary laws now in effect in this Commonwealth; and

Whereas, a collation of the various statutory provisions applicable to summer camping for children is long overdue and is imperative for the detection of numerous lacunae as well as inadequacies in coping with deficiencies whenever and wherever they may exist in summer camps for children in Pennsylvania; and

Whereas, the promised "voluntary code" which is now being evolved by many agencies generally, and the Pennsylvania Camping Federation in particular, concerned with child welfare and the promotion thereof, as well as by responsible camp owners, may be unduly delayed in assuming final shape and even if adopted by many camps, church groups and charitable and civic organizations may be flayed by recalcitrants; now therefore be it

Resolved (the House of Representatives concurring), that the Joint State Government Commission is hereby directed to study and investigate all laws and regulations pertaining to day camps, resident camps and other outdoor facilities operated and conducted for recreation, group living, education and social adjustment; the operation, conduct, control, and management of such camps; and the feasibility of further regulating, licensing and registering the same; and be it further

Resolved, that the Joint State Government Commission report to the next regular session of the General Assembly its findings and recommendations together with drafts of legislation necessary to carry the recommendations into effect.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. STIEFEL. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, I have no objection to the purpose of this resolution, but I feel that it is one that should be referred to the Rules Committee. If the Rules Committee feels that it is something the Joint State Government Commission should do and does not now have the power to do, then we certainly will be happy to report the resolution from committee in the very near future.

Therefore, Mr. President, I object to its immediate consideration.

Mr. STIEFEL. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDING OFFICER. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. STIEFEL. Mr. President, I would like to ask Senator Mahany to answer this question. Will the Committee on Rules be meeting often between now and the day of adjournment? I notice that this committee is going to have a tremendous load and I am afraid it may be that in the pressure of the last days of the Session, some of these bills may vanish inadvertently.

Mr. MAHANY. In answer to the Senator's question, we have a very cooperative meeting of the Rules Committee each morning in my office, at which both your Democratic colleagues, who are members of the Rules Committee, and your Republican colleagues attend. We get along pretty well and I feel sure that your resolution will be given consideration. If we find it worthwhile, we will be glad to report it out tomorrow.

Mr. STIEFEL. Is breakfast served with your compliments?

Mr. MAHANY. So far, we have not had any breakfasts there. However, that is a good idea.

The PRESIDING OFFICER. There being objection to the immediate consideration of this resolution, the resolution is referred to the Committee on Rules.

PERMISSION TO ADDRESS SENATE

Mr. BLASS asked and obtained unanimous consent to address the Senate.

Mr. BLASS. Mr. President, I want to say to the Members of the Senate that I have the highest regard for the Senator from Philadelphia, Senator Stiefel, for his wealth of knowledge of history and his interest in historic shrines, as well as the Senator from Washington. I want to tell both Senators that I extended them every courtesy in connection with Senate Bill No. 936 before the Committee on Forests and Waters, Game and Fish. The bill was properly presented to the committee, but was rejected by the committee. I am now sure that the Senator has taken the proper course.

The PRESIDING OFFICER. At this time, because of certain duties requiring his attention, the Chair would relinquish its position to the President pro tempore of the Senate.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The PRESIDENT pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 902, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Medicine.

House Bill No. 1066, entitled:

An Act making an appropriation to the Temple University Medical School at Philadelphia, Pennsylvania.

House Bill No. 1090, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for maintenance and support.

House Bill No. 1484, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the School of Medicine.

House Bill No. 1610, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania, East Falls, Philadelphia, Pennsylvania.

House Bill No. 1611, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Whereupon,

The PRESIDENT pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDING OFFICER (Paul L. Wagner) in the Chair.

RECESS

Mr. LANE. Mr. President, I move that the Senate do now take a recess until 3:00 o'clock, p. m., Eastern Standard Time, for the purpose of holding a Democratic Caucus and a Republican Caucus.

Mr. MAHANY. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed ,the Senate will be in order.

NOMINATION BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE PENNSYLVANIA BOARD OF PAROLE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul J. Gernert, West Leesport, Berks County, for appointment as a member of the Pennsylvania Board of Parole, for a term of four years, and until his successor shall have been duly appointed and qualified, vice Major Henry Clarke Hill, Harrisburg, whose term expired.

GEORGE M. LEADER.

CALENDAR

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 305

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 305, entitled:

An Act to add Section 1201.1 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "The Vehicle Code," by providing for traffic courts in cities of the third class.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 305

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 305.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 819 CALLED UP FROM FINAL PASSAGE POSTPONED CALENDAR

Mr. PECHAN. Mr. President, I call up from the Final Passage Postponed Calendar, Senate Bill No. 819, Printer's No. 378, for consideration at this time.

BILL RECOMMITTED

Mr. PECHAN. Mr. President, I move that Senate Bill No. 819, on final passage, entitled:

An Act subjecting housing projects to taxation for school purposes

be recommitted to the Committee on Education.

Mr. SEYLER. Mr. President, I second the motion.

The motion was agreed to.

THIRD READING CALENDAR

APPROPRIATION BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 879, entitled:

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes' Retirement Law" by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. SEYLER. Mr. President, on behalf of Senator Wagner and myself, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Section 1 (Section 1, clause 7), page 4, line 13, by striking out the following: "six" and inserting in lieu thereof: "seven."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

APPROPRIATION BILL OVER IN ORDER

Mr. SEYLER. Mr. President, I ask unanimous consent that House Bill No. 879, Printer's No. 1717, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 880, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes Retirement Law" by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 881, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting former contributors who have become State employes and members of the State Employes' Retirement Association to restore membership in the Public School Employes' Retirement Association and authorizing the transfer of monetary credits in the Public School Employes' Retirement Association to the State Employes' Retirement Association under certain conditions

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 882, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes Retirement Law" by permitting any school employe as a contributor under the provisiions of the School Employes' Retirement System and who was an employe under the State Employes' Retirement System of the Commonwealth and made contributions to the State Employes' Retirement Fund on account of such State service to obtain credit for such service in the School Employes' Retirement System under certain conditions

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 883, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes' Retirement Law" by permitting former contributors who have become public school employes and members of the Public School Employes' Retirement System to restore membership in the State Employes' Retirement Association and authorizing the transfer of monetary credits in the State Employes' Retirement Association to the Public School Employes' Retirement Association under certain conditions

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Watson,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin.	Stevenson,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2055, entitled:

An Act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes' Retirement Law" providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2056, entitled:

An Act to amend the act of June 27, 1923 (P. L. 858) entitled "State Employes Retirement Law" defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956 as State employes.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2057, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes' Retirement Law" by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2058, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employes' Retirement Law" permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 147, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for increasing the membership of county boards of school directors in certain counties.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

MOTION TO RECOMMIT BILL

Mr. PECHAN. Mr. President, I move that House Bill No. 147, on third reading, be recommitted to the Committee on Education.

Mr. MAHANY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SEYLER. Mr. President, I do not think I will bother to ask the obvious question of Senator Pechan as to why this bill is being recommitted. I am sure that it is being recommitted for further study and not with any intention of killing the bill. However, I read the bill and find it to be a very short and simple bill. I see no need for further study.

If there should be anything in Senator Pechan's mind or if anybody else has any idea of killing the bill, then

I would like to know why that is. The bill simply says that in counties having over 80,000 population and desiring to have seven members on their county boards, the board by resolution, may increase the number from five to seven. It does not say that any county must do it. If anyone thinks it is a bad idea for their county, it does not tell that county it must do it. It simply says that in those large counties they shall have seven people participate in the deliberations of the county board instead of five.

Mr. President, this seems to be a good bill. It seems to me that there is no point in recommitting it. Therefore, I wish to be recorded as voting "no" on the motion to recommit.

Mr. MAHANY. Mr. President, I want to assure the gentleman from York, Senator Seyler, that we do not have any desire to kill this bill by recommitting it to the Committee on Education. However, we did want to clear the Calendar on these bills.

I would suggest to the Senator that he have the sponsor of this bill come over and advise us on it. I do not know what motivated Mr. Brennan when he sponsored this bill, but I know that when I was a Member of the House and I sponsored legislation, I used to come over here to the Senate on many occasions and explain the legislation that I had sponsored to my Senator. The Member of the Senate from my District at that time was Senator Thomas. We worked together in getting out legislation. I would suggest that perhaps this might be done in this case. Perhaps Mr. Brennan would come over and tell us what he had in mind in relation to this bill.

In order to give him the opportunity to do that, I would suggest to my Assistant that he withdraw his motion to recommit the bill and let it go over until tomorrow.

Mr. SEYLER. Mr. President, I would be very happy to avail myself of this opportunity. I believe Mr. Brennan is interested and I will be very happy to have him come over and speak to the Senator and also to Senator Mahany. Senator Mahanay is from Titusville, which is not near Bucks County, but I think he, too, would like to hear the reasons.

Mr. President, I thank the gentleman very much for the opportunity.

And the question recurring,

Will the Senate agree to the motion?

MOTION TO RECOMMITT BILL WITHDRAWN

Mr. PECHAN. Mr. President, I withdraw my motion to recommit House Bill No. 147 to the Committee on Education.

Mr. MAHANY. Mr. President, I withdraw my second to the motion.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 147, Printer's No. 1715, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 291, Printer's No. 667, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 517, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949" empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school district from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Barr,	Flack,	McGinnis,	Stiefel,
Berger,	Fleming,	Pechan,	Van Sant,
Blass,	Haluska,	Peelor,	Weiner,
Chapman,	Hays,	Ruth,	Whalley,
Dent,	Kopriver, Jr.	Schmidt,	Wolfe,
Derk,	Lane,	Scott,	Yosko,
DiSilvestro,	Mahany,	Seyler,	Wagner,
Donolow,	McCreesh,	Silvert,	Presiding Officer

NAYS—12

Diehm,	Madigan,	Propert,	Wade,
Harney,	Mallery,	Stevenson,	Watkins,
Kessler,	Miller,	Taylor,	Watson,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 672, entitled:

An Act authorizing cities boroughs incorporated towns townships and counties to create historic areas within their geographical limits providing for the appointment of historical boards empowered to preserve historic buildings and to regulate the erection reconstruction alteration restoration demolition or razing of buildings within the historic areas.

And said bill having been read at length third time,

On the question,

Will the Senate agree to the bill on third reading?

MOTION TO RECOMMIT BILL

Mr. PECHAN. Mr. President, I move that Senate Bill No. 672, on third reading, be recommitted to the Committee on Forests and Waters, Game and Fish.

Mr. MAHANY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. STIEFEL. Mr. President, I am sure that you and many Members of the Senate remember the famous passage from Roman history. When the gladiators used to come into the arena, they would exclaim, "Ave Caesar, morituri te salutant!" "Long live Caesar. Those who are about to die, salute thee."

Now, Mr. President, we are about to die, so we have to salute. However, this bill is not going down to defeat just so, you see. I want to deliver a long oration.

My inquiry is whether you can stand at this time for an hour's speech. If you can, I am ready to proceed; if you cannot, I will deliver it tomorrow.

Mr. PECHAN. You may as well get it over with. We will take it now.

Mr. President, could we put the bill over temporarily?

Mr. STIEFEL. That applies to the next bill, too, I trust. You have two bills that you are going to recommit for further study, Senate Bill No. 672 and Senate Bill No. 673. Do you want to hear the speech now?

And the question recurring,

Will the Senate agree to the motion?

MOTION TO RECOMMIT BILL WITHDRAWN

Mr. PECHAN. Mr. President, I withdraw my motion to recommit Senate Bill No. 672 to the Committee on Forests and Waters, Game and Fish.

Mr. MAHANY. Mr. President, I withdraw my second to the motion.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILLS OVER IN ORDER TEMPORARILY

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 672, Printer's No. 280, on third reading, go over in its order temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 673, Printer's No. 270, on third reading, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1060, entitled:

An Act to amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1335) entitled "Pennsylvania Hospital Survey and Construction Act" by requiring that non-Federal funds be available before application shall be made for hospital construction projects to be owned or operated by the State

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

Mr. SEYLER. Mr. President, my attention was diverted. Are we discussing Senate Bill No. 1060?

The PRESIDING OFFICER. That is correct.

Mr. SEYLER. Mr. President, I would like to make a few remarks on the bill.

Mr. President, I feel that there are some people who are missing the point on this bill. It seems to me that this bill makes a rather radical change in the relationship between the administrative, that is the Executive Branch of the Commonwealth, and the Legislative Branch. This bill would provide that the Secretary of Welfare, who hitherto has administered Federal funds under the regulations laid down by the Federal Government, would now be required, in any case in which he proposed to use any part of this for State purposes, to have specific legislative appropriations passed for those purposes. That is to say, unless a specific appropriation bill for some express purpose were passed, he would be unable to use any part of this money for State purposes.

I think I appreciate the motivation and the rationale of the people who are the proponents of this bill. However, I wonder if they realize that they are putting into law here something which, in my opinion, would hamstring the administration, in this instance the Department of Welfare, in so far as it deals with the administration of these Federal funds which, we all know, must be matched by State funds if they are going to be used for State purposes, or local funds if they are for local purposes and private funds if they are for private purposes. I think this is a far-reaching action that we are taking. I think it is one that is setting, what seems to me, a dangerous precedent.

I am a Member of the Legislative Branch, as is everyone here who is listening. However, I think we would agree that it is a desirable thing to have a separation of powers between the Legislative and the Executive Branches of the Government. I believe that this is making an inroad on the Executive Branch which, casting aside any personal feelings toward any specific member of the Executive Branch or toward any specific act of a member of the Executive Branch, would not to any reasonable person, it seems to me, be a desirable action. In other words, I am trying to say that I do not think we should allow any feeling we may have about one specific act to persuade us to do something which will be far-reaching in its effects and which will disturb the balance between the Legislative and the Executive Branches of Government. As far as I am concerned, I think it is ill-advised and bad legislation.

For that reason, Mr. President, I intend to vote "no" on this bill.

Mr. LANE. Mr. President, I desire to interrogate the Gentleman from Armstrong, Senator Pechan.

The PRESIDING OFFICER. Will the gentleman from Armstrong, Mr. Pechan, permit himself to be interrogated?

Mr. PECHAN. I will, Mr. President.

Mr. LANE. Senator Pechan, we have heard a number of discussions on this particular bill. We have had some so-called experts over from the Department of Welfare

to discuss it with us. I wonder if you would tell the Members of the Senate what, in your opinion, this bill actually does.

Mr. PECHAN. The purpose of the bill, if I may make an explanation as to why I sponsored this bill, is the fact that the Secretary of Welfare, in some of his press releases, said that he would use the $10,000,000 that is available under the Hill-Burton Act for State mental health hospitals, disregarding any of the other hospitals which have in the past been allocated certain moneys in their building programs. For instance, in Butler and Armstrong Counties, the hospitals, if it were possible, could add more bed space to the existing facilities that we have there only because the Hill-Burton funds were made available.

As we were made to understand, Secretary Shapiro was going to take the entire $10,000,000 and use it for State purposes. That is the reason why this bill was sponsored by me. I sponsored it so that Secretary Shapiro would not use the money for that sole purpose.

Mr. LANE. Is that all?

Mr. PECHAN. I am willing to be questioned further if I have not answered your question.

Mr. LANE. As I understand it, the Hill-Burton Act provides the entire allocation or appropriation of $10,000,000. Is that correct?

Mr. PECHAN. There is $10,000,000 under the Federal funds.

Mr. LANE. Is any portion of that $10,000,000 earmarked for any particular category of hospitalization?

Mr. PECHAN. I am not that familiar with it. However, if I recall, there are four categories for which the Hill-Burton moneys, under the Federal Act, can be used. Our experience here has been that the money has always been used for these private institutions that have these building programs. I think there are twenty-one hospitals that have been promised certain money so they could go ahead with their building programs. They had drives where they went from house to house. They have industry raise so much money, and then this money is matched with the Hill-Burton money and then they go ahead and proceed. Of course, all of the hospitals were disturbed after the survey was made and they were put into certain categories.

I believe early in the 1955 Session, from the Democratic side of the Senate, we were pressured that we pass an appropriation so that this survey could go on. There are various hospitals that are in the process of being built or having additions made, and we were rushed into passing this appropriation, I think, of $750,000. It seems to me that this money would be entirely wasted if the Secretary of Welfare would use the $10,000,000 for his own purposes. I do not mean his own purposes, but I mean for State mental health purposes.

Mr. LANE. Senator Pechan, it is my understanding that the State must put up two-thirds and the Federal Government will put up one-third. Is that correct?

Mr. PECHAN. I do not know whether that is true or not.

Mr. LANE. That is my understanding.

Mr. PECHAN. Do you mean for State hospitals?

Mr. LANE. Yes.

Mr. PECHAN. Yes, I think that is correct.

Mr. LANE. All right; as a matter of fact, we should read this amendment over and arrive at an understanding.

"Section 13 Construction Projects Applications Applications for hospital construction projects for which Federal funds are requested shall be submitted to the Secretary and may be submitted by the State or any political subdivision thereof or by any public or non-profit agency authorized to construct and operate a hospital provided however that no such applications for hospital construction projects to be owned or operated by the State shall be submitted by the State unless all funds required for such construction other than Federal funds shall first have been made available by appropriation for that expressed purpose"—the term "expressed purpose" is used —"or by allocation by the General State Authority pursuant to an act authorizing such allocation for that expressed purpose."

I am trying to find out whether, in the event that we tried to build a State hospital here, the legislation must spell out expressly that the money is to be allocated for that particular hospital.

Mr. PECHAN. If Hill-Burton money is to be used yes.

Mr. LANE. It must be spelled out then, is that correct? Do you follow my thinking on this? In other words, if we go to build a hospital and we pass an appropriation bill, it will be expressly implied in the legislation that that is what the money is for, is that right?

Mr. PECHAN. Are you talking about a State hospital?

Mr. LANE. Yes, a State hospital.

Mr. PECHAN. Yes.

Mr. LANE. Thank you, that is all I want to know.

Mr. PECHAN. Mr. President, I just wanted to say to the Senator from Washington that we have allocated $43,000,000 in our General State Authority appropriation bill for State hospitals, to be used by Secretary Shapiro's Department for mental hospitals. Now $43,000,000 in one biennium is a lot of building. The $10,000,000, which the private hospitals need and have depended upon over a long period of time, is provided for by this legislation. This bill was introduced so that those twenty-one hospitals, which have had this building program, will not have to go wanting.

Mr. LANE. Mr. President, we are not arguing that point at all. I agree with Senator Pechan's statements. However, I wanted to make it clear for the record so that we will know exactly what we are doing. We are not arguing with Senator Pechan's position. We want this for the record, because there has been sort of a misunderstanding as to the actual legislative intent of this amendment.

Mr. DENT. Mr. President, I rise to support this bill. I do so because I am convinced that the program as it has been handled in the past, in so far as returning these moneys to the local hospitals on a matching base, is a worthwhile and workable and laudable program.

Mr. President, I can understand the situation that Secretary Shapiro thought he was going to be in. When he first announced this program he was, in my opinion, operating under the impression that there would not be any money for mental institutions. However, in the face of a program which has already cleared both Caucuses, as I understand, for approximately $43,000,000 for the mental health program of the Commonwealth under the General State Authority, I believe it is essential that $880,000 be spent by the Department of Welfare in the four cate-

gories of classification as stipulated by the Federal Act, such as rehabilitation, diagnostic and treatment centers, chronic disease hospitals and wards, and nursing homes. That $880,000 will definitely be spent on a matching base in these four categories, leaving $9,000,000.

There is nothing in this bill, Senate Bill No. 1060, Printer's No. 662, which is before us today that stops the Secretary of Welfare from taking any or all of the $9,000,000 and allocating it to the private hospitals of this State on a matching base, and allocating it specifically for the mental if he so desires.

As I understand it, Mr. President, the Secretary of Welfare right now has a program laid out with one of the large hospitals in Pittsburgh whereby they are going to make available, I think, 400 beds for mental patients, and in so doing they would put up two-thirds and the Secretary will allocate one-third of the $9,000,000. This does not, in any way, alter that program. He can put the money into the various hospitals according to their priorities. As I understand it, this priority list has been built up over the years and as each hospital reaches the priority list, they can get certain moneys.

I do not believe that in the face of the situation as we find it on the General State Authority program, we should allow this money, in the sum of $9,000,000 of the Hill-Burton Funds, to be expended as matching funds for the General State Authority because if you do that, you will then have a program of $52,000,000 in your mental health program. I believe that our local hospitals are in need of this money a great deal more than the mental institutions are when we consider that after a great deal of deliberation, the Republican leadership agreed to raise the allocation from $32,000,000 to $43,000,000. I think that amount is sufficient, for the time we have to work in, to take care of at least three mental institutions for retarded children, which is the number one problem that we have before us.

Mr. SEYLER. Mr. President, it was not my intention originally to argue the merits of the Secretary's acts. I was simply arguing the principle of the bill. However, I would say that if the gentleman on the other side will look at the record, he will find there is no other State which has devoted the moneys to the purpose for which they are devoted in the Commonwealth of Pennsylvania.

As a matter of fact, Mr. President, it requires a straining of the provisions of the Federal act in order to permit Pennsylvania to expend the moneys as they have in the past because the act clearly states that the money is to be used for four purposes, of which the private hospitals are only one, and that they are to be kept on balance.

If the gentleman will investigate, he will find that the practice in other States is to keep it on balance. One of the four uses to which the money is supposed to be devoted is mental health, to which none of the money ever received by the Commonwealth of Pennsylvania since the inception of the Federal act has ever been devoted.

So much for that, Mr. President. I would like to say that I think perhaps the colloquy between Senator Lane and Senator Pechan might have confused some people a little. My objection to this act is a fundamental one. It is not a question of the Secretary's acts. I intimated in the beginning that I understood the motivation that was back of his bill. It was an attempt to strike back at an action which people considered improper. However, this bill goes much further than that and the words I object to are the four words "for that expressed purpose" which are repeated twice in this bill. I have no objection to saying "that no such applications for hospital construction projects to be owned or operated by the State shall be submitted by the State unless all funds required for such construction other than Federal funds shall first have been made available by appropriation." I think that language is entirely proper but when you add the words, "for that expressed purpose," you tie, in the future, the hands of any Secretary of Welfare who conceivably, gentlemen, might have a very great need for the use of these funds in the Commonwealth, and unless an appropriation is passed specificially naming the project, that use of the funds would be impossible. That is not the intent of the Federal bill.

This is not the practice in any other State and, in my opinion, it is a step toward disturbing the balance between the executive and legislative departments. I think it is on those grounds that we should all think seriously, not only about this Secretary of Welfare or any specific act of his but of the matter of policy represented in this legislation.

Mr. DENT. Mr. President, I do not want to get into debate with my colleague, Senator Seyler. Each of us, of course, is entitled to his own interpretation and to his own opinion of what he believes to be the proper sphere for legislative action.

Mr. President, one thing I want to correct Senator Seyler about is that the question of being on balance has never been taken into serious consideration by the State. I think you will find that when the department took the position that they were off balance in the categorical spending of the Hill-Burton Funds in the past, they only considered the base of State institutions as being considered an unbalanced equation, because they have spent the money specifically for mental health. For instance, Senator Ruth just reminded me that their hospital in Reading received a half-million-dollar grant which was specifically earmarked for a mental hospital.

Mr. President, this program can be balanced in the categories that the Federal Government demands that it be balanced in, and the only thing we are trying to do is to see to it that where we have institutions ready and willing to serve in the community as State hospitals in certain wards and sections for the categories as described in the Hill-Burton Act, we ought to take advantage of that on the local base. I think the sooner we take more advantage of that type of hospitalization, particularly in the mental field, the quicker we will come to a more permanent solution of the problem of mental health.

I am convinced that smaller units are the answer to the mental health disease and problem. Maybe I am wrong, but I honestly believe that this is where we will find the solution to it.

On top of that, Mr. President, although other States do not restrict the spending as you say, neither are there many States that have a General State Authority program which has built approximately $330,000,000 worth of institutions in the past seven years. We find that if

we are going to be liberal in our construction program on a State basis, then we must help the private institutions to carry out part of the load. I do not believe we are smart in centralizing hospitalization no matter what category it is.

This is no quarrel with Secretary Shapiro. I intend to fight for every cent I can get of General State Authority money for the mental health institutional program, and to fight for every cent I can get for the mental health program under the Department of Welfare, headed by Secretary Shapiro. However, when I think it is wrong, I think I have a right to stand up here and fight for what I think is the proper thing for Pennsylvania.

In so far as usurping the powers of the administrative branch, my dear Senator Seyler, for twenty-two years I have seen the Legislature so completely overrun by administrative policy, and the administrative branch of government, that I sometimes wonder if it would not pay each Member of the Legislature to pick up the Constitution of the State of Pennsylvania and find out for himself that we are an equal brother and branch of government. If we are saying in a sense, legislatively, that this department of administration cannot do a certain thing, that is a legislative function. If, in the future, this particular restriction works any kind of a hardship on the department, the Legislature then, in its wisdom—and I am sure there will be sufficient wisemen in the Legislature—should pass a repeal law.

Mr. President, it is our job to pass legislation and it is the administration's job to administer it. If we say this is now we want it administered, that is the way it ought to be administered.

Mr. YOSKO. Mr. President, because our mental institutions are over-crowded and there is a need for additional space to house mental patients, I probably should vote against this bill so that Mr. Shapiro could use the Hill-Burton Funds that are available. Moreover, when I consider the fact that a part of these funds were allocated to the city of Bethlehem for an addition to St. Luke's Hospital, which is now under construction, I ought to vote for the bill so that other communities could be given the same advantages as were given to the city of Bethlehem.

Mr. President, it seems to me that when Mr. Shapiro announced that he would use these funds for State mental construction purposes, he did not then know that the Legislature was going to provide funds through the General State Authority for mental institution construction. However, since that fact is agreed upon and there does not seem to be any objection to it, and since Mr. Shapiro has the money that he needs for additional mental institution construction, I do not see why he should need these Hill-Burton Funds. At the same time, I am inclined to agree with Senator Seyler when he said that perhaps it would be bad to tie the hands of future secretaries of Welfare by the passage of this bill.

MOTION TO RECOMMIT BILL

Mr. YOSKO. Accordingly, Mr. President, because of the situation I am in, and based on the belief that Mr. Shapiro will not use these funds because funds are being provided to him, I move that we recommit this bill to the Committee on Public Health and Welfare for further study and consultation with Mr. Shapiro so that the situation as it is can remain status quo.

Mr. WEINER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SCHMIDT. Mr. President, I rise in opposition to this motion. I am very much interested in the passage of this bill. I think we have had considerable debate here and it has been most healthy. The local hospitals need these funds and I, for one, represent a District in which at least two of the hospitals are on the priority list and have depended upon these funds and must look to them for the extension of these hospitals in order to have additional beds.

I could not at this time vote in favor of the recommittal of the bill because by so doing, my vote would be in the nature of a vote against the bill. I so announce and intend to vote against this motion to recommit.

Mr. LANE. Mr. President, I find myself in a position whereby I, too, must oppose this motion to recommit. When this bill first came out on the Calendar, I was inclined to oppose the passage of this legislation because I felt it was a direct stab at the Secretary of Welfare. However, after reviewing the contents and the fact that we now have some $43,000,000 allocated by the General State Authority for our mental health program, and the matching feature involved, in all fairness to our hospitals and looking at it objectively from the local point of view, actually, I cannot see where this bill is going to do any harm whatsoever to the operation of the Welfare Department. Therefore, I am inclined and I must vote "no" on this motion to recommit.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the negative.)

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Berger,	Haluska,	Miller,	Taylor,
Blass,	Harney,	Mullin,	Van Sant,
Camiel,	Hays,	Pechan,	Wade,
Chapman,	Kessler,	Peelor,	Watkins,
Dent,	Kopriver, Jr.	Propert,	Watson,
Derk,	Lane,	Ruth,	Weiner,
Diehm,	Madigan,	Schmidt,	Whalley,
DiSilvestro,	Mahany,	Scott,	Wolfe,
Donolow,	Mallery,	Silvert,	Yosko,
Flack,	McCreesh,	Stevenson,	Wagner,
	McGinnis,	Stiefel,	Presiding Officer

NAYS—2

Barr,	Seyler,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research

Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the administration and operation of the Foundation.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 1077, Printer's No. 679, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1078, entitled:

An Act amending the act of May 2 1929 (P. L. 1513) entitled "An act regulating the construction equipment maintenance operation and inspection of boilers . . ." excepting certain boilers from the provisions requiring inspection during construction

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1082, entitled:

An Act amending the act of August 9 1955 (P. L. 323) entitled "The County Code" authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in certain counties of the fifth class and prescribing their duties

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL POSTPONED

Mr. PECHAN. Mr. President, I move that House Bill No. 1116, on third reading, entitled:

An Act enabling governing bodies of cities of the second class A to establish by ordinance the requirements of responsible bidders for city printing

be placed on the Third Reading Postponed Calendar.

Mr. BERGER. Mr. President, I second the motion.

(A voice vote having been taken, the question was determined in the affirmative.)

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1507, entitled:

An Act amending revising clarifying and changing the act of April 6 1953 (P. L. 3) entitled "Uniform Commercial Code"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. MAHANY. Mr. President, may we be at ease just a moment?

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease.)

And the question recurring,

Shall the bill pass finally?

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL POSTPONED

Mr. PECHAN. Mr. President, I move that House Bill No. 1781, on third reading, entitled:

An Act amending the act of July 28 1953 (P. L. 723) entitled "Second Class County Code" enabling county commissioners to establish by resolution the requirements of responsible bidders for county printing

be placed on the Third Reading Postponed Calendar.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1889, entitled:

An Act amending the act of August 10 1951 (P. L. 1182) entitled "Chiropractic Registration Act of 1951" further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1945, entitled:

An Act amending the act of April 9 1929 (P. L. 177) entitled "The Administrative Code of 1929" changing requirements in promulgating rules and regulations by the Department of Health

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Watkins,
Dent,	Lane,	Propert,	Watson,
Derk,	Madigan,	Ruth,	Weiner,
Diehm,	Mahany,	Schmidt,	Whalley,
DiSilvestro,	Mallery,	Scott,	Wolfe,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	Wagner,
Fleming,	McMenamin,	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2015, entitled:

An Act amending the act of June 24, 1931 (P. L. 1206) entitled "The First Class Township Code" further regulating the publication of ordinances

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—14

Camiel,	McCreesh,	Ruth,	Silvert,
Dent,	Miller,	Schmidt,	Stiefel,
Donolow,	Mullin,	Seyler,	Weiner,
Hays,			Yosko,

NAYS—27

Berger,	Harney,	McGinnis,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Watkins,
Derk,	Lane,	Propert,	Watson,
Diehm,	Madigan,	Scott,	Whalley,
Flack,	Mahany,	Stevenson,	Wagner,
Haluska,	Mallery,	Taylor,	Presiding Officer

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 2087, Printer's No. 1728; and

House Bill No. 2096, Printer's No. 1702.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

REPORTS FROM COMMITTEES

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, re-reported as amended, House Bill No. 1324, entitled:

A Supplement to the act of April 1, 1863 (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

Mr. PECHAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. PECHAN, from the Committee on Rules, reported as committed, House Bill No. 1855, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred fifty-one (Pamphlet Laws 533) entitled "The Mental Health Act of 1951" by changing existing law for the commitment of persons who become insane after the death penalty is fixed or death sentence imposed.

BILLS INTRODUCED AND REFERRED

Mr. KESSLER. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messrs. KESSLER, DIEHM and DENT read in place and presented to the Chair Senate Bill No. 1092, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," providing for special enrollments for determining population of counties for purpose of changing classification.

Which was committed to the Committee on Rules.

Mr. WADE. Mr. President, I ask unanimous consent to introduce a bill this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WADE read in place and presented to the Chair Senate Bill No. 1093, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code," extending time within which defendants are required to appear in summary proceedings.

Which was committed to the Committee on Rules.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 983, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" including within the definition of "Commercial Motor Vehicle" and excluding from the definition of "Motor Omnubus" buses transporting pupils of private and parochial schools and Sunday school children and by regulating the use of commercial motor vehicles

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 984, entitled:

An Act amending the act of May 28, 1937 (P. L. 1053) entitled "Public Utility Law" excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicle

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. PECHAN. Mr. President, I move that House Bill No. 1983, on second reading, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" clarifying previous relating to the right to participate in the election of county boards of school directors associate superintendents suspension of professional employes on consolidation of schools rule making power in reference to medical and dental examinations status of State teachers college graduates and incurring penalty for employing teachers with only emergency certificate

be recommitted to the Committee on Education.

Mr. MAHANY. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Mr. PECHAN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1086, entitled:

An Act to repeal the act, approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 642), entitled "An act for the protection of the public health; * * * and providing penalties for violations of the provisions of this act."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1087, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949" further prescribing the eligibility for authorized investments of the obligations of municipality authorities.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1815, entitled:

An Act authorizing council of any incorporated town to create the office of town manager and prescribed his powers and duties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1855, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred fifty-one (P. L. 533) entitled "The Mental Health Act of 1951" by changing existing law for the commitment of persons who become insane after the death penalty is fixed or death sentence imposed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1866, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law" further regulating the rights of employes of county health departments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

SENATE BILL No. 672 CALLED UP

Mr. STIEFEL. Mr. President, at this juncture I call up, from page 5 of today's Third Reading Calendar, Senate Bill No. 672, which went over in its order temporarily.

BILL OVER IN ORDER

Mr. STIEFEL. Mr. President, I ask unanimous consent that Senate Bill No. 672, Printer's No. 280, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE BILL No. 673 CALLED UP

Mr. STIEFEL. Mr. President, I call up, from page 6 of today's Third Reading Calendar, Senate Bill No. 673, which went over in its order temporarily.

BILL OVER IN ORDER

Mr. STIEFEL. Mr. President, I ask unanimous consent that Senate Bill No. 673, Printer's No. 270, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

ADJOURNMENT

Mr. PECHAN. Mr. President, I move that the Senate do now adjourn until Wednesday, May 2, 1956, at 12:30 o'clock, p. m., Eastern Standard Time.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:13 o'clock, p. m., Eastern Standard Time, until Wednesday, May 2, 1956, at 12:30 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, May 1, 1956.

The House met at 1:00 p. m. EST.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

Almighty God, the Father of all mankind, who art righteousness and truth, we humbly pray that Thou wouldst keep our love for our country from being blind. Help us to make this nation more like Thy kingdom in the practice of justice and brotherhood and in the quest of peace.

Teach us, O Father, the meaning of community. Help us to know that it means much more than so many houses standing near each other; that it means people sharing with each other, sharing life and things and friendliness and responsibilities and opportunities. Make us to see that because we receive so much of good from others, we should be channels through which goodness flows.

Hear our prayer O God, and grant unto the Members of this body Thy guidance, we humbly beseech Thee in Jesus' name. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Wednesday, April 18, 1956 will be postponed until printed. The Chair hears none.

STUDENTS OF EDISON JUNIOR HIGH SCHOOL WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of students from the Edison Junior High School of Dauphin County under the supervision of their teachers, Mr. Gumpert and Mr. Smeltz. They are the guests of the gentlemen from Dauphin, Messrs. Ziegler and Ogilvie.

The Chair does not know who planned the color display, but it certainly is very beautiful from where we stand.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 53, 794, 1010, 1150, 1619, 1651, 1654 and 2102.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 20, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 53, Printer's No. 1634, entitled "An Act amending the act of May one one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment

of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' prohibiting throwing of certain material from motor vehicles and further limiting and regulating certain actions."

GEORGE M. LEADER

April 20, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 794, Printer's No. 1684, entitled "An Act amending the act of January 21, 1947 (P. L. 3) entitled 'An act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau' changing the title of and compensation of certain Senate and House employes providing for the appointment of additional employes therein and making appropriations."

GEORGE M. LEADER.

April 20, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1010, Printer's No. 366, entitled "An Act amending the act of May 1 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' authorizing erection of warning or protective devices during work on highways."

GEORGE M. LEADER.

April 20, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1150, Printer's No. 985, entitled "An Act amending the act of June 27 1923 (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' defining employes of the Pennsylvania Tunnel Commission as State employes."

GEORGE M. LEADER.

April 23, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1619, Printer's No. 1354, entitled "An Act providing for the prevention and control of communicable and noncommunicable diseases including venereal diseases fixing responsibility for disease prevention and control requiring reports of diseases authorizing financial assistance to typhoid fever carriers and authorizing treatment of venereal diseases and providing for premarital and prenatal blood tests amending revising and consolidating the laws relating thereto and repealing certain acts."

GEORGE M. LEADER.

April 20, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1651, Printer's No. 729, entitled "An Act making an appropriation for moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth"

GEORGE M. LEADER

April 20, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1654, Printer's No. 731, entitled "An Act making an appropriation to the Treasury Department out of various funds to pay replacement checks issued in lieu of outstanding checks when presented and to adjust errors."

GEORGE M. LEADER.

April 20, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2102, Printer's No. 1671, entitled "An Act making an appropriation to the State Treasurer for the purpose of paying salaries and wages of State officers and employes and other ordinarily and general expenses in the interim between the thirty-first day of May one thousand nine hundred fifty-five and such time as the funds provided by the General Appropriation Act and other appropriation acts become available and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five."

GEORGE M. LEADER

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the

same being correct, the titles were publicly read as follows:

HOUSE BILL No. 902.

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Medicine

HOUSE BILL No. 1066.

An Act making an appropriation to the Temple University Medical School at Philadelphia Pennsylvania

HOUSE BILL No. 1090.

An Act making an appropiration to the Jefferson Medical College of Philadelphia Pennsylvania for maintenance and support

HOUSE BILL No. 1484.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the School of Medicine

HOUSE BILL No. 1610.

An Act making an appropriation to the Women's Medical College of Pennsylvania East Falls Philadelphia Pennsylvania

HOUSE BILL No. 1611.

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTION

CAMBRIA COUNTY EDUCATION ASSOCIATION

The SPEAKER laid before the House a resolution adopted by the Cambria County Education Association which was read by the Clerk as follows:

April 16, 1956.

The Honorable Hiram G. Andrews
Speaker of the House of Representatives
Commonwealth of Pennsylvania
Harrisburg, Pennsylvania

Dear Sir:

The accompanying resolution, passed unanimously by the Executive Committee of the Cambria County Education Association, represents the considered judgment of the teachers of Cambria County.

It is herewith presented so that you and your associates in the House of Representatives may know that the teachers of Cambria County consider the remuneration paid members of the General Assembly inadequate.

A Resolution

Whereas, with the passage of time the Commonwealth of Pennsylvania has grown greatly in population, in wealth and in all manner of prestige, and

Whereas, the growth has added to the difficulty, to the responsibility and to the dignity of the work of each member of the Legislative Branch of our Commonwealth

Now, therefore, be it resolved, and it is hereby resolved, that the teachers of Cambria County do endorse and do support such legislation as will modify the existing schedule of remuneration for members of the General Assembly to the effect that such schedule may be more cognizant of present economic conditions, and that it may be commensurate with the increased difficulty, responsibility and dignity of their office

And be it further resolved, that a copy of this resolution be sent to the presiding officer of the Senate and the House of Representatives of the General Assembly of Pennsylvania.

HOMER S. HILL, President,
Cambria County Education Association

WILLIAM F. SHAFFER, Secretary,
Cambria County Education Association

Referred to the Committee on Appropriations.

REPORT OF DEPARTMENT OF MINES IN RE SENATE RESOLUTION 9A AND HOUSE RESOLUTION 161

The SPEAKER laid before the House the Report of the Committee of the Department of Mines in compliance with Senate Resolution No. 9A and House Resolution No. 161.

(For report, see Appendix)

REPORTS FROM COMMITTEE

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 598, entitled:

An Act amending "The Administrative Code of 1929" * * *, increasing amount of money available for aids and services to blind persons and persons of impaired vision.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 599, entitled:

An Act amending "The Administrative Code of 1929" * * *, authorizing the State Council for the Blind to accept certain payments and donations and increasing the services which may be given by it to certain blind persons.

Mr. KOLANKIEWICZ from the Committee on Rules, reported as committed, Senate Bill No. 876, entitled:

An Act amending the "Public School Code of 1949" * * *, changing limitations on driver-education expenses of the Department changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 991, entitled:

An Act amending the "Uniform Commercial Code" * * *, changing fees with respect to filing statements.

Mr. KOLANKIEWICZ from the Committee on Rules, reported as committed, Senate Bill No. 1000, entitled:

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law" fixing minimum salaries for prothonotaries and deputies in Philadelphia.

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1023, entitled:

An Act amending the "Borough Rural State Highway Law" of June 1, 1933 (P. L. 1172) * * *, changing or deleting certain routes and adding certain new routes.

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1024, entitled:

An Act amending the "City State Highway Law" of June 22, 1931 (P. L. 720) * * *, adding certain new routes.

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1025, entitled:

An Act amending the "Rural State Highway Law" of June 22, 1931 (P. L. 594) * * *, changing or deleting certain routes and adding certain new routes.

Mr. KOLANKIEWICZ from the Committee on Rules, reported as committed, Senate Bill No. 1029, entitled:

An Act amending the "Uniform Commercial Code" of April 6, 1953 (P. L. 3) * * *, further regulating filing with respect to perfecting security interests.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction and maintenance of a turnpike from a point at or near the City of Chester Delaware County thence in a general northerly direction to connect with the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting the same legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1044, entitled:

An Act amending the act of July 1, 1937 (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties" further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly

Mr. SARRAF from the Committee on Rules, reported as committed, Senate Bill No. 1058, entitled:

An Act amending the act of April 26, 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses" authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania

Mr. SARRAF from the Committee on Rules, reported as committed, Senate Bill No. 1065, entitled:

An Act amending the "Public School Code of 1949" * * *, changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

Mr. KOLANKIEWICZ from the Committee on Rules, reported as committed, Senate Bill No. 1069, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by its requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defendant's expenses including attorneys' fees and providing for the assessment and recovery of such expenses including attorneys' fees" specifically including a suit by shareholders to compel the declaration of dividends by a corporation as a suit within the provisions of the act.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie the Canal Basins situate in the City of Erie Erie County Pennsylvania.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

Mr. SARRAF from the Committee on Rules, reported as committed, Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the "Uniform Commercial Code" * * * by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

Mr. SARRAF from the Committee on Rules, reported as amended, Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licenses and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers

Mr. READINGER from the Committee on Rules, re-reported as committed, House Bill No. 2103, entitled:

An Act amending the "Banking Code" * * * limiting the establishment and maintenance of Branch banks.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 598, entitled:

An Act amending "The Administrative Code of 1929" * * *, increasing amount of money available for aids and services to blind persons and persons of impaired vision.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 599, entitled:

An Act amending "The Administrative Code of 1929" * * *, authorizing the State Council for the Blind to accept certain payments and donations and increasing the services which may be given by it to certain blind persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 876, entitled:

An Act amending the "Public School Code of 1949" * * *, changing limitations on driver-education expenses of the Department changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 991, entitled:

An Act amending the "Uniform Commercial Code" * * *, changing fees with respect to filing statements.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1000, entitled:

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and developing upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law" fixing minimum salaries for prothonotaries and deputies in Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1023, entitled:

An Act amending the "Borough Rural State Highway Law" of June 1, 1933 (P. L. 1172) * * *, changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1024, entitled:

An Act amending the "City State Highway Law" of June 22, 1931 (P. L. 720) * * *, adding certain new routes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1025, entitled:

An Act amending the "Rural State Highway Law" of June 22, 1931 (P. L. 594) * * *, changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1029, entitled:

An Act amending the "Uniform Commercial Code" of April 6, 1953 (P. L. 3) * * *, further regulating filing with respect to perfecting security interests.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic acros the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near the City of Chester Delaware County thence in a general northerly direction to connect with the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Comonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for that purpose to pay the cost of such turnpike providing that no debt of the Comonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting the same legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or con-

demnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1044, entitled:

An Act amending the act of July 1, 1937 (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1058, entitled:

An Act amending the act of April 26, 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses" authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1065, entitled:

An Act amending the "Public School Code of 1949" * * *, changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1069, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a share holder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defendant's expenses including attorney's fees and providing for the assessment and recovery of such expenses including attorneys' fees" specifically including a suit by shareholders to compel the declaration of dividends by a corporation as a suit within the provisions of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie the Canal Basins situate in the City of Erie Erie County Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the "Uniform Commercial Code" * * * by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

RESOLUTION

RECALLING HOUSE BILL No. 620 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No. 620, Printer's No. 1654, entitled "An act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused

by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1269 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No. 1269, Printer's No. 1532, entitled "An act amending the act of May 1, 1929 (P. L. 905) enittled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1504 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No. 1504, Printer's No. 1565, entitled "An act reenacting and amending the act of April 11, 1899 (P. L. 37) entitled 'An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth' extending its provisions to municipalities and townships," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1890 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No. 1890, Printer's No. 1536, entitled "An act reenacting and amending the act of September 26, 1951 (P. L. 1518) entitled 'An act to provide for the registration and protection of trade-marks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith' extending the act to service-marks used to identify certain services and distinguish them from others," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 1339 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No. 1339, Printer's No. 489, enittled "An act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' further providing for the terms of office of school directors of union and merged districts," be recalled from the Governor for the purpose of further consideration.

Ordered, That the Clerk present the same to the Senate for concurrence.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair notes the presence in the Hall of the House of the Hon. Americo V. Cortese, Deputy Prothonotary of the Philadelphia Courts and a former Member of this House.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess until 2:00 p.m. EST for the purpose of holding a Democratic and a Republican Caucus. The Chair hears none, and a recess is declared.

COMMITTEE MEETING

WAYS and Means, Mr. SARRAF, Chairman, Room No. 522, 1:00 p.m. EST.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) in the Chair.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No.

620, Printer's No. 1654, entitled "An act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates alderman justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owner's counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' further regulating Magistrates' Reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No. 1269, Printer's No. 1532, entitled "An act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' authorizing the issuance of dealer registration plates to certain collector-repossessors and limiting their use thereof," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No. 1339, Printer's No. 489, entitled "An act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' further providing for the terms of office of school directors of union and merged districts," be recalled from the Governor for the purpose of further consideration.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No. 1504, Printer's No. 1565, entitled "An act reenacting and amending the act of April 11, 1899 (P. L. 37) entitled 'An act relating to the keepers of junk shops and second hand dealers in cities of this Commonwealth' extending its provisions to municipalities and townships," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 1, 1956.

Resolved (if the Senate concur), that House Bill No. 1890, Printer's No. 1536, entitled "An act reenacting and amending the act of September 26, 1951 (P. L. 1518) entitled 'An act to provide for the registration and protection of trade-marks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith' extending the act to service-marks used to identify certain services and distinguish them from others," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties

And has appointed Messrs. MADIGAN, HARNEY and CAMIEL a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1650, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania to the Huntingdon Volunteer Fire Company to the Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No. 1 and to the Cresson Voluntary Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property

And has appointed Messrs. PECHAN, PEELOR and LANE a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

BILL INTRODUCED AND REFERRED

By Mrs. VARALLO, Mr. GRANVILLE E. JONES, Mr. ISAACS and Mrs. KOOKER. HOUSE BILL No. 2107

An Act amending the act of June 5, 1935 (P. L. 266), entitled "An act to protect trade-mark owners, distributors, and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark, brand or name," further regulating exceptions to contracts of sale and actions at law for unfair competition.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 1, 1956.

In recent years the production and use of atomic energy for peaceful purposes designed to promote and improve the public health, safety and economic welfare of the people of this Commonwealth, as well as the people of the United States, is no longer an exclusive Federal matter or responsibility. In many instances private corporations within the boundaries of a given state have been assigned the difficult task of conducting atomic research and building nuclear reactors and other equipment necessary for the production and development of atomic energy.

It is time that the Commonwealth of Pennsylvania, which history shows was always progressive and forward looking in new economic development, to take immediate steps to attract such industry. Of course the production of and utilization of atomic energy by private industry for peaceful purposes will give rise to many problems which Pennsylvania must solve such as the control of investment capital, protection of employes in the production of atomic energy, the many economic problems involved in inducing atomic industries to settle here, and the effect of such atomic industry on employment and other industries in the Commonwealth; therefore be it

Resolved, (the House of Representatives concurring) That the Joint State Government Commission be directed to make a thorough study of the problems arising in relation to the economic development, utilization, and control of atomic energy in the Commonwealth for peaceful purposes; and be it further

Resolved, That the Joint State Government Commission report to the next succeeding biennial session of the General Assembly its findings and recommendations with drafts of legislation if necessary, to carry the recommendations into effect.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Harvey P. Murray for Mr. EHRGOOD for the week.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1928

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1928.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1928, entitled: "An act amending the act of May 20 1949 (P. L. 1594) entitled 'An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and possessing with intent to sell of adulterated or deleterious ice cream french ice cream french custard frozen custard frozen ice confections frozen sherbet confections sherbet ice and fruit ice including coated ice cream and the coating thereof fixing standards for ice cream custard ice cream french ice cream french custard including sherbet frozen ice confections frozen sherbet confections frozen dairy confections ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing for licensing conferring powers and imposing duties upon the Department of Agriculture prescribing penalties and providing for the enforcement thereof' extending its provisions to ice milk and ice milk confections and conferring additional powers and duties on the Department of Agriculture and regulating sales of packaged ice milk"

Respectfully submit the following bill as our report:

ALBERT T. MADIGAN,
JO HAYS,
T. P. HARNEY,
(Committee on the part of the Senate)
ROBERT KENT,
E. GADD SNIDER,
E. J. FARABAUGH,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—168

Agnew,	Gaffney,	Lippincott,	Royer,
Amarando,	Garlock,	Lopresti,	Rudisill,
Anderson, M. S.,	Gelfand,	Lovett,	Sarraf,
Anderson, S. A.,	George,	Lutty,	Scarcelli,
Ashton,	Gibb,	Mahan,	Sherman,
Auker,	Gibson,	Markley,	Sigman,
Banker,	Goldstein,	Maxwell,	Smith, C. C.,
Bell,	Gramlich,	McCann,	Snider,
Blair,	Guss,	McCormack,	Stank,
Boies,	Guthrie,	McGee,	Stebbins,
Bonner,	Hamilton, R. K.,	McInroy,	Steckel,
Boory,	Hass,	McKeever,	Stephens,
Bower,	Haudenshield,	McLaughlin,	Stoner,
Branca,	Heavey,	McWherter,	Strausser,
Breisch,	Helm,	Meholchick,	Stroup,
Brennan, A. P.,	Henzel,	Metz,	Swartz,
Brennan, J. J.,	Hocker,	Mikula,	Taylor,
Brenninger,	Holt,	Moody,	Thomas,
Brown,	Horst,	Moran,	Thompson,
Bucchin,	Houk,	Moscrip,	Toll,

Bullen,	Isaacs,	Muldowney,	Tompkins,
Capano,	Jenkins,	Munley,	Toomey,
Cianfrani,	Johnson,	Murphy,	Varallo,
Cochran,	Jones, G. E.,	Murray, H. P.,	Varner,
Comer,	Jones, T. H. W.,	Murray, J. J.,	Wallace,
Cooper,	Jump,	Musto,	Walsh,
Curwood,	Kamyk,	Needham,	Wargo,
Davis,	Kehler,	Ogilvie,	Waterhouse,
Donahue,	Keller,	O'Neil,	Weidner,
Donaldson,	Kent,	Pacchioli,	Welsh,
Dougherty,	Kline,	Parry,	Wescott,
Eilberg,	Knecht,	Pashley,	Wheeler,
Erb,	Kolankiewicz,	Paulhamus,	Whitenight,
Ewing,	Kooker,	Petrosky,	Willaredt,
Farabaugh,	Kornick,	Polaski,	Williams,
Filo,	Kratz,	Polen,	Wilt,
Fineman,	Kromer,	Price,	Worley,
Floyd,	Lafore,	Pursley,	Yetter,
Foster,	Leiby,	Readinger,	Yetzer,
Frank,	Leonard,	Reibman,	Ziegler,
Frascella,	Leven,	Reidenbach,	Andrews,
Frost,	Limper,	Rovansek,	Speaker

NAYS—0

NOT VOTING—38

Adam,	Flynn,	Monroe,	Rubin,
Barnatovich,	Greenwood,	Mullen,	Schuster,
Bazin,	Hewitt,	Murray, P. G.,	Smith, Wm. B.,
Breth,	Lawyer,	Naugle,	Stevenson,
Cioffi,	Leisey,	Olsen,	Stone,
Down,	Light,	Pettigrew,	Vaughan,
Ehrgood,	Magee,	Pomeroy,	Verona,
Eshleman,	Mihm,	Renwick,	Wall,
Flint,	Miller,	Rigby,	Wood,
	Mills,	Rosen,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1720, entitled:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 842) entitled "An act relating to the acquisition of rights to divert water from rivers streams natural lakes and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth defining various words and phrases vesting in the Water and Power Resources Board certain powers and authorities for the conservation control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth making available for public water supply purposes water rights heretofore or hereafter acquired but not used providing for hearings by the Water and Power Resources Board and for appeals from its decisions fixing fees granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters repealing all acts or parts of acts inconsistent herewith including Act No. 109 P. L. 152 approved April 13, 1905 Act No. 307 P. L. 455 approved June 7, 1907 Act No. 64 P. L. 258 approved April 8, 1937" by further regulating the period within which water rights must be acquired.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—182

Agnew,	Frost,	Lopresti,	Rovansek,
Amarando,	Gaffney,	Lovett,	Royer,
Anderson, M. S.,	Garlock,	Lutty,	Rudisill,
Anderson, S. A.,	Gelfand,	Mahan,	Sarraf,
Ashton,	George,	Markley,	Scarcelli,
Auker,	Gibb,	Maxwell,	Schuster,
Banker,	Gibson,	McCann,	Sherman,
Barnatovich,	Gramlich,	McCormack,	Sigman,
Bell,	Greenwood,	McGee,	Smith, C. C.,
Blair,	Guss,	McInroy,	Smith, Wm. B.,
Boles,	Guthrie,	McKeever,	Snider,
Bonner,	Hamilton, R. K.,	McLaughlin,	Stank,
Boory,	Hamilton, W. H.,	McWherter,	Stebbins,
Bower,	Hass,	Meholchick,	Steckel,
Branca,	Haudenshield,	Metz,	Stephens,
Breisch,	Heavey,	Mihm,	Stoner,
Brennan, A. P.,	Helm,	Mikula,	Strausser,
Brennan, J. J.,	Henzel,	Moody,	Stroup,
Brenninger,	Hewitt,	Moran,	Swarts,
Brown,	Hocker,	Moscrip,	Taylor,
Bucchin,	Holt,	Muldowney,	Thomas,
Bullen,	Horst,	Mullen,	Thompson,
Capano,	Houk,	Munley,	Toll,
Cianfrani,	Isaacs,	Murphy,	Tompkins,
Cioffi,	Jenkins,	Murray, H. P.,	Toomey,
Cochran,	Johnson,	Murray, J. J.,	Varallo,
Comer,	Jones, G. E.,	Murray, P. G.,	Varner,
Cooper,	Jones, T. H. W.,	Musto,	Verona,
Curwood,	Jump,	Naugle,	Wallace,
Davis,	Kamyk,	Needham,	Walsh,
Donahue,	Kehler,	Ogilvie,	Wargo,
Donaldson,	Keller,	O'Neil,	Waterhouse,
Dougherty,	Kent,	Pacchioli,	Weidner,
Eilberg,	Kline,	Parry,	Welsh,
Erb,	Knecht,	Pashley,	Wescott,
Eshleman,	Kolankiewicz,	Paulhamus,	Wheeler,
Ewing,	Kooker,	Petrosky,	Whitenight,
Farabaugh,	Kornick,	Pettigrew,	Willaredt,
Filo,	Kratz,	Polaski,	Williams,
Fineman,	Kromer,	Polen,	Wilt,
Flint,	Lafore,	Price,	Worley,
Floyd,	Leiby,	Pursley,	Yetter,
Flynn,	Leonard,	Readinger,	Yetzer,
Foster,	Leven,	Reibman,	Ziegler,
Frank,	Limper,	Reidenbach,	Andrews,
Frascella,	Lippincott,	Renwick,	Speaker

NAYS—1

Goldstein,

NOT VOTING—23

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Stone,
Breth,	Light,	Pomeroy,	Vaughan,
Down,	Magee,	Rigby,	Wall,
Ehrgood,	Miller,	Rosen,	Wood,
	Mills,	Rubin,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1863, entitled:

An Act amending the "Vehicle Code" act of May 1, 1929 (P. L. 905) by further regulating lighting equipment lights and devices and the use thereof and prescribing penalties.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Agnew,	Frost,	Lopresti,	Rovansek,
Amarando,	Gaffney,	Lovett,	Royer,
Anderson, M. S.,	Garlock,	Lutty,	Rudisill,
Anderson, S. A.,	Gelfand,	Mahan,	Sarraf,
Ashton,	George,	Markley,	Scarcelli,
Auker,	Gibb,	Maxwell,	Schuster,

Banker,	Gibson,	McCann,	Sherman,
Barnatovich,	Goldstein,	McCormack,	Sigman,
Bell,	Gramlich,	McGee,	Smith, C. C.,
Blair,	Greenwood,	McInroy,	Smith, W. B.,
Boies,	Guss,	McKeever,	Snider,
Bonner,	Guthrie,	McLaughlin,	Stank,
Boory,	Hamilton, R. K.,	McWherter,	Stebbins,
Bower,	Hass,	Meholchick,	Steckel,
Branca,	Haudenshield,	Metz,	Stephens,
Breisch,	Heavey,	Mihm,	Stoner,
Brennan, A. P.,	Helm,	Mikula,	Strausser,
Brennan, J. J.,	Henzel,	Moody,	Stroup,
Brenninger,	Hewitt,	Moran,	Swartz,
Brown,	Hocker,	Moscrip,	Taylor,
Bucchin,	Holt,	Muldowney,	Thomas,
Bullen,	Horst,	Mullen,	Thompson,
Capano,	Houk,	Munley,	Toll,
Cianfrani,	Isaacs,	Murphy,	Tompkins,
Cioffi,	Jenkins,	Murray, H. P.,	Toomey,
Cochran,	Johnson,	Murray, J. J.,	Varallo,
Comer,	Jones, G. E.,	Murray, P. G.,	Varner,
Cooper,	Jones, T. H. W.,	Musto,	Verona,
Curwood,	Jump,	Naugle,	Wallace,
Davis,	Kamyk,	Needham,	Walsh,
Donahue,	Kehler,	Ogilvie,	Wargo,
Donaldson,	Keller,	O'Neil,	Waterhouse,
Dougherty,	Kent,	Pacchioli,	Weidner,
Eilberg,	Kline,	Parry,	Welsh,
Erb,	Knecht,	Pashley,	Wescott,
Eshleman,	Kolankiewicz,	Paulhamus,	Wheeler,
Ewing,	Kooker,	Petrosky,	Whitenight,
Farabaugh,	Kornick,	Pettigrew,	Willaredt,
Filo,	Kratz,	Polaski,	Williams,
Fineman,	Kromer,	Polen,	Wilt,
Flint,	Lafore,	Price,	Worley,
Floyd,	Leiby,	Pursley,	Yetter,
Flynn	Leonard,	Readinger,	Yetzer,
Foster,	Leven,	Reibman,	Ziegler,
Frank,	Limper,	Reidenbach,	Andrews,
Frascella,	Lippincott,	Renwick,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Stone,
Breth,	Light,	Pomeroy,	Vaughan,
Down,	Magee,	Rigby,	Wall,
Ehrgood,	Miller,	Rosen,	Wood,
	Mills,	Rubin,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE RULE 50 SUSPENDED

Mr. READINGER offered a resolution which was read as follows:

In the House of Representatives, May 1, 1956.

Resolved, That House Rule No. 50, which reads:

"50. Any House bill placed upon the postponed calendar not called up within five days in which the House is in session, after being placed upon said calendar, shall be dropped unless the time be extended by vote of the House, upon motion for cause shown."

be suspended for the balance of this regular session.

On the question,

Will the House adopt the resolution?

Mr. READINGER. Mr. Speaker, we have been obtaining extensions of time for quite a while on bills on the postponed calendar. At this time I desire to present a resolution to suspend House Rule 50 for the balance of this session. This is the Rule which requires a bill to be dropped from the calendar after five legislative days, unless the time is extended.

This resolution is presented solely for the purpose of expediting the business of the House inasmuch as the bills on the postponed calendar will be called up and processed as soon as can be done, but it cannot be done within the five-day period.

Mr. CHARLES C. SMITH. Mr. Speaker, just for the information of the Members on our side of the House, I am inclined to agree with the Majority Leader that this would help expedite the business of the House. I would ask that the Members of the House go along with this resolution which has just been presented.

On the question recurring,

Will the House adopt the resolution?

The roll was called and was as follows:

YEAS—183

Agnew,	Frost,	Lopresti,	Rovansek,
Amarando,	Gaffney,	Lovett,	Royer,
Anderson, M. S.,	Garlock,	Lutty,	Rudisill,
Anderson, S. A.,	Gelfand,	Mahan,	Sarraf,
Ashton,	George,	Markley,	Scarcelli,
Auker,	Gibb,	Maxwell,	Schuster,
Banker,	Gibson,	McCann,	Sherman,
Barnatovich,	Goldstein,	McCormack,	Sigman,
Blair,	Gramlich,	McGee,	Smith, C. C.,
Boies,	Greenwood,	McInroy,	Smith, Wm. B.,
Bonner,	Guss,	McKeever,	Snider,
Boory,	Guthrie,	McLaughlin,	Stank,
Bower,	Hamilton, R. K.,	McWherter,	Steckel,
Branca,	Hass,	Meholchick,	Stebbins,
Breisch,	Haudenshield,	Metz,	Stephens,
Brennan, A. P.,	Heavey,	Mihm,	Stoner,
Brennan, J. J.,	Helm,	Mikula,	Strausser,
Brenninger,	Henzel,	Moody,	Stroup,
Bell,	Hewitt,	Moran,	Swartz,
Brown,	Hocker,	Moscrip,	Taylor,
Bucchin,	Holt,	Muldowney,	Thomas,
Bullen,	Horst,	Mullen,	Thompson,
Capano,	Houk,	Munley,	Toll,
Cianfrani,	Isaacs,	Murphy,	Tompkins,
Cioffi,	Jenkins,	Murray, H. P.,	Toomey,
Cochran,	Johnson,	Murray, J. J.,	Varallo,
Comer,	Jones, G. E.,	Murray, P. G.,	Varner,
Cooper,	Jones, T. H. W.,	Musto,	Verona,
Curwood,	Jump,	Naugle,	Wallace,
Davis,	Kamyk,	Needham,	Walsh,
Donahue,	Kehler,	Ogilvie,	Wargo,
Donaldson,	Keller,	O'Neil,	Waterhouse,
Dougherty,	Kent,	Pacchioli,	Weidner,
Eilberg,	Kline,	Parry,	Welsh,
Erb,	Kolankiewicz,	Pashley,	Wescott,
Eshleman,	Knecht,	Paulhamus,	Wheeler,
Ewing,	Kooker,	Pettigrew,	Whitenight,
Farabaugh,	Kornick,	Petrosky,	Willaredt,
Filo,	Kratz,	Polaski,	Williams,
Fineman,	Kromer,	Polen,	Wilt,
Flint,	Lafore,	Price,	Worley,
Floyd,	Leiby,	Pursley,	Yetter,
Flynn,	Leonard,	Readinger,	Yetzer,
Foster,	Leven,	Reibman,	Ziegler,
Frank,	Limper,	Reidenbach,	Andrews,
Frascella,	Lippincott,	Renwick,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Stone,
Breth,	Light,	Pomeroy,	Vaughan,
Down,	Magee,	Rigby,	Wall,
Ehrgood,	Miller,	Rosen,	Wood,
	Mills,	Rubin,	Young,

So the question was determined in the affirmative and the resolution was adopted.

PERMISSION TO ADDRESS HOUSE

Mr. STRAUSSER asked and obtained unanimous consent to address the House.

Mr. Speaker, I received a communication from the Catholic War Leterans of the United States of America, Father Albanese Post No. 1419, St. Joseph's Church, Berwick, Pennsylvania, which I would like to read into the record. The communication is as follows:

At the regular monthly meeting for April the Catholic War Veterans of Father Albanese Post No. 1419 of Berwick, Penna. went on record as having made the following resolution:

Whereas; House Bill No. 1792 (on comic books and decent literature) in its original form is acceptable as is and

Whereas; there is an attempt now being made to add amendments that would in our opinion nullify the intent and purpose of the original bill

Be it resolved: That we, the Members of Father Albanese Post No. 1419 of Berwick, Penna., are in opposition to the proposed amendments to House Bill No. 1792.

Signed FRANCIS B. GRIFASI, Commander,
Post 1419
Catholic War Veterans

BILLS ON FINAL PASSAGE

Agreeably to order

The House proceeded to the consideration on final passage of House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof *** and providing penalties" providing additional disability and superannuation retirement allowances

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Agnew,	Frost,	Lopresti,	Rovansek,
Amarando,	Gaffney,	Lovett,	Royer,
Anderson, M. S.,	Garlock,	Lutty,	Rudisill,
Anderson, S. A.,	Gelfand,	Mahan,	Sarraf,
Ashton,	George,	Markley,	Scarcelli,
Auker,	Gibb,	Maxwell,	Schuster,
Banker,	Gibson,	McCann,	Sherman,
Barnatovich,	Goldstein,	McCormack,	Sigman,
Bell,	Gramlich,	McGee,	Smith, C. C.,
Blair,	Greenwood,	McInroy,	Smith, Wm. B.
Boles,	Guss,	McKeever,	Snider,
Bonner,	Guthrie,	McLaughlin,	Stank,
Boory,	Hamilton, R. K.,	McWherter,	Stebbins,
Bower,	Hass,	Meholchick,	Steckel,
Branca,	Haudenshield,	Metz,	Stephens,
Breisch,	Heavey,	Mihm,	Stoner,
Brennan, A. P.,	Helm,	Mikula,	Strausser,
Brennan, J. J.,	Henzel,	Moody,	Stroup,
Brenninger,	Hewitt,	Moran,	Swartz,
Brown,	Hocker,	Moscrip,	Taylor,
Bucchin,	Holt,	Muldowney,	Thomas,
Bullen,	Horst,	Mullen,	Thompson,
Capano,	Houk,	Munley,	Toll,
Cianfrani,	Isaacs,	Murphy,	Tompkins,
Cioffi,	Jenkins,	Murray, H. P.,	Toomey,
Cochran,	Johnson,	Murray, J. J.,	Varallo,
Comer,	Jones, G. E.,	Murray, P. G.,	Varner,
Cooper,	Jones, T. H. W.,	Musto,	Verona,
Curwood,	Jump,	Naugle,	Wallace,
Davis,	Kamyk,	Needham,	Walsh,
Donahue,	Kehler,	Ogilvie,	Wargo,
Donaldson,	Keller,	O'Neil,	Waterhouse,
Dougherty,	Kent,	Pacchioli,	Weidner,
Eilberg,	Kline,	Parry,	Welsh,
Erb,	Knecht,	Pashley,	Wescott,
Eshleman,	Kolankiewicz,	Paulhamus,	Wheeler,
Ewing,	Kooker,	Pettigrew,	Whitenight,
Farabaugh,	Kornick,	Petrosky,	Willaredt,
Filo,	Kratz,	Polaski,	Williams,
Fineman,	Kromer,	Polen,	Wilt,
Flint,	Lafore,	Price,	Worley,
Floyd,	Leiby,	Pursley,	Yetter,
Flynn,	Leonard,	Readinger,	Yetzer,
Foster,	Leven,	Reibman,	Ziegler,
Frank,	Limper,	Reidenbach,	Andrews,
Frascella,	Lippincott,	Renwick,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Stone,
Breth,	Light,	Pomeroy,	Vaughan,
Down,	Magee,	Rigby,	Wall,
Ehrgood,	Miller,	Rosen,	Wood,
[illegible]	Mills,	Rubin,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL PASSED OVER

There being no objection

House Bill No. 2098, Printer's No. 1722

was passed over at the request of the SPEAKER.

Agreeably to order

The House proceeded to the consideration on final passage of Senate Bill No. 1028, entitled:

An Act amending the "Vehicle Code" * * * permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—182

Agnew,	Gaffney,	Lopresti,	Rovansek,
Amarando,	Garlock,	Lovett,	Royer,
Anderson, M. S.,	Gelfand,	Lutty,	Rudisill,
Anderson, S. A.,	George,	Mahan,	Sarraf,
Ashton,	Gibb,	Markley,	Scarcelli,
Banker,	Gibson,	Maxwell,	Schuster,
Barnatovich,	Goldstein,	McCann,	Sherman,
Bell,	Gramlich,	McCormack,	Sigman,
Blair,	Greenwood,	McGee,	Smith, C. C.,
Boles,	Guss,	McInroy,	Smith, Wm. B.,
Bonner,	Guthrie,	McKeever,	Snider,
Boory,	Hamilton, R. K.,	McLaughlin,	Stank,
Bower,	Hass,	McWherter,	Stebbins,
Branca,	Haudenshield,	Meholchick,	Steckel,
Breisch,	Heavey,	Metz,	Stephens,
Brennan, A. P.,	Helm,	Mihm,	Stoner,
Brennan, J. J.,	Henzel,	Mikula,	Strausser,
Brenninger,	Hewitt,	Moody,	Stroup,
Brown,	Hocker,	Moran,	Swartz,
Bucchin,	Holt,	Moscrip,	Taylor,
Bullen,	Horst,	Muldowney,	Thomas,
Capano,	Houk,	Mullen,	Thompson,
Cianfrani,	Isaacs,	Munley,	Toll,
Cioffi,	Jenkins,	Murphy,	Tompkins,
Cochran,	Johnson,	Murray, H. P.,	Toomey,
Comer,	Jones, G. E.,	Murray, J. J.,	Varner,
Cooper,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Curwood,	Jump,	Musto,	Verona,
Davis,	Kamyk,	Naugle,	Wallace,
Donahue,	Kehler,	Needham,	Walsh,
Donaldson,	Keller,	Ogilvie,	Wargo,
Dougherty,	Kent,	O'Neil,	Waterhouse,
Eilberg,		Pacchioli,	Weidner,

Erb,	Kline,	Parry,	Welsh,
Eshleman,	Knecht,	Pashley,	Wescott,
Ewing,	Kolankiewicz,	Paulhamus,	Wheeler,
Farabaugh,	Kooker,	Petrosky,	Whitenight,
Filo,	Kornick,	Pettigrew,	Willaredt,
Fineman,	Kratz,	Polaski,	Williams,
Flint,	Kromer,	Polen,	Wilt,
Floyd,	Lafore,	Price,	Worley,
Flynn,	Leiby,	Pursley,	Yetter,
Foster,	Leonard,	Readinger,	Yetzer,
Frank,	Leven,	Reibman,	Ziegler,
Frascella,	Limper,	Reidenbach,	Andrews,
Frost,	Lippincott,	Renwick,	Speaker

NAYS—1

Auker,

NOT VOTING—23

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Stone,
Breth,	Light,	Pomeroy,	Vaughan,
Down,	Magee,	Rigby,	Wall,
Ehrgood,	Miller,	Rosen,	Wood,
	Mills,	Rubin,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS ON FINAL PASSAGE POSTPONED

Agreeably to order.

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 986, entitled:

An Act amending the act of July 20 1953 (P. L. 550) entitled "An act providing for and regulating the annexation of parts of a second class township to boroughs cities and townships" fixing the time when annexation takes effect and further providing for the payment of costs

On the question,

Will the House agree to the bill on final passage.

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order.

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 987, entitled:

An Act amending the "Second Class Township Code" of May 1 1933 (P. L. 103) entitled "An act concerning townships of the second class and * * *" further regulating the payment by cities and boroughs for certain improvements and facilities in portions of the township annexed by them

On the question,

Will the House agree to the bill on final passage.

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules.

The motion was agreed to.

Agreeably to order.

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 1036, entitled:

An Act amending the Local Tax Enabling Law act of June 25 1947 (P. L. 1145) increasing the maximum millage amount for certain political subdivisions

RECONSIDERATION OF VOTE

Mr. McCANN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. READINGER. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. McCANN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 2, last two lines of Title, by striking out "the maximum millage amount" and inserting in lieu thereof "certain limits of taxes and tax revenues."

Amend Sec. 1 (Sec. 1) page 3, line 11 by striking out the brackets before and after "and."

Amend Sec. 1 (Sec. 1) page 3, line 12 by striking out the bracket before "by".

Amend Sec. 1 (Sec. 1) page 3, line 12 by inserting brackets before and after "fifteen (15)" and inserting immediately thereafter "twenty (20)".

Amend Sec. 1 (Sec. 1) page 3, line 12 by striking out the bracket after "of" where it appears the last time.

Amend Sec. 1 (Sec. 1) page 3, line 17 by inserting brackets before and after "fifteen (15)" and inserting immediately thereafter "twenty (20)".

Amend Bill, page 4, by inserting after line 6

Section 2. (Clause (g) of subsection E of section 1 of the act, amended June 28, 1955 (P. L. 197) is amended to read:

Section 1. * * *

E. Limitations on Rates of Specific Taxes.—No taxes levied under the provisions of this act shall be levied by any political subdivision on the following subjects exceeding the rates specified in this subsection.

* * *

(g) On use or occupancy of house trailers suitable for living quarters $2 per month except in school districts where the rate shall not exceed $3 per month. No such tax shall be levied for the first thirty days in the trailer camp or parking lot. The payment of said tax shall not for rent control purposes be considered as part of the rent.

* * *

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 166, entitled:

An Act amending the "Local Tax Enabling Law" of

June 25 1947 (P. L. 1145) temporarily excluding under certain conditions taxes imposed on real property transfers in certain school districts in determining tax limitations.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—97

Amarando,	Frank,	McCann,	Rovansek,
Anderson, M. S.,	Frascella,	McCormack,	Rudisill,
Anderson, S. A.,	Frost,	McGee,	Sarraf,
Barnatovich,	Gaffney,	McKeever,	Scarcelli,
Boles,	Gelfand,	McLaughlin,	Sherman,
Bonner,	Guss,	McWherter,	Sigman,
Boory,	Hamilton, R. K.,	Mihm,	Snider,
Branca,	Hass,	Moran,	Stank,
Brennan, J. J.,	Heavey,	Muldowney,	Stebbins,
Bucchin,	Holt,	Munley,	Swartz,
Bullen,	Jenkins,	Murray, J. J.,	Taylor,
Capano,	Jones, G. E.,	Musto,	Thomas,
Cianfrani,	Kamyk,	Needham,	Toll,
Cioffi,	Kehler,	O'Neil,	Varallo,
Cochran,	Kolankiewicz,	Pacchioli,	Wallace,
Comer,	Kornick,	Pashley,	Walsh,
Donahue,	Leiby,	Paulhamus,	Wargo,
Dougherty,	Leonard,	Petrosky,	Welsh,
Eilberg,	Leven,	Pettigrew,	Wheeler,
Farabaugh,	Limper,	Polaski,	Whitenight,
Fineman,	Lippincott,	Polen,	Williams,
Flint,	Lopresti,	Readinger,	Yetzer,
Floyd,	Lovett,	Reibman,	Andrews,
Flynn,	Lutty,	Reidenbach,	Speaker
Foster,	Maxwell,	Renwick,	

NAYS—76

Agnew,	Gibson,	Knecht,	Pursley,
Auker,	Goldstein,	Kooker,	Royer,
Banker,	Gramlich,	Kratz,	Smith, C. O.,
Bell,	Greenwood,	Kromer,	Steckel,
Blair,	Guthrie,	Lafore,	Stephens,
Bower,	Haudenshield,	Mahan,	Stoner,
Brennan, A. P.,	Helm,	Markley,	Strausser,
Brenninger,	Henzel,	McInroy,	Stroup,
Brown,	Hewitt,	Meholchick,	Thompson,
Cooper,	Hocker,	Metz,	Tompkins,
Curwood,	Horst,	Mikula,	Toomey,
Davis,	Houk,	Moody,	Varner,
Donaldson,	Isaacs,	Moscrip,	Waterhouse,
Erb,	Johnson,	Murphy,	Weidner,
Ewing,	Jones, T. H. W.,	Murray, H. P.,	Wescott,
Filo,	Jump,	Naugle,	Willaredt,
Garlock,	Keller,	Ogilvie,	Wilt,
George,	Kent,	Parry,	Worley,
Gibb,	Kline,	Price,	Ziegler,

NOT VOTING—33

Adam,	Lawyer,	Murray, P. G.,	Stevenson,
Ashton,	Leisey,	Olsen,	Stone,
Bazin,	Light,	Pomeroy,	Vaughan,
Breisch,	Magee,	Rigby,	Verona,
Breth,	Miller,	Rosen,	Wall,
Down,	Mills,	Rubin,	Wood,
Ehrgood,	Monroe,	Schuster,	Yetter,
Eshleman,	Mullen,	Smith, Wm. B.,	Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS PASSED OVER

There being no objection,

House Bill No. 1153, Printer's No. 482,
House Bill No. 1202, Printer's No. 1708, and
House Bill No. 1544, Printer's No. 1533

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1770, entitled as follows:

An Act amending the "Penal Code" * * * regulating the energizing of fence wires with electricity.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—164

Agnew,	Frascella,	Lovett,	Rubin,
Amarando,	Frost,	Lutty,	Rudisill,
Anderson, M. S.,	Gaffney,	Markley,	Sarraf,
Anderson, S. A.,	Garlock,	Maxwell,	Scarcelli,
Ashton,	Gelfand,	McCann,	Schuster,
Auker,	Gibb,	McCormack,	Sherman,
Banker,	Gibson,	McGee,	Sigman,
Barnatovich,	Goldstein,	McKeever,	Smith, C. O.,
Blair,	Gramlich,	McLaughlin,	Smith, W. B.,
Boles,	Guss,	McWherter,	Snider,
Bonner,	Guthrie,	Meholchick,	Stank,
Boory,	Hamilton, R. K.,	Metz,	Stebbins,
Bower,	Haudenshield,	Mihm,	Steckel,
Branca,	Hass,	Mikula,	Stephens,
Breisch,	Heavey,	Moran,	Stone,
Brennan, A. P.,	Helm,	Muldowney,	Stoner,
Brennan, J. J.,	Henzel,	Mullen,	Swartz,
Brenninger,	Hewitt,	Munley,	Taylor,
Brown,	Hocker,	Murphy,	Thomas,
Bucchin,	Holt,	Murray, H. P.,	Toll,
Bullen,	Horst,	Murray, J. J.,	Toomey,
Capano,	Jenkins,	Murray, P. G.,	Varallo,
Cianfrani,	Jones, G. E.,	Musto,	Varner,
Cioffi,	Jones, T. H. W.,	Naugle,	Verona
Cochran,	Jump,	Needham,	Wallace,
Comer,	Kamyk,	Ogilvie,	Walsh,
Cooper,	Kehler,	O'Neil,	Wargo,
Curwood,	Kent,	Pacchioli,	Waterhouse,
Donaldson,	Kline,	Parry,	Weidner,
Dougherty,	Knecht,	Pashley,	Welsh,
Eilberg,	Kolankiewicz,	Paulhamus,	Wheeler,
Erb,	Kornick,	Petrosky,	Whitenight,
Eshleman,	Kratz,	Polaski,	Williams,
Ewing,	Kromer,	Polen,	Willaredt,
Farabaugh,	Lafore,	Price,	Wilt,
Filo,	Leiby,	Readinger,	Worley,
Fineman,	Leonard,	Reibman,	Yetter,
Flint,	Leven,	Reidenbach,	Yetzer,
Floyd,	Limper,	Renwick,	Ziegler,
Flynn,	Lippincott,	Rovansek,	Andrews,
Foster,	Lopresti,	Royer,	Speaker
Frank,			

NAYS—20

Bell,	Houk,	Mahan,	Strausser,
Davis,	Isaacs,	McInroy,	Stroup,
Donahue,	Johnson,	Moody,	Thompson,
George,	Keller,	Moscrip,	Tompkins,
Greenwood,	Kooker,	Pursley,	Wescott,

NOT VOTING—22

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Breth,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Miller,	Rigby,	Young,
	Mills,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Kent for Mr. LEISEY for the week.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2043, entitled:

An Act amending "The General State Authority Act of 1949" * * * increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

House Bill No. 2070, Printer's No. 1611 and

House Bill No. 2080, Printer's No. 1695

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Agnew,	Frost,	Lopresti,	Royer,
Amarando,	Gaffney,	Lovett,	Rubin,
Anderson, M. S.,	Garlock,	Lutty,	Rudisill,
Anderson, S. A.,	Gelfand,	Mahan,	Sarraf,
Ashton,	George,	Markley,	Scarcelli,
Auker,	Gibb,	Maxwell,	Schuster,
Banker,	Gibson,	McCann,	Sherman,
Barnatovich,	Goldstein,	McCormack,	Sigman,
Bell,	Gramlich,	McGee,	Smith, C. C.,
Blair,	Greenwood,	McInroy,	Smith, Wm. B.,
Boies,	Guss,	McKeever,	Snider,
Bonner,	Guthrie,	McLaughlin,	Stank,
Boory,	Hamilton, R. K.,	McWherter,	Stebbins,
Bower,	Hass,	Meholchick,	Steckel,
Branca,	Haudenshield,	Metz,	Stephens,
Breisch,	Heavey,	Mihm,	Stone,
Brennan, A. P.,	Helm,	Mikula,	Stoner,
Brennan, J. J.,	Henzel,	Moody,	Strausser,
Brenninger,	Hewitt,	Moran,	Stroup,
Brown,	Hocker,	Moscrip,	Swartz,
Bucchin,	Holt,	Muldowney,	Taylor,
Bullen,	Horst,	Mullen,	Thomas,
Capano,	Houk,	Munley,	Thompson,
Cianfrani,	Isaacs,	Murphy,	Toll,
Cioffi,	Jenkins,	Murray, H. P.,	Tompkins,
Cochran,	Johnson,	Murray, J. J.,	Toomey,
Comer,	Jones, G. E.,	Murray, P. G.,	Varallo,
Cooper,	Jones, T. H. W.,	Musto,	Varner,
Curwood,	Jump,	Naugle,	Verona,
Davis,	Kamyk,	Needham,	Wallace,
Donahue,	Kehler,	Ogilvie,	Walsh,
Donaldson,	Keller,	O'Neil,	Wargo,
Dougherty,	Kent,	Pacchioli,	Waterhouse,
Eilberg,	Kline,	Parry,	Weidner,
Erb,	Knecht,	Pashley,	Welsh,
Eshleman,	Kolankiewicz,	Paulhamus,	Wescott,
Ewing,	Kooker,	Petrosky,	Wheeler,
Farabaugh,	Kornick,	Polaski,	Whitenight,
Filo,	Kratz,	Polen,	Willaredt,
Fineman,	Kromer,	Price,	Williams,
Flint,	Lafore,	Pursley,	Wilt,
Floyd,	Leiby,	Readinger,	Worley,
Flynn,	Leonard,	Reibman,	Yetter,
Foster,	Leven,	Reidenbach,	Yetzer,
Frank,	Limper,	Renwick,	Ziegler,
Frascella,	Lippincott,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—22

Adam,	Leisey,	Monroe,	Rosen,
Bazin,	Light,	Olsen,	Stevenson,
Breth,	Magee,	Pettigrew,	Vaughan,
Down,	Miller,	Pomeroy,	Wall,
Ehrgood,	Mills,	Rigby,	Wood,
Lawyer,			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth * * * of certain streets in cities of the first class as State highways * * * changing certain routes and adding a new route.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Agnew,	Frost,	Lovett,	Rubin,
Amarando,	Gaffney,	Lutty,	Rudisill,
Anderson, M. S.,	Garlock,	Mahan,	Sarraf,
Anderson, S. A.,	Gelfand,	Markley,	Scarcelli,
Ashton,	George,	Maxwell,	Schuster,
Auker,	Gibb,	McCann,	Sherman,
Banker,	Gibson,	McCormack,	Sigman,
Barnatovich,	Goldstein,	McGee,	Smith, C. C.,
Bell,	Gramlich,	McInroy,	Smith, Wm. B.,
Blair,	Guss,	McKeever,	Snider,
Boies,	Guthrie,	McLaughlin,	Stank,
Bonner,	Hamilton, R. K.,	McWherter,	Stebbins,
Boory,	Hass,	Meholchick,	Steckel,
Bower,	Haudenshield,	Metz,	Stephens,
Branca,	Heavey,	Mihm,	Stone,
Breisch,	Helm,	Mikula,	Stoner,
Brennan, A. P.,	Henzel,	Moody,	Strausser,
Brennan, J. J.,	Hewitt,	Moran,	Stroup,
Brenninger,	Hocker,	Moscrip,	Swartz,
Brown,	Holt,	Muldowney,	Taylor,
Bucchin,	Horst,	Mullen,	Thomas,
Bullen,	Houk,	Munley,	Thompson,
Capano,	Isaacs,	Murphy,	Toll,
Cianfrani,	Jenkins,	Murray, H. P.,	Tompkins,
Cioffi,	Johnson,	Murray, J. J.,	Toomey,
Cochran,	Jones, G. E.,	Murray, P. G.,	Varallo,
Comer,	Jones, T. H. W.,	Musto,	Varner,
Cooper,	Jump,	Naugle,	Verona,
Curwood,	Kamyk,	Needham,	Wallace,
Davis,	Kehler,	Ogilvie,	Walsh,
Donahue,	Keller,	O'Neil,	Wargo,
Donaldson,	Kent,	Pacchioli,	Waterhouse,
Dougherty,	Kline,	Parry,	Weidner,
Eilberg,	Knecht,	Pashley,	Welsh,
Erb,	Kolankiewicz,	Paulhamus,	Wescott,
Eshleman,	Kooker,	Petrosky,	Wheeler,
Ewing,	Kornick,	Polaski,	Whitenight,
Farabaugh,	Kratz,	Polen,	Willaredt,
Filo,	Kromer,	Price,	Williams,
Fineman,	Lafore,	Pursley,	Wilt,
Flint,	Leiby,	Readinger,	Worley,
Floyd,	Leonard,	Reibman,	Yetter,
Flynn,	Leven,	Reidenbach,	Yetzer,
Foster,	Limper,	Renwick,	Ziegler,
Frank,	Lippincott,	Rovansek,	Andrews, Speaker
Frascella,			

NAYS—0

NOT VOTING—23

Adam,	Leisey,	Monroe,	Rosen,
Bazin,	Light,	Olsen,	Stevenson,
Breth,	Magee,	Pettigrew,	Vaughan,
Down,	Miller,	Pomeroy,	Wall,
Ehrgood,	Mills,	Rigby,	Wood,
Lawyer,			Young,

Dougherty,	Kline,	Parry,	Weidner,
Eilberg,	Knecht,	Pashley,	Welsh,
Erb,	Kolankiewicz,	Paulhamus,	Wescott,
Eshleman,	Kooker,	Petrosky,	Wheeler,
Ewing,	Kornick,	Polaski,	Whitenight,
Farabaugh,	Kratz,	Polen,	Willaredt,
Filo,	Kromer,	Price,	Williams,
Fineman,	Lafore,	Pursley,	Wilt,
Flint,	Leiby,	Readinger,	Worley,
Floyd,	Leonard,	Reibman,	Yetter,
Flynn,	Leven,	Reidenbach,	Yetzer,
Foster,	Limper,	Renwick,	Ziegler,
Frank,	Lippincott,	Rovansek,	Andrews,
Frascella,	Lopresti,	Royer,	Speaker

NAYS—1

Greenwood,

NOT VOTING—22

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Breth,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Miller,	Rigby,	Young,
	Mills,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2105, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance * * * employes of the bureau of fire in cities of the second class * * *" further regulating payments to certain beneficiaries under the fund.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Agnew,	Frost,	Lopresti,	Rubin,
Amarando,	Gaffney,	Lovett,	Rudisill,
Anderson, M. S.,	Garlock,	Lutty,	Sarraf,
Anderson, S. A.,	Gelfand,	Mahan,	Scarcelli,
Ashton,	Gibb,	Markley,	Schuster,
Auker,	Gibson,	Maxwell,	Sherman,
Banker,	George,	McCann,	Sigman,
Barnatovich,	Goldstein,	McCormack,	Smith, C. C.,
Bell,	Gramlich,	McGee,	Smith, Wm. B.,
Blair,	Greenwood,	McInroy,	Snider,
Boles,	Guss,	McKeever,	Stank,
Bonner,	Guthrie,	McWherter,	Stebbins,
Boory,	Hamilton, R. K.,	McLaughlin,	Steckel,
Bower,	Hass,	Meholchick,	Stephens,
Branca,	Haudenshield,	Metz,	Stone,
Breisch,	Heavey,	Mihm,	Stoner,
Brennan, A. P.,	Helm,	Mikula,	Strausser,
Brennan, J. J.,	Henzel,	Moody,	Stroup,
Brenninger,	Hewitt,	Moran,	Swartz,
Brown,	Hocker,	Moscrip	Taylor,
Bucchin,	Holt,	Muldowney,	Thomas,
Bullen,	Horst,	Mullen,	Thompson,
Capano,	Houk,	Munley,	Toll,
Cianfrani,	Isaacs,	Murphy,	Tompkins,
Cioffi,	Jenkins,	Murray, H. P.,	Toomey,
Cochran,	Johnson,	Murray, J. J.,	Varallo,
Comer,	Jones, G. E.,	Murray, P. G.,	Varner,
Cooper,	Jones, T. H. W.,	Musto,	Verona,
Curwood,	Kamyk,	Naugle,	Wallace,
Davis,	Jump,	Needham,	Walsh,
Donaldson,	Kehler,	Ogilvie,	Wargo,
Donahue,	Keller,	O'Neil,	Waterhouse,
Dougherty,	Kline,	Pacchioli,	Weidner,
Eilberg,	Kent,	Parry,	Welsh,
Erb,	Kline,	Pashley,	Wescott,
Eshleman,	Knecht,	Paulhamus,	Wheeler,
Ewing,	Kolankiewicz,	Petrosky,	Whitenight,
Farabaugh,	Kooker,	Polaski,	Willaredt,
Filo,	Kornick,	Polen,	Williams,
Fineman,	Kratz,	Price,	Wilt,
Flint,	Kromer,	Pursley,	Worley,
Floyd,	Lafore,	Readinger,	Yetter,
Flynn,	Leiby,	Reibman,	Yetzer,
Foster,	Leonard,	Reidenbach,	Ziegler,
Frank,	Leven,	Renwick,	Andrews,
Frascella,	Limper,	Rovansek,	Speaker
	Lippincott,	Royer,	

NAYS—0

NOT VOTING—22

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Breth,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Miller,	Rigby,	Young,
	Mills,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

House Bill No. 2106, Printer's No. 1723 and

Senate Bill No. 26, Printer's No. 684

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 382, entitled:

An Act amending the act of May 7, 1937 (P. L. 589), entitled, as amended, "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the first class as State highways, and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of said streets; providing for the taking, opening, relocation, widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city, or either of them, and authorizing agreements between cities and the Commonwealth for the opening, taking relocating, widening or change of grade of said streets, and designating the city as agent of the Commonwealth in such opening, taking, relocating, widening or change of grade and the determination of damage to private property arising therefrom; imposing duties on such cities and on public utility companies using such streets; authorizing cities, persons, associations or corporations to enter into agreements with the Commonwealth to bear a portion of the costs of construction; regulating the replacement of certain facilities of public utility companies; prohibiting the making of any opening in said street after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," changing or deleting certain routes

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Agnew,	Frost,	Lopresti,	Rovansek,
Amarando,	Gaffney,	Lovett,	Royer,
Anderson, M. S.,	Garlock,	Lutty,	Rubin,
Anderson, S. A.,	Gelfand,	Mahan,	Sarraf,
Ashton,	George,	Markley,	Scarcelli,
Auker,	Gibb,	Maxwell,	Schuster,
Banker,	Gibson,	McCann,	Sherman,
Barnatovich,	Goldstein,	McCormack,	Sigman,
Bell,	Gramlich,	McGee,	Smith, C. C.,
Blair,	Greenwood,	McInroy,	Smith, Wm. B.,
Boies,	Guss,	McKeever,	Snider,
Bonner,	Guthrie,	McLaughlin,	Stank,
Boory,	Hamilton, R. K.,	McWherter,	Stebbins,
Bower,	Hass,	Meholchick,	Steckel,
Branca,	Haudenshield	Metz,	Stephens,
Breisch,	Heavey,	Mihm,	Stone,
Brennan, A. P.,	Helm,	Mikula,	Stoner,
Brennan, J. J.,	Henzel,	Moody,	Strausser,
Brenninger,	Hewitt,	Moran,	Stroup,
Brown,	Hocker,	Moscrip	Swartz,
Bucchin,	Holt,	Muldowney,	Taylor,
Bullen,	Horst,	Mullen,	Thomas,
Capano,	Houk,	Munley,	Thompson,
Cianfrani,	Isaacs,	Murphy,	Toll,
Cioffi,	Jenkins,	Murray, H. P.,	Tompkins,
Cochran,	Johnson,	Murray, J. J.,	Toomey,
Comer,	Jones, G. E.,	Murray, P. G.,	Varner,
Cooper,	Jones, T. H. W.,	Musto,	Varallo,
Curwood,	Jump,	Naugle,	Verona,
Davis,	Kamyk,	Needham,	Wallace,
Donahue,	Kehler,	Ogilvie,	Walsh,
Donaldson,	Keller,	O'Neil,	Wargo,
Dougherty,	Kent,	Pacchioli,	Waterhouse
Elberg,	Kline,	Parry,	Weidner,
Erb,	Knecht,	Pashley,	Welsh,
Eshleman,	Kolankiewicz,	Paulhamus,	Wescott,
Ewing,	Kooker,	Petrosky,	Wheeler,
Farabaugh,	Kornick,	Polaski,	Whitenight,
Filo,	Kratz,	Polen,	Willaredt
Fineman,	Kromer,	Price,	Williams,
Flint,	Lafore,	Pursley,	Wilt,
Floyd,	Leiby,	Readinger,	Worley,
Flynn,	Leonard,	Reibman,	Yetter,
Foster,	Leven,	Reidenbach,	Yetzer,
Frank,	Limper,	Renwick,	Ziegler,
Frascella,	Lippincott,	Rudisill,	Andrews,
			Speaker

NAYS—0

NOT VOTING—22

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Breth,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Miller,	Rigby,	Young,
	Mills,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 470, Printer's No. 232
Senate Bill No. 572, Printer's No. 646 and
Senate Bill No. 590, Printer's No. 650

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 633, entitled:

An Act repealing the last paragraph of section 5 act of May 23, 1874 (P. L. 230) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" which requires publication each year of a statement of all delinquent taxes in cities of the first class

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—159

Agnew,	Garlock,	Markley,	Scarcelli,
Amarando,	Gelfand,	Maxwell,	Schuster,
Anderson, M. S.,	George,	McCann,	Sherman,
Anderson, S. A.,	Gibb,	McCormack,	Sigman,
Banker,	Gibson,	McGee,	Smith, C. C.,
Barnatovich,	Goldstein,	McInroy,	Smith, Wm. B.,
Blair,	Gramlich,	McKeever,	Snider,
Boies,	Guss,	McLaughlin,	Stank,
Bonner,	Guthrie,	McWherter,	Stebbins,
Boory,	Hamilton, R. K.,	Meholchick,	Steckel,
Bower,	Hass,	Metz,	Stephens,
Branca,	Heavey,	Mihm,	Stone,
Breisch,	Helm,	Moody,	Stoner,
Brennan, A. P.,	Henzel,	Moran,	Strausser,
Brennan, J. J.,	Hewitt,	Muldowney,	Stroup,
Brenninger,	Hocker,	Mullen,	Swartz,
Bucchin,	Holt,	Munley,	Taylor,
Capano,	Horst,	Murray, J. J.,	Thomas,
Cianfrani,	Jenkins,	Murray, P. G.,	Thompson,
Cioffi,	Johnson,	Musto,	Toll,
Cochran,	Jones, G. E.,	Naugle,	Tompkins,
Comer,	Jones, T. H. W.,	Needham,	Varallo,
Cooper,	Jump,	Ogilvie,	Varner,
Curwood,	Kamyk,	O'Neil,	Verona,
Davis,	Keller,	Pacchioli,	Wallace,
Donaldson,	Kent,	Parry,	Walsh,
Dougherty,	Kline,	Pashley,	Wargo,
Elberg,	Kolankiewicz,	Paulhamus,	Waterhouse,
Erb,	Kooker,	Petrosky,	Welsh,
Eshleman,	Kornick,	Polaski,	Wescott,
Ewing,	Kromer,	Polen,	Wheeler,
Farabaugh,	Lafore,	Readinger,	Whitenight,
Filo,	Leiby,	Reibman,	Willaredt
Fineman,	Leonard,	Reidenbach,	Williams,
Flint,	Leven,	Renwick,	Wilt,
Floyd,	Limper,	Rovansek,	Yetter,
Flynn,	Lopresti,	Royer,	Yetzer,
Frank,	Lovett,	Rubin,	Ziegler,
Frascella,	Lutty,	Rudisill,	Andrews,
Gaffney,	Mahan,	Sarraf,	Speaker

NAYS—25

Ashton,	Foster,	Kehler,	Murphy,
Auker,	Frost,	Knecht,	Murray, H. P.,
Bell,	Greenwood,	Kratz,	Price,
Brown,	Haudenshield,	Lippincott,	Pursley,
Bullen,	Houk,	Mikula,	Toomey,
Donahue,	Isaacs,	Moscrip	Weidner,
			Worley,

NOT VOTING—22

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Breth,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Miller,	Rigby,	Young,
	Mills,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determiined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 731, entitled:

An Act authorizing the use of certain mail services in lieu of registered mail when required by existing law for the purpose of serving notices or processes

On the question,
Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules.

The motion was agreed to.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 820, entitled:

An Act amending the act of June 14, 1935 (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" declaring the taxes to be a levy on the consumers and imposing duties on dealers

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Agnew,	Frost,	Lopresti,	Royer,
Amarando,	Gaffney,	Lovett,	Rubin,
Anderson, M. S.,	Garlock,	Lutty,	Rudisill,
Anderson, S. A.,	Gelfand,	Mahan,	Sarraf,
Ashton,	George,	Markley,	Scarcelli
Auker,	Gibb,	Maxwell,	Schuster,
Banker,	Gibson,	McCann,	Sherman,
Barnatovich,	Goldstein,	McCormack,	Sieman
Bell,	Gramlich,	McGee,	Smith, C. O.,
Blair,	Greenwood,	McInroy,	Smith, Wm. B.,
Boles,	Guss,	McKeever,	Snider,
Bonner,	Guthrie,	McLaughlin,	Stank,
Boory,	Hamilton, R. K.,	McWherter,	Stebbins,
Bower,	Hass,	**Meholchick,**	Steckel,
Branca,	Haudenshield,	Metz,	Stephens,
Breisch,	Heavey,	**Mihm,**	Stone,
Brennan, A. P.,	Helm,	Mikula,	Stoner,
Brennan, J. J.,	Henzel,	Moody,	Strausser,
Brenninger,	Hewitt,	Moran,	Stroup
Brown,	Hocker,	Moscrip,	**Swartz,**
Bucchin,	Holt,	Muldowney,	Taylor,
Bullen,	Horst,	Mullen,	Thomas,
Capano,	Houk,	Munley,	Thompson,
Cianfrani,	Isaacs,	Murphy,	Toll,
Cioffi,	Jenkins,	Murray, H. P.,	Tompkins,
Cochran,	Johnson,	Murray, J. J.,	Toomey,
Comer,	Jones, G. E.,	Murray, P. G.,	**Varallo,**
Cooper,	Jones, T. H. W.,	Musto,	Varner,
Curwood,	Jump,	Naugle,	Verona,
Davis,	Kamyk,	Needham,	Wallace,
Donahue,	Kehler,	**Ogilvie,**	Walsh,
Donaldson,	Keller,	O'Neil,	Wargo,
Dougherty,	Kent,	Pacchioli,	Waterhouse,
Eilberg,	Kline,	Parry,	Weidner,
Erb,	Knecht,	Pashley,	**Welsh,**
Eshleman,	Kolankiewicz,	Paulhamus,	Wescott,
Ewing,	Kooker,	Petrosky,	Wheeler,
Farabaugh,	Kornick,	Polaski,	**Whitenight,**
Filo,	Kratz,	**Polen,**	Willaredt,
Fineman,	Kromer,	Price,	Williams,
Flint,	Lafore,	Pursley,	Wilt,
Floyd,	Leiby,	Readinger,	Worley,
Flynn,	Leonard,	Reibman,	Yetter,
Foster,	Leven,	Reidenbach,	Yetzer,
Frank,	Limper,	Renwick,	Ziegler,
Frascella,	**Lippincott,**	Rovansek,	Andrews,
			Speaker

NAYS—0

NOT VOTING—22

Adam,	**Lawyer,**	**Monroe,**	**Stevenson,**
Bazin,	**Leisey,**	**Olsen,**	Vaughan,
Breth,	**Light,**	**Pettigrew,**	**Wall,**
Down,	**Magee,**	**Pomeroy,**	**Wood,**
Ehrgood,	Miller,	**Rigby,**	**Young,**
	Mills,	**Rosen,**	

The majority required by the Constitution having voted in the affirmative the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 891, Printer's No. 598

was passed over at the request of the SPEAKER.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 892, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" imposing duties on pension boards changing contributions and changing and clarifying certain allowances and benefits when employes are placed under social security

On the question,
Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 4343) page 2, lines 11 and 12 by striking out "one-half but the" and inserting in lieu thereof: an amount equal to forty per centum of the primary insurance amount of social security paid or payable to the member. Such reduction shall be subject to the following provisions:

(1) Upon attainment of the age at which social security benefits are payable by a beneficiary receiving a retirement allowance for superannuation or upon retirement of a contributor after attaining that age, his eligibilty to the old age insurance benefit and the primary insurance amount of social security upon which the reduction in the retirement allowance shall be based shall be computed by the board in the manner specified in the Federal Social Security Act except that in determining such amount, only wages or compensation for services performed in the employ of the city shall be included.

(2) Whenever the amount of the reduction from the retirement allowance shall have been once determined it shall remain fixed for the duration of the allowance except that any decrease in the primary insurance amount under the social security act shall result in a corresponding decrease in the amount of the reduction from the allowance.

(3) The

Amend Sec. 2, (Sec. 4344.1) page 3, line 15 by striking out "two" and inserting in lieu thereof "three."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

Senate Bill No. 893, Printer's No. 599

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 895, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" imposing duties on pension boards changing contributions and changing and clarifying benefits and allowances when employes are placed under social security

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 4), page 2, lines 11 and 12, by striking out "one-half but the" and inserting in lieu thereof "an amount equal to forty (40) per centum of the primary insurance amount of social security paid or payable to the member. Such reduction shall be subject to the following provisions:

(1) Upon attainment of the age at which social security benefits are payable by a beneficiary receiving a retirement allowance for superannuation or upon retirement of a contributor after attaining that age, his eligibility to the old age insurance benefit and the primary insurance amount of social security upon which the reduction in the retirement allowance shall be based shall be computed by the board in the manner specified in the Federal Social Security Act, except that in determining such amount, only wages or compensation for services performed in the employ of the city shall be included.

(2) Whenever the amount of the reduction from the retirement allowance shall have been once determined, it shall remain fixed for the duration of the allowance, except that any decrease in the primary insurance amount under the social security act shall result in a corresponding decrease in the amount of the reduction from the allowance.

(3) The

Amend Sec. 2 (Sec. 10.1), page 3, line 17, by striking out "two" and inserting in lieu thereof "three."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

Senate Bill No. 896, Printer's No. 680

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 972, entitled:

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating forests and watersheds

On the question,

Will the House agree to the bill on third reading?

Mr. AUKER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 3837), page 2, line 15, by inserting after "to" acquire, sell.

Amend Sec. 1 (Sec. 3837), page 2, line 15, by inserting after "exchange" lease, transfer, manage or maintain.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 981, entitled:

An Act amending the act of June 24, 1895 (P. L. 212) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" and its supplement of May 5, 1899 (P. L. 248) changing the jurisdiction of the Superior Court.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Agnew,	Frost,	Lopresti,	Royer,
Amarando,	Gaffney,	Lovett,	Rubin,
Anderson, M. S.,	Garlock,	Lutty,	Rudisill,
Anderson, S. A.,	Gelfand,	Mahan,	Sarraf,
Ashton,	George,	Markley,	Scarcelli,
Auker,	Gibb,	Maxwell,	Schuster,

Banker,	Gibson,	McCann,	Sherman,
Barnatovich,	Goldstein,	McCormack,	Sigman,
Bell,	Gramlich,	McGee,	Smith, C. O.,
Blair,	Greenwood,	McInroy,	Smith, Wm. B.,
Boles,	Guss,	McKeever,	Snider,
Bonner,	Guthrie,	McLaughlin,	Spencer,
Boory,	Hamilton, R. K.,	McWherter,	Stank,
Bower,	Hass,	Meholchick,	Stebbins,
Branca,	Haudenshield,	Metz,	Steckel,
Breisch,	Heavey,	Mihm,	Stephens,
Brennan, A. P.,	Helm,	Mikula,	Stone,
Brennan, J. J.,	Henzel,	Moody,	Stoner,
Brenninger,	Hewitt,	Moran,	Strausser,
Brown,	Hocker,	Moscrip,	Stroup,
Bucchin,	Holt,	Muldowney,	Swartz,
Bullen,	Horst,	Mullen,	Taylor,
Capano,	Houk,	Munley,	Thomas,
Cianfrani,	Isaacs,	Murphy,	Thompson,
Cioffi,	Jenkins,	Murray, H. P.,	Toll,
Cochran,	Johnson,	Murray, J. J.,	Tompkins,
Comer,	Jones, G. E.,	Murray, P. G.,	Toomey,
Cooper,	Jones, T. H. W.,	Musto,	Varallo,
Curwood,	Jump,	Naugle,	Varner,
Davis,	Kamyk,	Needham,	Verona,
Donahue,	Kehler,	Ogilvie,	Wallace,
Donaldson,	Keller,	O'Neil,	Walsh,
Dougherty,	Kent,	Pacchioli,	Wargo,
Eilberg,	Kline,	Parry,	Waterhouse,
Erb,	Knecht,	Pashley,	Weidner,
Eshleman,	Kolankiewicz,	Paulhamus,	Welsh,
Ewing,	Kooker,	Petrosky,	Wescott,
Farabaugh,	Kornick,	Polaski,	Wheeler,
Filo,	Kratz,	Polen,	Whitenight,
Fineman,	Kromer,	Price,	Willaredt,
Flint,	Lafore,	Pursley,	Williams,
Floyd,	Leiby,	Readinger,	Wilt,
Flynn,	Leonard,	Reibman,	Yetter,
Foster,	Leven,	Reidenbach,	Yetzer,
Frank,	Limper,	Renwick,	Ziegler,
Frascella,	Lippincott,	Rovansek,	Andrews, Speaker

NAYS—1

Worley,

NOT VOTING—22

Adam,	Leisey,	Monroe,	Rosen,
Bazin,	Light,	Olsen,	Stevenson,
Breth,	Magee,	Pettigrew,	Vaughan,
Down,	Miller,	Pomeroy,	Wall,
Ehrgood,	Mills,	Rigby,	Wood,
Lawyer,			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 999, Printer's No. 666.
Senate Bill No. 1002, Printer's No. 651 and
Senate Bill No. 1041, Printer's No. 609

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1013, entitled:

An Act amending the act of August 24, 1951 (P. L. 1405) entitled "An act relating to the apportionment of estate taxes and providing procedure for enforcement of contribution or exoneration" changing the method of apportionment regarding the inheritance or death tax effect with respect to charitable public or similar gifts or bequests

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Agnew,	Frost,	Lopresti,	Royer,
Amarando,	Gaffney,	Lovett,	Rubin,
Anderson, M. S.,	Garlock,	Lutty,	Rudisill,
Anderson, S. A.,	Gelfand,	Mahan,	Sarraf,
Ashton,	George,	Markley,	Scarcelli,
Auker,	Gibb,	Maxwell,	Schuster,
Banker,	Gibson,	McCann,	Sherman,
Barnatovich,	Goldstein,	McCormack,	Sigman,
Bell,	Gramlich,	McGee,	Smith, C. O.,
Blair,	Greenwood,	McInroy,	Smith, Wm. B.,
Boles,	Guss,	McKeever,	Snider,
Bonner,	Guthrie,	McLaughlin,	Stank,
Boory,	Hamilton, R. K.,	McWherter,	Stebbins,
Bower,	Hass,	Meholchick,	Steckel,
Branca,	Haudenshield,	Metz,	Stephens,
Breisch,	Heavey,	Mihm,	Stone,
Brennan, A. P.,	Helm,	Mikula,	Stoner,
Brennan, J. J.,	Henzel,	Moody,	Strausser,
Brenninger,	Hewitt,	Moran,	Stroup,
Brown,	Hocker,	Moscrip,	Swartz,
Bucchin,	Holt,	Muldowney,	Taylor,
Bullen,	Horst,	Mullen,	Thomas,
Capano,	Houk,	Munley,	Thompson,
Cianfrani,	Isaacs,	Murphy,	Toll,
Cioffi,	Jenkins,	Murray, H. P.,	Tompkins,
Cochran,	Johnson,	Murray, J. J.,	Toomey,
Comer,	Jones, G. E.,	Murray, P. G.,	Varallo,
Cooper,	Jones, T. H. W.,	Musto,	Varner,
Curwood,	Jump,	Naugle,	Verona,
Davis,	Kamyk,	Needham,	Wallace,
Donahue,	Kehler,	Ogilvie,	Walsh,
Donaldson,	Keller,	O'Neil,	Wargo,
Dougherty,	Kent,	Pacchioli,	Waterhouse,
Eilberg,	Kline,	Parry,	Weidner,
Erb,	Knecht,	Pashley,	Welsh,
Eshleman,	Kolankiewicz,	Paulhamus,	Wescott,
Ewing,	Kooker,	Petrosky,	Wheeler,
Farabaugh,	Kornick,	Polaski,	Whitenight,
Filo,	Kratz,	Polen,	Willaredt,
Fineman,	Kromer,	Price,	Williams,
Flint,	Lafore,	Pursley,	Wilt,
Floyd,	Leiby,	Readinger,	Worley,
Flynn,	Leonard,	Reibman,	Yetter,
Foster,	Leven,	Reidenbach,	Yetzer,
Frank,	Limper,	Renwick,	Ziegler,
Frascella,	Lippincott,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING 22

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Breth,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Miller,	Rigby,	Young,
	Mills,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 1048, Printer's No. 640

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1055, entitled:

An Act amending the act of June 7, 1901 (P. L. 491) entitled "An act authorizing municipalities to define and

fix the terms for the use of public parks or grounds of any kind for railroad purposes" extending such authority

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Agnew,	Gaffney,	Lopresti,	Royer,
Amarando,	Garlock,	Lovett,	Rubin,
Anderson, M. S.,	Gelfand,	Lutty,	Rudisill,
Anderson, S. A.,	George,	Mahan,	Sarraf,
Ashton,	Gibb,	Markley,	Scarcelli,
Banker,	Gibson,	Maxwell,	Schuster,
Barnatovich,	Goldstein,	McCann,	Sherman,
Bell,	Gramlich,	McCormack,	Sigman,
Blair,	Greenwood,	McGee,	Smith, C. C.,
Boies,	Guss,	McInroy,	Smith, Wm. B.,
Bonner,	Guthrie,	McKeever,	Snider,
Boory,	Hamilton, R. K.,	McLaughlin,	Stank,
Bower,	Hass,	McWherter,	Stebbins,
Branca,	Haudenshield,	Meholchick,	Steckel,
Breisch,	Heavey,	Metz,	Stephens,
Brennan, A. P.,	Helm,	Mihm,	Stone,
Brennan, J. J.,	Henzel,	Mikula,	Stoner,
Brenninger,	Hewitt,	Moody,	Strausser,
Brown,	Hocker,	Moran,	Stroup,
Bucchin,	Holt,	Moscrip	Swartz,
Bullen,	Horst,	Muldowney,	Taylor,
Capano,	Houk,	Mullen,	Thomas,
Cianfrani,	Isaacs,	Munley,	Thompson,
Cioffi,	Jenkins,	Murphy,	Toll,
Cochran,	Johnson,	Murray, H. P.,	Tompkins,
Comer,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cooper,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Curwood,	Jump,	Musto,	Varner,
Davis,	Kamyk,	Naugle,	Verona,
Donahue,	Kehler,	Needham,	Wallace,
Donaldson,	Keller,	Ogilvie,	Walsh,
Dougherty,	Kent,	O'Neil,	Wargo,
Eilberg,	Kline,	Pacchioli,	Waterhouse,
Erb,	Knecht,	Parry,	Weidner,
Eshleman,	Kolankiewicz,	Pashley,	Welsh,
Ewing,	Kooker,	Paulhamus,	Wescott,
Farabaugh,	Kornick,	Petrosky,	Wheeler,
Filo,	Kratz,	Polaski,	Whitenight,
Fineman,	Kromer,	Polen,	Willaredt,
Flint,	Lafore,	Price,	Williams,
Floyd,	Leiby,	Pursley,	Wilt,
Flynn,	Leonard,	Readinger,	Worley,
Foster,	Leven,	Reibman,	Yetter,
Frank,	Limper,	Reidenbach,	Yetzer,
Frascella,	Lippincott,	Renwick,	Ziegler,
Frost,		Rovansek,	Andrews, Speaker

NAYS—1

Auker,

NOT VOTING—22

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Breth,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Miller,	Rigby,	Young,
	Mills,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

RESOLUTION

CONDOLENCE

Messrs. BULLEN, LIPPINCOTT, ISAACS, FOSTER and BELL offered a resolution which was read, considered and unanimously adopted by a rising vote as follows:

In the House of Representatives, May 1, 1956.

On Tuesday, April 24, 1956 one of our State's most devoted servants passed his earthly test and went to the divine reward.

M. Joseph Connelly began this life in Conshohocken, Montgomery County. He was the son of William M. and Margaret E. (Kehoe) Connelly. He was educated in St. Matthews Parochial Schools, Schisslers College of Business, Norristown and the School of Local and State Government, University of Pennsylvania.

His formal education complete, and equipped with a sense of duty to his fellow man and willingness to serve he embarked upon a career dedicated to his community and State. His entire adult life was devoted to the public service. He was in his twenty-sixth year as a township commissioner of Upper Darby Township and served as President of the Pennsylvania State Association of Township Commissioners. In appreciation of his endeavors the American Legion Post No. 214, Upper Darby, awarded him a citation for service to his community.

In 1952 he was elected to this House. He served his State energetically and with distinction and honor, and earned the respect and friendship of every member of this House; therefore be it

Resolved, That the House of Representatives hold this man up to the public as an example of all that is good and fine in a public servant, and as an example of the life that every young man should emulate; and be it further

Resolved, That the members of the House of Representatives extend their individual sympathy to his family and friends in the loss of their loved one; and be it further

Resolved, That a copy of this resolution be forwarded to his family at 119 Hampden Road, Upper Darby, Pennsylvania

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN asked and obtained unanimous consent to address the House.

Mr. Speaker, in the Sunday Patriot-News of April 29th a very interesting article appeared written by one of our diligent correspondents, Mr. John Scotzin, in his column "On the Hill."

This article related to the number of people on the state payroll, and this is the information which is disclosed. The figures have been received from State Treasurer Weldon B. Heyburn.

On March, 1954, there was a total of 61,095 people on the payroll. On February, 1956, there was a total of 66,001 persons on the payroll. In other words 4,906 more people are on the payroll as of February, 1956 compared with two years before.

What is the significance of the fact that practically 5,000 more people are on the payroll? I say it is significant for the reason that 5,000 persons are added to the payroll unnecessarily at an approximate salary of $3,000 per individual, and that is $15 million a year, or $30 million a biennium. There is the $30 million that Governor Leader needs in order to carry out his promise to the teachers of the Commonwealth of Pennsylvania.

In connection with this disclosure by Mr. Scotzin, I would like to call to the attention of the House that he agrees with Dr. Gale K. Lawrence, the Director of Personnel, who some months ago was criticized and chastised by the chief brain truster, Dr. Charlesworth, because he disclosed that 5,000 to 10,000 extra people were upon the state payroll.

Having learned there are 5,000 more people on the payroll in 1956 as compared with 1954 in comparable

months, March and February, I now realize why a certain bill, House Bill 168, introduced by the Speaker on February 7, 1955, still reposes in the Judiciary Special Committee.

This bill, for the information of the Members of the House, merely provided as follows and I shall read from the bill:

> Each month thereafter no later than the tenth day of the month the heads of the several administrative departments and the several independent administrative boards and commissions shall notify the Auditor General the State Treasurer and the Budget Secretary of the number of persons hired and the number of employes discharged or separated which shall have occurred during the preceding month.
>
> The information received by the Auditor General the State Treasurer and the Budget Secretry under this section shall be public information.

Here is the significant portion of the proposed legislation:

> In order to keep the public fully advised as to the number of persons being employed by the Commonwealth the Auditor General shall publish in one newspaper of general circulation in Allegheny Dauphin Erie and Philadelphia Counties on or before the twentieth day of each month a complete and detailed statement as to the total number of employes on the payroll of the Commonwealth exclusive of the judiciary. The report shall specifically set forth the number of new employes hired and the number of employes discharged or separated from the State service for any reason.

I can realize why this particular bill, House Bill 168, has not seen the light of day. It has not seen the light of day because the Democratic administration has been unable to carry out the campaign promise of Governor Leader that he would save this Commonwealth at least $100 million in good old Democratic economy.

We realize, of course, that this particular remark was made in the heat of the campaign. However, on January 25, 1955, our Majority Leader asked permission to address the House. In that address he said:

> I think it is wise that this be done so that the public has easy access to the platform of the Democratic Party and can best judge after the Session has come to a conclusion whether or not we have fulfilled the promises made which were adopted in due course by the State Democratic Committee * * * *

One of those promises which was read into the record is as follows:

> Using as a basis the Chesterman Committee report which revealed that after proper reforms, savings of $100,000,000 could be effected each biennium.

I say to you, we have almost passed the biennium. Has the Democratic Party fulfilled the promise of its Governor and has the Democratic party fulfilled its platform?

I say to you that the facts show that 5,000 more people are on the payroll. This is contrary to the entire platform and to the spoken words of our present Governor.

I call to the attention of the Chairman of the Judiciary Special Committee that House Bill 168 deserves consideration. It deserves consideration because of the fact that the taxpayers of Pennsylvania are entitled to know how many people are on the payroll and so it will be unnecessary for vigilant newspapermen to dig into the facts and to apprise the public of them.

It also should be passed so that our new Auditor General, Charles C. Smith, shall have some added duties.

Mr. READINGER. I was wondering, Mr. Speaker whether there are any more political speeches to be made or whether we can conclude the business of the House for the day.

The SPEAKER. Shall the Chair say that the Majority Leader and the Minority Leader have no further business to bring before the House?

Mr. READINGER. No, Mr. Speaker, I desire to make several motions before we conclude for the day.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 895, Printer's No. 1700, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 895.

An Act amending the act of July 18 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuties allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting disability annuitants who withdrew from school service to elect to become members of the one one-hundred-fortieth (1/140) class upon restoration to school service

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 2, last line of title, by striking out after the word "service" the word "class."

On the Question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Agnew,	Gaffney,	Lopresti,	Royer,
Amarando,	Garlock,	Lovett,	Rubin,

Anderson, M. S.,	Gelfand,	Lutty,	Rudisill,
Anderson, S. A.,	George,	Mahan,	Sarraf,
Ashton,	Gibb,	Markley,	Scarcelli,
Auker,	Gibson,	Maxwell,	Schuster,
Banker,	Goldstein,	McCann,	Sherman,
Barnatovich,	Gramlich,	McCormack,	Sigman,
Bell,	Greenwood,	McGee,	Smith, C. C.,
Blair,	Guss.	McInroy,	Smith, Wm. B.,
Boies,	Guthrie,	McKeever,	Snider,
Bonner,	Hamilton, R. K.,	McLaughlin,	Stank,
Boory,	Hamilton, W. H.,	McWherter,	Stebbins,
Bower,	Hass.	Meholchick,	Steckel,
Branca,	Haudenshield,	Metz,	Stephens,
Breisch,	Heavey,	Mihm,	Stone,
Brennan, A. P.,	Helm,	Mikula,	Stoner,
Brennan, J. J.,	Henzel,	Moody,	Strausser,
Brenninger,	Hewitt,	Moran,	Stroup,
Brown,	Hocker,	Moscrip,	Swartz,
Bucchin,	Holt,	Muldowney,	Taylor,
Bullen,	Horst,	Mullen,	Thomas,
Capano,	Houk,	Munley,	Thompson,
Cianfrani,	Isaacs,	Murphy,	Toll,
Cioffi,	Jenkins,	Murray, H. P.,	Tompkins,
Cochran,	Johnson,	Murray, J. J.,	Toomey,
Comer,	Jones, G. E.,	Murray, P. G.,	Varallo,
Cooper,	Jones, T. H. W.,	Musto,	Varner,
Curwood,	Jump,	Naugle,	Verona,
Davis,	Kamyk,	Needham,	Wallace,
Donahue,	Kehler,	Ogilvie,	Walsh,
Donaldson,	Keller,	O'Neil,	Wargo,
Dougherty,	Kent,	Pacchioli,	Waterhouse,
Eilberg,	Kline,	Parry,	Weidner,
Erb,	Knecht,	Pashley,	Welsh,
Ehleman,	Kolankiewicz,	Paulhamus,	Wescott,
Ewing,	Kooker,	Petrosky,	Wheeler,
Farabaugh,	Kornick,	Polaski,	Whitenight,
Filo,	Kratz,	Polen,	Willaredt,
Fineman,	Kromer,	Price,	Williams,
Flint,	Lafore,	Pursley,	Wilt,
Floyd,	Leiby,	Readinger,	Worley,
Flynn,	Leonard,	Reibman,	Yetter,
Frank,	Leven,	Reidenbach,	Yetzer,
Foster,	Limper,	Renwick,	Ziegler,
Frascella,	Lippincott,	Rovansek,	Andrews,
Frost.			Speaker

NAYS—0

NOT VOTING—22

Adam,	Leisey,	Olsen,	Stevenson,
Bazin,	Light,	Pettigrew,	Vaughan,
Breth,	Magee,	Pomeroy,	Wall,
Down,	Miller,	Rigby,	Wood,
Ehrgood,	Mills,	Rosen,	Young,
Lawyer,	Monroe,		

The majority required by the Constitution having voted in the affirmative the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. President, I move that House Bill No. 944, Printer's No. 1523 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 944.

An Act amending the act of August twenty-fourth one thousand nine hundred fifty-one (P. L. 1417) entitled as amended "An act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increasing the rate of tax for a limited period of time.

Amend the Title, page 1, line 1, by striking out after the word "Act" the following: "Reenacting and amending the title and" and inserting in lieu thereof the word "amending"; page 2, line 4 by striking out the following: "extending its provisions for an unlimited period of time changing the deduction of dividends received or paid the gross receipts fraction penalties and the definition of corporation and of net income retroactively modifying the manner of imposing tax on certain corporations engaged in business or owning property outside of the Commonwealth and clarifying provisions as to settlements imposing the tax on certain corporations companies and associations not heretofore taxed under this act eliminating certain deductions of reserves for bad debts and increasing the rate of tax and redefining certain allocation factors" and inserting in lieu thereof the following: "changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increasing the rate of tax for a limited period of time."

Amend Section 1, page 3, line 1, by striking out after the figure "1" the following: "The title and all the sections of the" and inserting in lieu thereof the following: subdivision 2 of the definition of "net income" of section 2 and sections 3 and 4; line 5, by striking out after the word "amended" the following; "July seventeenth one thousand nine hundred fifty-three (Pamphlet Laws 432) are reenacted and" and inserting in lieu thereof the following; "September twenty-seventh one thousand nine hundred fifty-five (P. L. 626) are"; line 8 by striking out after the word "read" the following: An Act to provide revenue for State purposes by imposing a property tax [for a limited period of time] on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties

Section 1 Short Title That this act shall be known and may be cited as the "Corporation Income Tax Law"

Amend Section 2, page 4, line 7 by striking out after the word "meaning" the following:

"Corporation" A corporation [having capital stock] joint-stock association or limited partnership either organized under the laws of this Commonwealth the United States or any other state territory or foreign country or dependency and carrying on activities in this Commonwealth or owning property in this Commonwealth by or in the name of itself or any person partnership association limited partnership joint-stock association or corporation The word "corporation" shall [not] include nonprofit corporations building and loan associations Federal savings and loan associations banks bank and trust companies national banks savings institutions savings banks mutual savings funds cooperative banking associations trust companies title insurance companies but shall not include beneficial life and limited life insurance companies mutual fire mutual casualty and mutual life insurance companies foreign stock companies registered in

this Commonwealth and therein engaged in doing business as life fire and casualty insurance companies and foreign surety companies

"Department" The Department of Revenue of this Commonwealth

Page 5, line 6 by striking out after the word "Income" the following:

1 [Net] (a) For any taxable year which begins before the first day of January one thousand nine hundred fifty-four or ends before the sixteenth day of August one thousand nine hundred fifty-four net income for the calendar year or fiscal year as returned to and ascertained by the Federal Government or in the case of a corporation participating in the filing of consolidated returns to the Federal Government the net income which would have been returned to and ascertained by the Federal Government if separate returns had been made to the Federal Government for the current and prior taxable years subject however to any correction thereof for fraud evasion or error as finally ascertained by the Federal Government Provided That additional deductions shall be allowed from net income on account of any dividends received from any other corporation And provided further That no deduction shall be allowed for any Federal income or excess profits taxes whatsoever except the declared value excess profits tax And provided further That no deduction shall be allowed for net operating losses sustained by the corporation during any other fiscal or calendar year And provided further That in the case of stock life fire casualty and indemnity insurance companies operating on the mutual or participating plan the term "net income" shall not include the dividends paid to policyholders out of net income

(b) For any taxable year beginning after the thirty-first day of December one thousand nine hundred fifty-three and ending after the fifteenth day of August one thousand nine hundred fifty-four taxable income for the calendar year or fiscal year as returned to and ascertained by the Federal Government or in the case of a corporation participating in the filing of consolidated returns to the Federal Government the taxable income which would have been returned to and ascertained by the Federal Government if separate returns had been made to the Federal Government for the current and prior taxable years subject however to any corrections thereof for fraud evasion or error as finally ascertained by the Federal Government Provided That an additional deduction shall be allowed in an amount equal to the difference between eighty-five percent of the aggregate amount of all dividends received from all other corporations and the amount of the deduction allowed by the federal government for dividends received and provided further that no deduction shall be allowed to a public utility for dividends paid by it on its preferred stock and provided further that in the case of building and loan associations federal savings and loan associations banks bank and trust companies national banks savings institutions savings banks mutual savings fund cooperative banking associations trust companies and title insurance companies no deduction shall be allowed for any addition to a reserve for bad debts but a deduction may be allowed for any debt which becomes worthless within the taxable year and provided further that no deduction shall be allowed for net operating losses sustained by the corporation during any other fiscal or calendar year And provided further That in the case of stock life fire casualty and indemnity insurance companies doing business on the mutual or participating plan the term "net income" shall not include the dividends paid to policyholders out of net income"

Page 9, line 14 by inserting after the second word "receipts" the following: "heretofore or hereafter received" page 10, line 10 by striking out the before the word "and" the bracket and line 12 by striking out after the word "Commonwealth" the bracket; line 17 by striking out the bracket before the word "and" and after the part word "busi" line 19, line 20 by striking out the bracket before the part word "ness"; page 11, line 1 by striking out the bracket after the word "dividends," line 5, by striking out the brackets before the word "if" and line 12 by striking out the bracket after the word "state"; Page 12, line 14 by striking out the following:

"3 In the case of corporations carrying on activities as insurance or surety companies within and without this Commonwealth the net income of such corporation derived from sources within this Commonwealth for the fiscal or calendar year shall be determined by multiplying net income as defined in clause one hereof by a fraction of which the numerator is the gross premiums received from activities carried on within the Commonwealth as hereinafter defined and of which the denominator is the amount of the gross premiums received from all its activities everywhere

" "Gross Premiums" shall mean the amount of dues fees and premiums stated in the policy contracts and shall include gross premiums of every character and description received during the taxable year from all underwriting activities whether said premiums were received in money or in the form of notes credits or any other substitute for money less the following deductions

"(a) All premiums returned on policies cancelled or not taken

"(b) In the case of stock companies with participating features an additional deduction for that portion of the premium returned to the policyholders

"(c) In the case of life insurance companies an additional deduction for dividends declared and actually used by policyholders in payment of renewal premiums

"Gross premiums received from activities carried on in the Comonwealth" shall mean gross premiums received from policies and annuities written on property or risks located or resident in this Commonwealth whether such premiums were collected in this Commonwealth or elsewhere

" "Sources within this Commonwealth" includes tangible or intangible property located or having a situs in this Commonwealth and any activities carried on in this Commonwealth regardless of whether carried on in intrastate or foreign commerce

" "Carrying on activities" shall include every act power or privilege exercised or enjoyed in this Commonwealth as an incident to or by virtue of the powers and privileges acquired by the nature of the corporate organization

" "Person" Every natural person association or corporation When ever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"The singular shall include the plural and the masculine shall include the feminine and neuter"

Amend Section 3, page 15, line 8, by striking out after the word "three" the word "and" by inserting after the word "four" the following: "and one thousand nine hundred fifty-five"; line 17 by striking out after the word "three" the following: "and one thousand nine hundred fifty four"; page 16 line 1 by striking out after the word "four" the bracket and inserting in lieu thereof the following: "and one thousand nine hundred fifty-five" line 5 by striking out after the word "four" the word "and"; line 6, by striking out after the word "five" the following: "and during every calendar year thereafter" and inserting in lieu thereof the following: "one thousand nine hundred fifty-six and one thousand nine hundred fifty-seven" line 15 by striking out the bracket after the word "four," by striking out after the word "five" the following: "and in each calendar year thereafter" and inserting in lieu thereof the following: "one thousand nine hundred fifty-six and one thousand nine hundred fifty-seven" line 19 by striking out after the word "five" the word "and" by striking out the bracket after the word "six" and striking out after the word "six" the following: "and in each calendar year thereafter" and inserting in lieu thereof the following: "one thousand nine hundred fifty") (seven and one thousand nine hundred

fifty-eight)" Amend Section 4, page 17, line 16 by striking out after the word "five" the following: "(and"; line 17 by striking out after the word "six" the following:") and each year thereafter" and inserting in lieu thereof the following: "one thousand nine hundred fifty-seven and one thousand nine hundred fifty-eight"; page 18, line 16 by striking out after the word "four" the following: "(and)," line 17 by striking out after the word "five" the following: "one thousand nine hundred fifty-six and each year thereafter" and inserting in lieu thereof the following: "one thousand nine hundred fifty-six and one thousand nine hundred fifty-seven"; page 19, line 2, by striking out after the word "four" the following: "(and)," line 3, by striking out after the word "five" the following: "one thousand nine hundred fifty-six and each year thereafter" and inserting in lieu thereof the following: "one thousand nine hundred fifty-six and one thousand nine hundred fifty-seven"; page 20, line 8, by inserting after the word "four" the word "and" and by striking out after the word "and" the word "and," line 9 by striking out after the word "five" the following: "one thousand nine hundred fifty-six and one thousand nine hundred fifty-seven"; page 21 by inserting after the word "applicable" on line 1 the following:

"For the taxable years one thousand nine hundred fiftysix and one thousand nine hundred fifty-seven every corporation upon the date its tentative report is required herein to be made shall pay on account of the tax due for the current year at its election (1) Not less than three per centum upon each dollar of net income of such corporation last reported as received or accrued during an entire preceding year or of such multiple of the net income last reported for a portion of such year as the entire year bears to the portion of the year for which the net income had been reported or (2) Not less than twelve per centum upon each dollar of net income of such corporation received or accrued during the first three months of the current calendar or fiscal year whichever is applicable"

Line 17, by striking out after the word "applicable" the following:

"For the taxable years one thousand nine hundred fifty-six and each taxable year thereafter every corporation upon the date its tentative report is required herein to be made shall pay on account of the tax due for the current year at its election (1) not less than three per centum upon each dollar of net income of such corporation last reported as received or accrued during an entire preceding year or of such multiple of the net income last reported for a portion of such year as the entire year bears to the portion of the year for which the net income had been reported or (2) not less than twelve per centum upon each dollar of net income of such corporation received or accrued during the first three months of the current calendar or fiscal year whichever is applicable

Page 24, line 9, by striking out after the word "specified" the following:

"Section 5 Consolidated Reports The department shall not permit any corporation owning or controlling directly or indirectly any of the voting capital stock of another corporation or of other corporations subject to the provisions of this act to make a consolidated report showing the combined net income

"Section 6 Extension of Time to File Reports The department may upon application made to it in such form as it shall prescribe on or prior to the last day for filing any annual report and upon proper cause shown grant to the corporation required to file such report an extension of not more than sixty (60) days within which such report may be filed and in case the Federal income tax authorities at any time grant a longer extension of time for filing such reports with the Federal Government the department may grant an additional extension of time for filing the annual report under this act of not more than thirty (30) days after the termination of the Federal extension but the amount of tax due shall in such cases nevertheless be subject to interest from the due dates and at the rates fixed by this act

"Section 7 Changes Made by Federal Government (a) If the amount of the net income as returned by any corporation to the Federal Government is finally changed or corrected by the Commissioner of Internal Revenue or by any other agency or court of the United State such corporation within thirty (30) days after the receipt of such final change or correction shall make a corrected report under oath or affirmation to the department showing such finally changed or corrected net income up which the tax is required to be paid to the United States In case a corporation fails to file a report of such correction which results in an increase in net income within the time prescribed there shall be added to the tax a penalty of five dollars ($5.00) for every day during which such corporation is in default but the department may abate any such penalty in whole or in part

"(b) If as a result of such final change or correction there should be any change made in the amount of the net income of any corporation upon which tax is imposed by this act the department shall have the power and its duty shall be to resettle such taxes Whenever a resettlement shall have been made hereunder the department shall resettle the account according to law and shall credit or charge as the case may be the amount resulting from such resettlement upon the current accounts of the corporation with which it is made The resettlement shall be subject to audit and approval by the Department of the Auditor General as in the case of original settlements and in case of the failure of the two departments to agree the resettlement shall be submitted to the Board of Finance and Revenue as in the case of original settlements

"(c) Where a report of change correction or redetermination of Federal income or Federal tax has been filed after a petition for review or an appeal has been taken such report shall be deemed a part of the original annual report upon petitions of the taxpayer at any subsequent proceedings as though it had been filed with such original report and no separate petition for review or appeal from the resettlement resulting from such report of change correction or redetermination shall be necessary

"Section 8 Settlement and Resettlement (a) All taxes due under this act shall be settled by the department and such settlement shall be subject to audit and approval by the Department of the Auditor General and shall so far as possible be made so that notice thereof may reach the taxpayer before the end of the year after the tax report was required to be made where notice of the settlement has not reached or does not reach the taxpayer before the end of a year after the tax report was required to be made the settlement shall nevertheless be valid and binding upon the taxpayer

"(b) Promptly after the date of any such settlement the department shall send by mail or otherwise a copy thereof to such corporation The tax imposed by this act shall be settled resettled and otherwise imposed and adjusted in the same manner within the same periods of time and right or resettlement review appeal and refund as provided by law in the case of capital stock and franchise taxes imposed upon corporations

"(c) If within a period of two years after the date of any settlement the department is not staisfied with such settlement or if at any time the net income as returned by any corporation to the Federal Government is finally changed or corrected by the Commissioner of Internal Revenue or by any other agency or court of the United States with the result that tax in addition to the amount paid is due under this act the department is hereby authorized and empowered to make a resettlement of the tax due by such corporation based upon the facts contained in the report or upon any information within its possession or that shall come into its possession

"Whenever a resettlement shall have been made hereunder the department shall resettle the account according

to law and shall credit or change as the case may be the amount resulting from such resettlement upon the current accounts of the corporation with which it is made

"The resettlement shall be subject to audit and approval by the Department of the Auditor General as in the case of original settlement and in case of the failure of the two departments to agree the resettlement shall be submitted to the Board of Finance and Revenue as in the case of original settlements

"(d) If any corporation shall neglect or refuse to make any report and payment of tax required by this act the department shall estimate the tax due by such corporation and subject to audit and approval by the Department of the Auditor General settle the amount due by it for taxes penalties and interest thereon as prescribed herein from which settlement there shall be no right of review or appeal but the department with the approval of the Department of the Auditor General may require a report to be filed and thereupon make a settlement based upon such report and cancel the estimated settlement

"Section 9 Enforcement Rules and Regulations Inquisitorial Powers of the Department (a) The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations not inconsistent with this act relating to any matter or thing pertaining to the administraion and enforcement of the provisions of this act and the collection of taxes penalties and interest imposed by this act The department is hereby required to have such rules and regulations promulgated and adopted printed and shall distribute the same to any person upon request

"(b) The department or any agent authorized in writing by it is hereby authorized to examine the books papers and records and to investigate the character of the business of any corporation in order to verify the accuracy of any report made or if no report was made by such corporation to ascertain and settle the tax imposed by this act Every such corporation is hereby directed and required to give to the department or its duly authorized agent the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized Any information gained by the department as a result of any returns investigations or verifications required to be made by this act shall be confidential except for official purposes and any person divulging such information shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100.00) or more than one thousand dollars ($1000.00) and costs of prosecution or to undergo imprisonment for not more than six (6) months or both in the discretion of the court

(e) Whenever any person acting for or on behalf of the department shall in good faith institute legal proceedings for any violations of the provisions of this act and for any reason shall fail to recover costs of record such costs shall be a charge upon the proper county as shall such costs in the event defendant is imprisoned for failure to pay fine or costs or both and shall be audited and paid as are costs of like character in said county

(d) The powers conferred by this act upon the department relating to the administration or enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the department of law

Section 10 Retention of Records by Corporations Penalty Each corporation shall maintain and keep for a period of three (3) years after any report is filed under the act such records of its business within this Commonwealth for the period covered by such report and other pertinent papers as may be required by the department

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine not exceeding one thousand dollars ($1000.00) and costs of prosecution or to undergo imprisonment for not more than six (6) months or both in the discretion of the court

Section 11 Penalties (a) Any person who shall wilfully make a false and fraudulent return of net income made taxable by this act shall be guilty of wilful and corrupt perjury and upon conviction thereof shall be subject to punishment as provided by law Such penalty shall be in addition to any other penalties imposed by this act

(b) Any person who wilfully fails neglects or refuses to make a report or to pay the tax as herein prescribed or who shall refuse to permit the department to examine the books papers and records of any corporation liable to pay tax under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars ($1000.00) and costs of prosecution or undergo imprisonment not exceeding six (6) months or both in the discretion of the court Such penalty shall be in addition to any other penalties imposed by this act

Section 12 Constitutional Construction The provisions of this act are severable and if any of its provision shall be held unconstitutional the decision of the court shall not effect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 13 Effective Date This act shall become effective immediately upon its final enactment and shall remain in force only for the inposition and collection of taxes on net income of corporations derived from sources within the Commonwealth for the calendar years one thousand nine hundred fifty-one one thousand nine hundred fifty-two one thousand nine hundred fifty-three one thousand nine hundred fifty-four and [one thousand nine hundred fifty-five] for every calendar year thereafter or for the fiscal years ending in the calendar years on thousand nine hundred fifty-two one thousand nine hundred fifty-three one thousand nine hundred fifty-four one thousand nine hundred fifty-five [and one thousand nine hundred fifty-six] and every calendar year thereafter

Page 33, line 10, by striking out after the word "This" the words: "reenacting and"; line 11 by striking out after the word "hundred" the words: "fifty-five" and inserting in lieu thereof the words: "fifty-six"; line 14 by striking out after the word "hundred" the words "fifty-five" and inserting in lieu thereof the words "fifty-six" line 15 by striking out after the word "basis" the following:

Section 3 The foregoing amendment to section 8 (a) being intended as a clarification of existing law and as an expression of legislative intent shall apply to all tax settlements heretofore made as well as to those hereafter made

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1843, Printer's No. 1686, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1843.

An Act amending the act of June 13, 1883 (P. L. 119) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" regulating the burial costs for unclaimed bodies unfit for anatomical purposes and making provisions conform to existing law

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend bill, section 2, page 2, line 19 by striking out after the word "counties" the following: "one hundred dollars ($100).

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Agnew,	Gaffney,	Lopresti,	Royer,
Amarando,	Garlock,	Lovett,	Rubin,
Anderson, M. S.,	Gelfand,	Lutty,	Rudisill,
Anderson, S. A.,	George,	Mahan,	Sarraf,
Ashton,	Gibb,	Markley,	Scarcelli,
Auker,	Gibson,	Maxwell,	Schuster,
Banker,	Goldstein,	McCann,	Sherman,
Barnatovich,	Gramlich,	McCormack,	Sigman,
Bell,	Greenwood,	McGee,	Smith, C. C.,
Blair,	Guss,	McInroy,	Smith, Wm. B.,
Boles,	Guthrie,	McKeever,	Snider,
Bonner,	Hamilton, R. K.,	McLaughlin,	Stank,
Boory,	Hamilton, W. H.,	McWherter,	Stebbins,
Bower,	Hass,	Meholchick,	Steckel,
Branca,	Haudenshield,	Metz,	Stephens,
Breisch,	Heavey,	Mihm,	Stone,
Brennan, A. P.,	Helm,	Mikula,	Stoner,
Brennan, J. J.,	Henzel,	Moody,	Strausser,
Brenninger,	Hewitt,	Moran,	Stroup,
Brown,	Hocker,	Moscrip,	Swartz,
Bucchin,	Holt,	Muldowney,	Taylor,
Bullen,	Horst,	Mullen,	Thomas,
Capano,	Houk,	Munley,	Tompkins,
Cianfrani,	Isaacs,	Murphy,	Thompson,
Cioffi,	Jenkins,	Murray, H. P.,	Toll,
Cochran,	Johnson,	Murray, J. J.,	Toomey,
Comer,	Jones, G. E.,	Murray, P. G.,	Varallo,
Cooper,	Jones, T. H. W.,	Musto,	Varner,
Curwood,	Jump,	Naugle,	Verona,
Davis,	Kamyk,	Needham,	Wallace,
Donahue,	Kehler,	Ogilvie,	Walsh,
Donaldson,	Keller,	O'Neill,	Wargo,
Dougherty,	Kent,	Pacchioli,	Waterhouse,
Erb,	Kline,	Parry,	Weidner,
Eshleman,	Knecht,	Pashley,	Welsh,
Ewing,	Kolankiewicz,	Paulhamus,	Wescott,
Eilberg,	Kooker,	Petrosky,	Wheeler,
Farabaugh,	Kornick,	Polaski,	Whitenight,
Filo,	Kratz,	Polen,	Willaredt,
Fineman,	Kromer,	Price,	Williams,
Flint,	Lafore,	Pursley,	Wilt,
Floyd,	Leiby,	Readinger,	Worley,
Flynn,	Leonard,	Reibman,	Yetter,
Foster,	Leven,	Reidenbach,	Yetzer,
Frank,	Limper,	Renwick,	Ziegler,
Frascella,	Lippincott,	Rovansek,	Andrews,
Frost,			Speaker

NAYS—0

NOT VOTING—22

Adam,	Leisey,	Olsen,	Stevenson,
Bazin,	Light,	Pettigrew,	Vaughan,
Breth,	Magee,	Pomeroy,	Wall,
Down,	Miller,	Rigby,	Wood,
Ehrgood,	Mills,	Rosen,	Young,
Lawyer,	Monroe,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 8, Printer's No. 1252, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 8.

An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a toll bridge over the Ohio River in Beaver County between a point in or near the Borough of Shippingport to a point in or near the Borough of Midland on the opposite side of the Ohio River and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by striking out after the word "the" the words: "State Highway and Bridge Authority" and inserting in lieu thereof the words: "Department of Highways;" line 3 by inserting after the word "a" the word "toll;" line 4 by striking out after the second word "in" the following: "The general area of Monaca Shippingport to the general area of Beaver Midland on" and inserting in lieu thereof the following; "or near the Borough of Shippingport to a point in or near the Borough of Midland on."

Amend Section 1, page 2, line 1 by striking out after the word "The" the words "State Highway and Bridge Authority" and inserting in lieu thereof the words "Department of Highways;" line 4 by striking out after the second word "in" the words "the general area of Monaca" and inserting in lieu thereof the words "or near the Borough of;" line 5 by striking out after the word "to" the words "general area of Beaver Midland" and inserting in lieu thereof the words "a point in or near the borough of Midland;" and by inserting after line 8 the following:

Upon completion of the bridge the Department of Highways shall operate and maintain the same as a toll bridge and shall charge and collect tolls at reasonable rates determined by it until the cost of the bridge and of operating and maintaining it have been paid

Amend Section 2, page 3, line 12 by striking out after the word "The" the words "State Highway and Bridge Authority" and inserting in lieu thereof the words "Department of Highways."

Amend Section 3, page 3, line 15 by striking out after the word "the" the word "completion" and inserting in lieu thereof the words "cost of construction;" line 16 by striking out after the word "thereto" the word "they" and inserting in lieu thereof the words "has been paid the collection of tolls shall cease and the bridge and its

approaches;" line 18 by striking out after the word "be" the words "reconstructed and."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

The SPEAKER. The Chair will appoint a Committee of Conference at a later time.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1694, Printer's No. 1510, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1694.

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line, by striking out after the word "of" the words "one hundred seventy-nine thousand two hundred seventy-five dollars ($179,275)" and inserting in lieu thereof the following: "one hundred twenty-one thousand seven hundred seventy-five dollars ($121,775)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

The SPEAKER. The Chair will appoint a Committee of Conference at a later time.

REPORT FROM COMMITTEE

Mrs. VARALLO from the Committee on Ways and Means, reported as amended, Senate Bill No. 151, entitled:

An Act amending the act of June 20, 1919 (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decdent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" exempting certain persons corporations and organizations from tax on the transfer of property inherited or received by them.

COMMITTEE MEETINGS

AGRICULTURE and DAIRY INDUSTRIES, Mr. Snider, Chairman, Room 331, Wednesday, May 2, at 10:30 a. m.

EDUCATION, Mr. McCann, Chairman, Room 324, Wednesday, May 2, at 10:45 a. m.

JUDICIARY, Mr. Lopresti, Chairman, Room 145, Wednesday, May 2, at 10:00 a. m.

MUNICIPAL CORPORATIONS, Mr. Verona, Chairman, Room 521, Wednesday, May 2, at 10.30 a. m.

The Legislative Service Club will meet for breakfast tomorrow morning, May 2, at 8:30 a. m. in the private dining room of the Capitol Cafeteria.

All times are Daylight Saving Time.

ADJOURNMENT

Mr. LEONARD. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 2, 1956 at 10:00 a. m. E.S.T.

The motion was agreed to, and (at 5:30 p. m. E.S.T.), the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., WEDNESDAY, MAY 2, 1956. No. 173.

SENATE

WEDNESDAY, May 2, 1956.

The Senate met at 12:30 o'clock p.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, Thou Who art all powerful in Thy power, Thou canst see the world and the universe. Yet, in Thy dignity of power, Thou dost show it in the bud bursting from the branch and unfolding into a beautiful flower. So we pray that Thy Spirit may work in our hearts that it may bring forth the best things for our fellowmen.

We pray Thee to bless the youth of our Nation as they are in the threshold of a much greater world. May they realize that they can only walk safely in the world to come when they walk at Thy side.

Bless us in our deliberations today, that all that we do shall redound to Thy honor and glory. We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. DENT, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

SENATE BILL No. 1028 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 1028, entiled:

An Act amending the "Vehicle Code" * * * permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT pro tempore. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE CONCURS IN SENATE BILL No. 382

He also returned to the Senate, Senate Bill No. 382, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" changing or deleting certain routes.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 633

He also returned to the Senate, Senate Bill No. 633, entitled:

An Act repealing the last paragraph of section 5 act of May 23, 1874 (P. L. 230) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" which requires publication each year of a statement of all delinquent taxpayers in cities of the first class.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 820

He also returned to the Senate, Senate Bill No. 820, entitled:

An Act amending the "Cigarette Tax Act" * * * declaring the taxes to be a levy on the consumers and imposing duties on dealers.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 981

He also returned to the Senate, Senate Bill No. 981, entitled:

An Act amending the act of June 24, 1895 (P. L. 212) entitled "An act to establish an intermediate court of appeal regulating its construction officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeal from its judgments" and its supplement of May 5, 1899 (P. L. 248) changing the jurisdiction of the Superior Court.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1013

He also returned to the Senate, Senate Bill No. 1013, entitled:

An Act amending the "Estate Tax Apportionment" of August 24, 1951 (P. L. 1405) entitled "* * *" changing the method of apportionment regarding the inheritance or death tax effect with respect to charitable public or similar gifts or bequests.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1055

He also returned to the Senate, Senate Bill No. 1055, entitled:

An Act amending the act of June 7, 1901 (P. L. 491) entitled "An act authorizing municipalities to define and fix the terms for the use of public parks or grounds of any kind for railroad purposes" extending such authority.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 895

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 895, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entiled "School Employes' Retirement Law," by permitting contributors who withdrew from school service upon restoration to school service to transfer to members of the one one-hundred-fortieth (1-140) class.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1843

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1843, entitled:

An Act amending the act of June 13, 1883 (P. L. 119) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," regulating the burial costs for unclaimed bodies unfit for anatomical purposes and making provisions conform to existing law.

AMENDMENT TO HOUSE BILL No. 1863, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 1863, entitled:

An Act amending the "Vehicle Code" act of May 1 1929 (P. L. 905) by further regulating lighting equipment lights and devices and the use thereof and prescribing penalties.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT pro tempore. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 1720, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 1720, entitled:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 842) entitled "An act relating to the acquisition of rights to divert water from rivers streams natural lakes and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth" defining various words and phrases vesting in the Water and Power Resources Board certain powers and authorities for the conservation control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth making available for public water supply purposes water rights heretofore or hereafter acquired but not used providing for hearings by the Water and Power Resources Board and for appeals from its decision fixing fees granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters repealing all acts or parts of acts inconsistent herewith including Act No 109 P. L. 152 approved April 13 1905 Act No 307 P. L. 455 approved June 7 1907 Act No 64 P. L. 258 approved April 8 1937" by further regulating the period within which water rights must be acquired

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT pro tempore. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1928

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1928, entitled:

An Act amending the act of May 20, 1949 (P. L. 1594), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and possessing with intent to sell, of adulterated or deleterious ice cream,

french ice cream, french custard, frozen custard, frozen ice confections, frozen sherbet confections, sherbet, ice and fruit ice, including coated ice cream and the coating thereof . . ." extending its provisions to ice milk and ice milk confections; and conferring additional powers and duties on the Department of Agriculture, and changing labeling requirements.

The PRESIDENT pro tempore. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 653, entitled:

An Act amending the act of July 18 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof *** and providing penalties" providing additional disability and superannuation retirement allowances

Which was committed to the Committee on Rules.

House Bill No. 1770, entitled:

An Act amending the "Penal Code" * * * regulating the energizing of fence wires with electricity

Which was committed to the Committee on Rules.

House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility

Which was committed to the Committee on Rules.

House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth * * * of certain streets in cities of the first class as State highways * * * changing certain routes and adding a new route

Which was committed to the Committee on Rules.

House Bill No. 2105, entitled:

An Act amending the act of May 25 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance * * * employes of the bureau of fire in cities of the second class * * *" further regulating payments to certain beneficiaries under the fund

Which was committed to the Committee on Rules.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Allegheny, Mr. Fleming, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

HOUSE MESSAGE

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1083

The Clerk of the House of Representatives being introduced, informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1083, entitled:

An Act limiting in certain cases the right of appeal to the court of common pleas from decisions of magistrates, aldermen and justices of the peace.

SENATE RECEDES FROM ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1083

Mr. MAHANY. Mr. President, I move that the Senate recede from its amendments non-concurred in by the House to House Bill No. 1083.

Mr. DENT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	**Harney,**	Miller,	**Taylor,**
Berger,	**Hays,**	**Mullin,**	**Van Sant,**
Blass,	Kessler,	**Pechan,**	**Wade,**
Camiel,	Kopriver, Jr.	Peelor,	**Wagner,**
Chapman,	Lane,	**Propert,**	**Watkins,**
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	**Schmidt,**	**Weiner,**
Diehm,	Mallery,	**Scott,**	Whalley,
DiSilvestro,	McCreesh,	**Seyler,**	**Wolfe,**
Donolow,	**McGinnis,**	**Silvert,**	**Yosko,**
Flack,	McMenamin,	**Stevenson,**	**Fleming,**
Haluska,	McPherson, Jr.	**Stiefel,**	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

STUDENTS FROM SCOTTDALE JOINT SENIOR HIGH SCHOOL PRESENTED TO SENATE

Mr. DENT. Mr. President and Members of the Senate, I have the pleasure today to present to this Senate the senior class of the Scottdale Joint Senior High School. They are accompanied by their principal, Mr. Ray Ronco, and Mr. John Snader, Home and School Visitor, as well as the P. T. A. Hostesses, Mrs. Hebenthal and Mrs. McNally.

These children have come from Scottdale this morning and will spend the day visiting and viewing this Capitol, watching the Legislature at work, and will return to their homes this evening. I want to welcome them here on behalf of the Senate of Pennsylvania.

The PRESIDING OFFICER. The Chair is very happy to welcome the school children from Scottdale, the guests of Senator Dent, and we certainly hope they will enjoy their visit here in the Senate today.

STUDENTS FROM CUMBERLAND VALLEY SCHOOL PRESENTED TO SENATE

Mr. WADE. Mr. President, I have the honor to present and welcome to this Body a rather large group from the Cumberland Valley School, of Cumberland County, and to say to the Members of the Senate that these young folks are privileged to attend school in a school building which has been adjudged one of the three best

planned and best developed school buildings in the United States.

They are accompanied by Mr. Stanley Hostler and Mr. W. W. Britton, their teachers.

The PRESIDING OFFICER. The Chair welcomes the visitors from the Cumberland Valley School District, and we sincerely hope they will have an enjoyable visit in the Senate today.

REPORTS FROM COMMITTEES

Mr. RUTH, from the Committee on Rules, reported as committed, Senate Bill No. 1092, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" providing for special enrollments for determining population of counties for purpose of changing classification.

Mr. KOPRIVER, JR., from the Committee on Local Government, reported as committed, House Bill No. 2008, entitled:

An Act amending the act of May 22, 1933 (P. L. 853) entitled "The General County Assessment Law" clarifying the exclusion of cities boroughs townships school districts and poor districts in counties of the second class from provision excluding certain items in valuing real estate.

BILL RE-REFERRED

Mr. BLASS, from the Committee on State Government, returned to the Senate, House Bill No. 806, entitled:

An Act to promote the welfare of the people of the Commonwealth by rendering financial assistance to industrial development agencies engaged in promoting the development and expansion of business, industry and commerce in the respective counties of the Commonwealth; prescribing procedures for the rendering of such assistance and empowering the Department of Commerce of the Commonwealth to administer the same; and making an appropriation.

which was re-referred to the Committee on Appropriations.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

MEMBERS OF THE BUILDING AND LOAN BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Building and Loan Board, to serve until September 1, 1963, and until their successors are duly appointed and have qualified:

William D. Kneib, Assistant Secretary, Marquette Building and Loan Association, 920 Peach Street, Erie, Erie County, vice Harry T. McFadden, Harrisburg, whose term expired.

Eugene J. Hagerty, President, Crusader Savings and Loan Association, 5011 Baltimore Avenue, Philadelphia 43, Philadelphia County, vice Frank W. Harris, Jr., Esq., Philadelphia whose term expired.

GEORGE M. LEADER.

MEMBER OF THE PENNSYLVANIA BOARD OF PAROLE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul J. Gernert, West Leesport, Berks County, for appointment as a member of the Pennsylvania Board of Parole, for a term of four years, and until his successor shall have been duly appointed and qualified, vice Major Henry Clarke Hill, Harrisburg, whose term expired.

GEORGE M. LEADER.

JUDGE OF THE SEPARATE ORPHANS' COURT OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Abraham L. Wolk, Esq., 5830 Elwood Street, Pittsburgh, Allegheny County, for appointment as Judge of the Separate Orphans' Court of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, to serve until the first Monday of January 1958.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 5, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Marvin L. Dunn, R. D. 3, Bloomsburg, Columbia County, for appointment as Justice of the Peace in and for the Township of Main, Columbia County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate G. Feniello, 1316 South Arch Street, Connellsville, Fayette County, for appointment as Alderman in and for the First Ward of the City of Connellsville, Fayette County, to serve until the first Monday of January 1958, vice Harry L. Ash, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Howard M. Mallalieu, R. D. 2, Oxford, Chester County, for appointment as Justice of the Peace in and for the Township of Lower Oxford, Chester County, to serve

until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph B. Palangio, 1101 Ninth Avenue, Penglyn, Irwin, Westmoreland County, for appointment as Justice of the Peace in and for the Borough of Irwin, Westmoreland County, to serve until the first Monday of January 1958, vice John E. Irwin, deceased.

GEORGE M. LEADER.

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert H. Rees, Jr., Esq., 28 West State Street, Trenton 8, New Jersey, for appointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of New Jersey, for the term of five years to compute from the date of confirmation.

GEORGE M. LEADER.

MEMBER OF THE NORTHUMBERLAND COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Oscar E. Kehler (Rep.), R. D. 1, Shamokin, Northumberland County, for appointment as a member of the Northumberland County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John T. Petrick, Box 350, Clarksville, Greene County, for appointment as Justice of the Peace in and for the Township of Morgan, Greene County, to serve until the first Monday of January 1958, vice Arthur C. Howes, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Benjamin J. Thomas, 1004 Service Street, New Castle, Lawrence County, for appointment as Justice of the Peace in and for the Township of Shenango, Lawrence County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate F. Wilson Carnahan, R. D. 3, Rimersburg, Clarion County, for appointment as Justice of the Peace in and for the Township of Madison, Clarion County, to serve until the first Monday of January 1958, vice E. H. Carnahan, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Eugene Aiello, Railroad Street, Wampum, Lawrence County, for appointment as Justice of the Peace in and for the Borough of Wampum, Lawrence County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Marian M. Earnshaw, R. D. 1, Glenmore, Chester County, for appointment as Justice of the Peace in and for the Township of Wallace, Chester County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Millard J. Sweed, Jr., R. D. 1, Nottingham, Chester County, for appointment as Justice of the Peace in and for the Township of West Nottingham, Chester County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Emily R. Smith, R. D. 3, Linesville, Crawford County, for appointment as Justice of the Peace in and for the Township of Summit, Crawford County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Franklin P. Holtzapple, R. D. 2, Port Trevorton, Snyder County, for appointment as Justice of the Peace in and for the Township of Union, Snyder County, to serve until the first Monday of January 1958, vice Allen S. Sechrist, deceased.

GEORGE M. LEADER.

MEMBER OF THE INDIANA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Shirli Cohn Brody (Dem.), 248 Locust Street, Indiana, for reappointment as a member of the Indiana County Board of Assistance, to serve until December 31, 1956, and until her successor is duly appointed and qualified.

GEORGE M. LEADER.

MEMBER OF THE LEHIGH COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George A. Stahl, Jr. (Dem.), 3315 Lincoln Circle S., Allentown, Lehigh County, for appointment as a member of the Lehigh County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Horace W. Schantz, Emmaus, whose term expired.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jesse C. Walker, 46 Walnut Street, Homer City, Indiana County, for appointment as Justice of the Peace in and for the Borough of Homer City, Indiana County, to serve until the first Monday of January 1958, vice Glenn M. Hensell, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John A. Atkinson, 13 Market Street, Freeport, Armstrong County, for appointment as Justice of the Peace in and for the Borough of Freeport, Armstrong County, to serve until the first Monday of January 1958, vice Joseph Fratta, resigned.

GEORGE M. LEADER.

MEMBERS OF THE ERIE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Erie County Board of Assistance:

George E. Klemm (Dem.), 1019 East Twenty-eighth Street, Erie, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice Robert A. Ott, Corry, deceased.

Mrs. Marian Schmid Zurn (Dem.), 1850 South Shore Drive, Erie, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Mrs. Helen H. Gebhardt, Erie, whose term expired.

Samuel L. Gilson, Esq. (Dem.), 530 Seminole Drive, Erie, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice William W. Knox, Esq., Erie, resigned.

Joe Evans (Dem.), 1224 German Street, Erie, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Miss Laura Jane Linnell, Erie, whose term expired.

R. J. McCarty (Dem.), 649 East Fifth Street, Erie, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Mrs. Grace L. Swanson, Albion, whose term expired.

Rabbi Randall M. Falk (Rep.), 636 Virginia Avenue, Erie, to serve until December 31, 1958. (Reappointment)

GEORGE M. LEADER.

HOUSE MESSAGE

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 944

The Clerk of the House of Representatives being introduced, informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 944, entitled:

An Act reenacting and amending the title and the act of August twenty-fourth, one thousand nine hundred fifty-one (P. L. 1417), entitled, as amended, "Corporation Income Tax Law," extending its provisions for an unlimited period of time, changing the deduction of dividends and the definition of corporation and of net income, imposing the tax on certain corporations, companies and associations not heretofore taxed under this act, and increasing the rate of tax, and re-defining certain allocation factors.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 944

Mr. MAHANY. Mr President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS INTRODUCED AND REFERRED

Messrs. MULLIN and SCHMIDT read in place and presented to the Chair Senate Bill No. 1094, entitled:

An Act providing that provisions for confession of judgment or power of attorney therefor contained in certain installment contracts are unenforceable and invalid.

Which was committed to the Committee on Rules.

Mr. MULLIN read in his place and presented to the Chair Senate Bill No. 1095, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled "The Penal Code," prohibiting the operation of motor vehicles across private property in certain cases and providing penalties.

Which was committed to the Committee on Rules.

Messrs. DENT and MAHANY read in place and presented to the Chair Senate Bill No. 1096, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the consent of the Department of Welfare, to sell or give to the Pennsylvania Game Commission a tract of Commonwealth land in Union and Hunlock Townships, Luzerne County, containing approximately five hundred acres and now constituting a portion of Retreat State Hospital lands under the administration of the Department of Welfare.

Which was committed to the Committee on Rules.

They also read in place and presented to the Chair Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies, with the consent of the Department of Military Affairs and the approval of the Governor, to sell or give all or part of the Cold Springs Military Reservation in Lebanon County, formerly known as Camp Shand, to The Pennsylvania Game Commission.

Which was committed to the Committee on Rules.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

MEMBERS OF THE BUILDING AND LOAN BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Building and Loan Board, to serve until September 1, 1963, and until their successors are duly appointed and have qualified:

William D. Kneib, Assistant Secretary, Marquette Building and Loan Association, 920 Peach Street, Erie, Erie County, vice Harry T. McFadden, Harrisburg, whose term expired.

Eugene J. Hagerty, President, Crusader Savings and Loan Association, 5011 Baltimore Avenue, Philadelphia 43, Philadelphia County, vice Frank W. Harris, Jr., Esq., Philadelphia, whose term expired.

GEORGE M. LEADER.

MEMBER OF THE PENNSYLVANIA BOARD OF PAROLE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul J. Gernert, West Leesport, Berks County, for appointment as a member of the Pennsylvania Board of Parole, for a term of four years, and until his successor shall have been duly appointed and qualified, vice Major Henry Clarke Hill, Harrisburg, whose term expired.

GEORGE M. LEADER.

JUDGE OF THE SEPARATE ORPHANS' COURT OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Abraham L. Wolk, Esq, 5830 Elwood Street, Pittsburgh, Allegheny County, for appointment as Judge of the Separate Orphans' Court of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, to serve until the first Monday of January 1958.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 5, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Marvin L. Dunn, R. D. 3, Bloomsburg, Columbia County, for appointment as Justice of the Peace in and for the Township of Main, Columbia County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate G. Feniello, 1316 South Arch Street, Connellsville, Fayette County, for appointment as Alderman in and for the First Ward of the City of Connellsville, Fayette County, to serve until the first Monday of January 1958, vice Harry L. Ash, deceased

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Howard M. Mallalieu, R. D. 2, Oxford, Chester County, for appointment as Justice of the Peace in and for the Township of Lower Oxford, Chester County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph B. Palangio, 1101 Ninth Avenue, Penglyn, Irwin, Westmoreland County, for appointment as Justice of the Peace

in and for the Borough of Irwin, Westmoreland County, to serve until the first Monday of January 1958, vice John E. Irwin, deceased.

GEORGE M. LEADER.

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Albert H. Rees, Jr., Esq., 28 West State Street, Trenton 8, New Jersey, for appointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of New Jersey, for the term of five years to compute from the date of confirmation.

GEORGE M. LEADER.

MEMBER OF THE NORTHUMBERLAND COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Oscar E. Kehler (Rep.), R. D. 1, Shamokin, Northumberland County, for appointment as a member of the Northumberland County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John T. Petrick, Box 350, Clarksville, Greene County, for appointment as Justice of the Peace in and for the Township of Morgan, Greene County, to serve until the first Monday of January 1958, vice Arthur C. Howes, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Benjamin J. Thomas, 1004 Service Street, New Castle, Lawrence County, for appointment as Justice of the Peace in and for the Township of Shenango, Lawrence County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate F. Wilson Carnahan, R. D. 3, Rimersburg, Clarion County, for appointment as Justice of the Peace in and for the Township of Madison, Clarion County, to serve until the first Monday of January 1958, vice E. H. Carnahan, resigned.

GEORGE M. LEADER

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Eugene Aiello, Railroad Street, Wampum, Lawrence County, for appointment as Justice of the Peace in and for the Borough of Wampum, Lawrence County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor,'s Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Marian M. Earnshaw, R. D. 1, Glenmoore, Chester County, for appointment as Justice of the Peace in and for the the Township of Wallace, Chester County, to serve until the first Montay of January 1958, to fill a vacancy.

GEORGE M. LEADER

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Millard J. Sweed, Jr., R. D. 1, Nottingham, Chester County, for appointment as Justice of the Peace in and for the Township of West Nottingham, Chester County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Emily R. Smith, R. D. 3, Linesville, Crawford County, for appointment as Justice of the Peace in and for the Township of Summit, Crawford County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Franklin P. Holtzapple, R. D. 2, Port Trevorton, Snyder County for appointment as Justice of the Peace in and for the Township of Union, Snyder County, to serve until the first Monday of January 1958, vice Allen S. Sechrist, deceased.

GEORGE M. LEADER.

MEMBER OF THE INDIANA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Shirli Cohn Brody (Dem.), 248 Locust Street, Indiana, for reappointment as a member of the Indiana County Board of Assistance, to serve until December 31, 1958, and until her successor is duly appointed and quaified

GEORGE M. LEADER.

MEMBER OF THE LEHIGH COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George A. Stahl, Jr. (Dem.), 3315 Lincoln Circle S., Allentown, Lehigh County, for appointment as a member of the Lehigh County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Horace W. Schantz, Emmaus, whose term expired.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jesse C. Walker, 46 Walnut Street, Homer City, Indiana County, for appointment as Justice of the Peace in and for the Borough of Homer City, Indiana County, to serve until the first Monday of January 1958, vice Glenn M. Hensell, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 26, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John A. Atkinson, 13 Market Street, Freeport, Armstrong County, for appointment as Justice of the Peace in and for the Borough of Freeport, Armstrong County, to serve until the first Monday of January 1958, vice Joseph Fratta, resigned.

GEORGE M. LEADER.

MEMBER OF THE ERIE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the folowing persons for appointment as members of the Erie County Board of Assistance:

George E. Klemm (Dem.), 1019 East Twenty-eighth Street, Erie, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice Robert A. Ott, Corry, deceased.

Mrs. Marian Schmid Zurn (Dem.), 1850 South Shore Drive, Erie, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Mrs. Helen H. Gebhardt, Erie, whose term expired.

Samuel L. Gilson, Esq. (Dem.), 530 Seminole Drive, Erie, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice William W. Knox, Esq., Erie, resigned.

Joe Evans (Dem.), 1224 German Street, Erie, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Miss Laura Jane Linnell, Erie, whose term expired.

R. J. McCarty (Dem.), 649 East Fifth Street, Erie, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Mrs. Grace L. Swanson, Albion, whose term expired.

Rabbi Randall M. Falk (Rep.), 636 Virginia Avenue, Erie, to serve until December 31, 1958. (Reappointment)

GEORGE M. LEADER.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

FINAL PASSAGE CALENDAR

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order.

The Senate proceeded to the third reading and consideration of House Bill No. 879, entitled:

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "Public School Employes' Retirement Law" by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 147, Printer's No. 1715, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 291, on third reading, entitled:

An Act amending the act of June 7, 1887 (P. L. 365) entitled "An act to encourage and authorize the formation of cooperative association productive and distributive by farmers mechanics laborers or other persons" authorizing perpetual existence for cooperative associations providing for prospective and retroactive amendments to articles of association increasing terms of existence or making such terms of existence perpetual.

be recommitted to the Committee on Corporations.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 672, entitled:

An Act authorizing cities boroughs incorporated towns townships and counties to create historic areas within their geographical limits providing for the appointment of historical boards empowered to preserve historic buildings and to regulate the erection reconstruction alteration restoration demolition or razing of buildings within the historic areas.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

MOTION TO RECOMMIT BILL

Mr. MAHANY. Mr. President, I move that Senate Bill No. 672, on third reading, be recommitted to the Committee on Forests and Waters, Game and Fish.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. STIEFEL. Mr. President, I wonder whether the Majority Floor Leader would agree to pass over this bill for about five minutes. I expect my speech, which I promised yesterday to deliver, to come from the printer and it will arrive here momentarily. It will be most edifying and I am sure the expense of five minutes will well compensate everybody for being patient.

Mr. MAHANY. Mr. President, I did not understand the gentleman, but if he wants something, I will go along with it temporarily.

The PRESIDING OFFICER. Senator Stiefel has requested of the Majority Floor Leader that we delay action on this motion for five minutes.

MOTION TO RECOMMIT BILL WITHDRAWN

Mr. MAHANY. Mr. President, I withdraw my motion to recommit Senate Bill No. 672 to the Committee on Forests and Waters, Game and Fish.

Mr. PECHAN. Mr. President, I withdraw my second to the motion.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILLS OVER IN ORDER, TEMPORARILY

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 672, Printer's No. 280, on third reading, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 673, Printer's No. 270, on third reading, go over in its order, temporarily.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 675, entitled:

An Act to amend the title and further amend the act approved the fifteenth day of May one thousand nine hun-

dred fifteen (Pamphlet Laws 534) entitled "Motion Picture Censorship Law" by authorizing the disapproval of any real film or view which is obscene or incites to crimes of violence and by repealing certain sections of the act

And said bill having been read at length the third time,
On the question,
Will the Senate agree to the bill on third reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection?

REQUEST THAT BILL GO OVER IN ORDER WITHDRAWN

Mr. DENT. Mr. President, I would like to withdraw my request that House Bill No. 675 go over in its order.
And the question recurring,
Will the Senate agree to the bill on third reading?

MOTION TO POSTPONE BILL

Mr. DENT. Mr. President, I move that House Bill No. 675, on third reading, be placed on the Third Reading Postponed Calendar.
Mr. LANE. Mr. President, I second the motion.
On the question,
Will the Senate agree to the motion?
Mr. MAHANY. Mr. President, my father told me one time that if you gave Senator Dent an inch, he would take a mile.
Mr. President, I cannot go along with that motion. I cannot agree with Senator Dent to put this bill over for a day. Frankly, we wanted to act on it today, but Senator Dent requested, when he came over here a short time ago, that we put the bill over. I am willing to do that. I think we should keep the bill on the Calendar, in a position where it can be acted upon. Senator Dent can understand the controversial nature of this bill. Perhaps it is misunderstood, but there are many church groups that are for the bill. Some, perhaps, feel that further study should be made on it. However, I feel, in all fairness to these groups, that we should keep the bill on the current Calendar rather than putting it on the Postponed Calendar because I want to act on the bill, at least by next Monday, one way or the other.
Mr. DENT. Mr. President, I will accept Senator Mahany's amendment to my motion.

MOTION TO POSTPONE BILL WITHDRAWN

Mr. DENT. Mr. President, I now withdraw my motion to place House Bill No. 675 on the Third Reading Postponed Calendar.
Mr. LANE. Mr. President, I withdraw my second to the motion.
And the question recurring,
Will the Senate agree to the bill on third reading?

BILL OVER IN ORDER

Mr. DENT. Mr. President, I now ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.
The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 983, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" including within the definition of "Commercial Motor Vehicle" and excluding from the definition of "Motor Omnibus" buses transporting pupils of private and parochial schools and Sunday school children and by regulating the use of commercial motor vehicles.

And said bill having been read at length the third time, and agreed to,
And the amendments made thereto having been printed as required by the Constitution,
On the question,
Shall the bill pass finally?
The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.
Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 984, entitled:

An Act amending the act of May 28, 1937 (P. L. 1053) entitled "Public Utility Law" excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicle

And said bill having been read at length the third time, and agreed to,
And the amendments made thereto having been printed as required by the Constitution,
On the question,
Shall the bill pass finally?
The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,

Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 1077, Printer's No. 679, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2087, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code" further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 3 (Sec. 811), page 15, line 5, by inserting after the words "used on a" the following: "public"; Amend Section 3 (Sec. 811), page 15, line 6, by striking out the following: "A braking surface of a type designed for a maxi-"; Amend Section 3 (Sec. 811), page 15, lines 7 to 9, inclusive, by striking out all of said lines; Amend Section 3 (Sec. 811), page 15, line 10, by sriking out the following: "and"; Amend Section 3 (Sec. 811), page 15, line 10, by striking out the following: "Braking" and inserting in lieu thereof the following: "Friction Lining"; Amend Section 3 (Sec. 811), page 15, line 12, by inserting after the word "act" the following: "And of a Type Designed for a Maximum of One Hundred Twenty (120) Degrees and a Minimum of Ninety (90) Degrees Friction Surface Per Brake Shoe".

On the question,,

Will the Senate agree to the amendments

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 2087, Printer's No. 1728, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 2096, Printer's No. 1702, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

STUDENTS OF CAMP HILL HIGH SCHOOL PRESENTED TO SENATE

Mr. WADE. Mr. President, I have the honor to introduce and welcome to the Senate a group of visiting students from the Camp Hill High School, under the leadership of one of their teachers, Mr. Harold Baer. They are seated in the gallery.

The PRESIDING OFFICER. The Chair welcomes the students from the Camp Hill High School, and we certainly hope your visit to the Senate will be most pleasant and that you enjoy yourselves here.

SENATE BILL No. 672 CALLED UP

Mr. MAHANY. Mr. President, at this time I call up, from page 2 of today's Third Reading Calendar, Senate Bill No. 672, Printer's No. 280, which went over in its order temporarily.

BILL RECOMMITTED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 672, on third reading, entitled:

An Act authorizing cities boroughs incorporated towns townships and counties to create historic areas within their geographical limits providing for the appointment of historical boards empowered to preserve historic buildings and to regulate the erection reconstruction alteration restoration demolition or razing of buildings within the historic areas.

be recommitted to the Committee on Forests and Waters, Game and Fish.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. STIEFEL. Mr. President and gentlemen of the Senate, I am sorry to object to this motion and I want to present my case before the Senate of Pennsylvania in support of my objections.

Mr. President, Senate Bills No. 672 and No. 673 have been denizens on our Calendar since August the 1st, 1955. It was the finger of God that sent them to the Committee on Forests and Waters, Game and Fish for the following reason. Back in 1949, the learned gentleman from Erie, Senator C. Arthur Blass, was the chairman of a subcommittee which prepared a report on all the historical buildings, sites and remains in Pennsylvania.

Mr. President, if I am to present my case, I need silence to do it.

The PRESIDING OFFICER. Will the Senate be in order? The gentleman is entitled to be heard.

POINT OF ORDER

Mr. MAHANY. Mr. President, I rise to a point of order.

The PRESIDING OFFICER. The gentleman from Crawford, Mr. Mahany, will state his point of order.

Mr. MAHANY. Mr. President, as I understand it, the rules of the Senate provide that on a motion to recommit, the merits of a bill cannot be debated. he debate must be limited to whether or not the bill should be recommitted, and that is the motion before the Senate. However, if the Senator desires to place his speech on this motion, which he has mimeographed, in the record, I will not object to it. I do raise the point of order, however, if he wishes to continue debating the merits of this bill.

The PRESIDING OFFICER. The point of order is well taken. The Senate rules do provide that the merits of a bill cannot be discussed on a motion to recommit.

And the question recurring,

Will the Senate agree to the motion?

PERSONAL PRIVILEGE

Mr. STIEFEL. Mr. President, I rise to a question of personal privilege.

The PRESIDING OFFICER. The gentleman from Philadelphia, Mr. Stiefel, will state his question of personal privilege.

Mr. STIEFEL. Mr. President, the Senate will pass, in a few minutes, on whether or not these two bills, Senate Bill No. 672 and Senate Bill No. 673, which is to follow, are to be recommitted to the Committee on Forests and Waters, Game and Fish, and I want to point out in my remarks under personal privilege that by doing so, some of the Senators who will favor this motion will be contradicting their own vote.

Senator Blass filed a report with the Senate of Pennsylvania in 1949. That report is now an official document. As a matter of fact, I looked up the vote today and I found that Senator Mahany and many other people voted for it.

Now, this document, Mr. President, known as "The Catelogue of Historical Buildings, Sites and Remains in Pennsylvania," has a preface with recommendations. It is a very magnificent document. In fact, it is being requested all over the United States and I have been informed by the Joint State Government Commission that the supply is nearly exhausted.

Mr. President, if you want to know what treasures you have in your county, all you have to do is to open this book to the proper page and there you will find listed, one by one, all the historical sites in your county.

Page one of this document carries a speech made by Senator Blass. He delivered a very fine oration on that occasion, and we were all proud of it. That was at the time his reputation was well established as a historian par excellence in Pennsylvania. Page one of this document reads as follows:

"It is the recommendation of the Joint State Government Commission that legislation be passed to prohibit the destruction or sale of any buildings or sites designated in the following listings as being of prime historical importance, until the proposed action has been brought to the attention of the General Assembly at its regular Session."

Mr. President, each one of the Members on the Republican side voted for that measure and they recommended that legislation should be passed, and Senate Bill No. 672 and Senate Bill No. 673 are the measures which implement that recommendation. I cannot see how a legislator or a Senator can contradict his action by voting against these measures.

I am not fooling myself. You can use all kinds of euphemisms, such as further study and further consideration, but this time when you send the bills back to committee, you send them to certain strangulation and death.

Mr. President and gentlemen of the Senate, on page 251 of the History of the Senate for this week, you will find a long list of historical sites and colonial buildings in Philadelphia which have been destroyed without any consideration to Pennsylvania's history. This maiming, and I may even call it rape, of historical Philadelphia is a shame which would not be tolerated by any other State in the Union. However, in Pennsylvania it is permitted and day in and day out buildings in Philadelphia are being destroyed, and they are probably being destroyed throughout the Commonwealth.

A group of people got up and said they were constitutional lawyers, and that this legislation was unconstitutional. I have here a decision by the Supreme Court of the United States, and a decision of the Supreme Court of Massachusetts, which simply state that this legislation is constitutional.

Unfortunately, Mr. President, we not only have primitives, but we have mastodons. One of these mastodons hails from Montgomery County, and I am not referring to Senator Propert. I do not classify him as mastodon. However, there is a member of the Historical Commission who considers himself a great constitutional authority, and it was this lawyer who urged Senator Propert to prevail upon the Republican Caucus to kill these two bills. I submit to you, gentlemen and Mr. President, that by doing this we commit a crime against the history of Pennsylvania.

I know you have a lot of work and in order not to keep you long, I reduced my remarks to a mimeographed compilation. Here I have an editorial from the New York Times which hails bills of this type. I have excerpts from the decision of the Supreme Court of Massachusetts; I have a statement by that eminent historian, Professor Lingelbach. All of these exhibits ask for this kind of legislation.

Mr. President, I want to say to you that you should think twice before you send these bills back to committee. Whoever votes against the recommittal of these two bills will be doing his duty to Pennsylvania's history and, in the words of Pontius Pilatus, he can say, "My hands did not spill this blood."

When Doctor Chapman and I introduced these bills back in 1951, we received the plaudits of the entire nation. We received a commendation from General Ulysses S. Grant III, saying that this would be a model for the entire Nation. Yet, here in Pennsylvania, for reasons not known to me, I only suspect that this mastodon, Mr. Gallagher, caused the complication and that is why these bills are being killed today.

I am appealing to my colleagues and I am appealing to all history-minded Members of the Republican Majority to vote against this motion because by dooming these two bills, you are repudiating the past of Pennsylvania.

Mr. President, I request that the following prepared

statement, insupport of Senate Bill No. 672 and Senate Bill No. 673, be spread upon the record.

Let our hands not destroy that heritage—the ruin of Historical Pennsylvania and the pillage of its historical treasures must be curbed and stopped.

The Preservation of Historic Buildings and Sites

Pennsylvania has a rich heritage in the historic sites and buildings which are to be found throughout the Commonwealth. They are material and visible evidences of the great past of our State and of its part in the building and making of the United States, reflecting its contributions to the economic, social, cultural, and political development of the nation. Such historic buildings and sites give reality and atmosphere to the story of the past, in a way that can never be true of the written or spoken word. Their educational value in making Pennsylvania history real and in awaking a sense of patriotic pride in the achievements of past generations of Pennsylvanians, makes them resources which we should all be interested in preserving for the benefit of present and future citizens of the State. Any measure which seeks to protect them from damage and destruction is deserving of the most favorable consideration.

It is Pennsylvania's great historical background which sets her off as an entirely distinctive state of the American Nation. Her boundaries are largely artificial, the pattern of government is similar to that of other states, and even with industries, natural resources, and population, the difference is one of degree rather than kind. The same thing is true of many other aspects of Pennsylvania life which contribute to her greatness, but which do not account for any difference.

The real distinctive quality of Pennsylvania is to be found in her history, her foundation as a haven of refuge from oppression, her development of free representative government in colonial times, her tradition of government based on the principles of toleration, freedom and the public good, her part in the creation of the United States, and her influence and example in the development of other states. Historic buildings and sites, the physical evidences of Pennsylvania's great past, are a matter of concern and interest to the citizens of the State, as well as to the people of the entire nation.

It is good to note that the General Assembly of the Commonwealth has already given token recognition of the significance of historic buildings and sites in Senate Bill No. 881, Act No. 335, which was approved on February 14. This Act declared the public interest in historic sites and buildings, and provides for certificates commending their owners for maintaining and preserving a distictive part of Pennsylvania's historical heritage. This is a good first step, but it gives no positive assurance that historic buildings and sites will be protected.

Such positive legislation which would do much to assure the preservation of Pennsylvania's heritage of buildings and sites is now before the General Assembly. These are bi-partisan measures, Senate Bills 672 and 673, introduced by Senators Chapman and myself, and one is a repetition of a bill introduced in a previous session by Representative Charles C. Smith. Both were drawn up with great care to give the utmost protection to historic buildings and sites that would be possible under the Constitution.

Such legislation has been adopted and is working successfully in many cities of the United States. Again and again, it has been provided that in order to promote the general welfare historic sites and buildings should be protected, because of the benefits to the economy from the promotion of their historical associations, and because of the benefits to the education of our youth from these visible examples of our historic past. No building, alteration of exteriors, or demolition is permitted without approval in terms of the effect on the historical values of the district. Among the places where such legislation is in effect are Charleston, South Carolina (1924); New Orleans, Louisiana (1936); Alexandria, Virginia (1946); Winston-Salem, North Carolina (1948); Georgetown, D. C. (1950); Annapolis, Maryland (1952); Boston and Nantucket, Massachusetts (1955); and Philadelphia, Pennsylvania (1955). Even at Williamsburg, Virginia, the passage of a historical zoning bill was necessary to assure the permanence and completeness of the famous development of this colonial capital by the Rockefeller fortune.

Before the passage of the Massachusetts legislation, questionnaires were sent to chambers of commerce, real estate boards, American Institute of Architects chapters, and officials in each city which already had such protection for historic areas. The unanimous response was that the laws were working well, that in every case the city as a whole had benefitted, that generally retail business had benefitted, and that real estate values had either been stabilized or enhanced. The Supreme Court of the Commonwealth of Massachusetts gave a favorable opinion as to its constitutionality. From it I am excerpting the most important passages.

It has been found possible and worthwhile to do something about the problem of protecting historic buildings and sites. What has been done in other places, the General Assembly of the Commonwealth of Pennsylvania can do, and make it generally applicable to all the historic areas of the Commonwealth. Under Senate Bill 672, local units of government can be given the power to create historic districts, where locally appointed historical boards will have the necessary authority to review and approve proposed alterations and changes, limited to external features visible by the public. Under Senate Bill 673, the State historical agency, the Pennsylvania Historical and Museum Commission, can be given authority to avert the destruction or damage of a historic building or site until arrangements can be made for its preservation, under State, local or private auspices. These two bills, providing protection for historic places on both local and State levels, should be passed without further delay.

Aims of Senate Bills 672 and 673

I. General

(a) To protect the historical sites and buildings which are the tangible remains of Pennsylvania's rich historic past.

(b) To meet the pressing danger of their destruction as a result of modern "progress," with new residentional and industrial development spreading over wider and wider areas.

(c) To maintain the educational and civic values of these historical sites and buildings for the benefit of present and future citizens of the Commonwealth.

II. Specific Aims of Senate Bill 672

(a) To give any community within this Com-

monwealth the power to protect its significant historical sites and buildings and to preserve the historic character of areas, through the creation of historic areas and the appointment of historic sites boards, at the option of various local political subdivisions.

(b) To give communities the means of protecting the cultural, historic and economic values represented by such areas and buildings.

III. Specific Aims of Senate Bill 673

(a) To give the Pennsylvania Historical and Museum Commission the power to protect historic sites and buildings from destruction or alteration until arrangements can be made for their preservation and maintenance under State, county. municipal or private auspices.

(b) To give the Commission the authority to fulfill its existing legal responsibility "as the official agency of the Commonwealth for the conservation of Pennsylvania's historic heritage." Because of this phrase in the Administrative Code, the Pennsylvania Historical and Museum Commission is often blamed for failing to save a historic building from destruction.

Excerpts from an Editorial in the New York Times, November 27, 1955.

A people that has no interest in its own historical and architectural monuments of its past can hardly consider itself fully mature as a nation. The growing concern with these matters in the United States is an important indication of our own cultural development; but the problem of preserving the tangible reminders of this heritage, brick and wood and stone, is not an easy one.

In this city the Municipal Art Society in conjunction with the Society of Architectural Historians has been working hard to focus public attention on buildings the disappearance of which would be a serious loss. During the time it took to compile a list of some 250 such buildings a few years ago it developed that 20 per cent of them were destroyed or drastically altered. Here is a case where 'there ought to be a law" . . .

At present structures of national interest are usually saved for posterity, when they are saved, by spontaneous action of private individuals. Mount Vernon itself would probably have been lost to the nation a century ago if it had not been for a campaign begun by an energentic lady from South Carolina. Sometimes strictly local interest—as recently in Hashville—can be stimulated to save a building worth saving. But so much has already been lost, and there is so much to be done, that public and private agencies working together have no time to lose.

Excerpts from Opinion of Supreme Court of Massachusetts on Nantucket Historic District Bill. July 7, 1955

If the proposed act is to be construed as a taking of property of owners affected by it, manifestly it is unconstitutional, since no provision is made for compensation as required by art. 10 of the Declaration of Rights. On the other hand, there may be many regulations and restrictions upon the use of private property under the so called police power which do not amount to a taking of the property and which rest upon the general power to legislate for the public safety, health, morals, and welfare. We are of opinion that the proposed act is not a taking. There is no provision for a formal taking, and title will remain in the owner as will the possession and usufruct for nearly all purposes, even though restricted in ways that conceivably may in occasional instances bear down heavily.

The question then arises whether the proposed act can be supported without a taking and the paying of compensation as a police regulation in the interest of public safety, health, morals, or welfare. There are many regulations belonging in this category too numerous and too familiar to require specific reference here. Those which in many respects most nearly resemble the proposed act are the zoning laws the constitutionality of which is in general thoroughly established. * * * Many zoning regulations are as severe in their operation upon landowners as any of the provisions of the proposed act.

But the zoning regulations are in general directly related to the public safety and health, and less directly to the public morals. The proposed act can hardly be said in any ordinary sense to relate to the public safety, health or morals. Can it rest upon the less definite and more inclusive ground that it serves the public welfare? The term public welfare has never been and cannot be precisely defined. Sometimes it has been said to include public convenience, comfort, peace and order, prosperity, and similar concepts, but not to include "mere expediency." * * * And it has been held or stated that aesthetic considerations alone are not enough, but that they may be taken into account, if the primary objects of the regulation are sufficient to justify it. * * * It may be noted that these decisions and statements rested upon precedents that originated before the extensive restrictions upon the use of private property now familiar in zoning rules had met with general acceptance. There is reason to think that more weight might now be given to aesthetic considerations than was given to them half a century ago. In Berman v. Parker, 348 U. S. 26, at page 33, the court said, "The concept of the public welfare is broad and inclusive . . . The values it represents are spiritual as well as physical, aesthetic as well as monetary. It is within the power of the legislature to determine that the community should be beautiful as well as healthy, spacious as well as clean, well-balanced as well as carefully patrolled." * * * At any rate it was held as long as twenty years ago . . . that . . . the police power extended to the prohibition of billboards in places "where they deface natural scenery and places of historic interest." * * *

The definition of the purpose of the proposed act . . . is along these same lines and includes "the preservation and protection of historic buildings, places and districts of historic interest; through the development of an appropriate setting for these buildings, places and districts; and through the benefits resulting to the economy of Nantucket in developing and maintaining its vacation-travel industry through the promotion of these historic associations." * * * There has been substantial recognition by the courts of the public interest in the preservation of historic buildings, places and districts. * * *

It is not difficult to imagine how the erection of a few wholly incongruous structures might destroy one of the principal assets of the town . . .

We think that the requirements of the proposed act are not too indefinite or lacking in sufficient standards. The act does not require anything to be done to existing structure with the possible exception of signs. With the same possible exception, it applies only to exterior architectural features subject to public view from a public

place. It does not apply to details of design or sizes of buildings or interior arrangement of building features not subject to public view, and requirements of the commission must be limited to the preventing of developmets "obviously incongruous to the historic aspects of the surroundings." * * *

We are of opinion that in a general sense the proposed act would be an act for the promotion of the public welfare and would be constitutional, and we answer the questions on that basis. There might, however, be particular instances in which the decisions of the commission, because of peculiar hardship and remoteness from the legitimate purpose of the act, would be unconstitutional applications of it. This has occurred at times in the application of the zoning laws.

Excerpts from Opinion of Supreme Court of Massachusetts on Historic Beacon Hill District Bill (Boston)

The announced purpose of the act is to preserve this historic section for the educational, cultural, and economic advantage of the public. If the General Court/Legislature/ believes that this object would be attained by the restrictions which the act would place upon the introduction into the district of inappropriate forms of construction that would destroy its unique value and associations, a court can hardly take the view that such legislative determination is so arbitrary or unreasonable that it cannot be comprehended within the public welfare.

In our answers to recent questions of the Senate pertaining to proposed historic districts in Nantucket we have discussed at some length the constitutional aspects of restrictions upon the character of building in areas set apart as such districts, whether or not there is involved any element of aesthetic considerations . . . We beg to refer to what we there said without repeating it here. In that instance the districts of historic interest intended to be preserved were in ancient villages that had survived into our day. In this instance it is an ancient section of the capital city of the Commonwealth. But the principles are the same. * * *

Dr. William L. Lingelbach, Librarian of the American Philosophical Society, in American Heritage, Fall, 1951.

Historic buildings, monuments and sites, like works of art, have always had a strong appeal to the imagination of thoughtful people. They occupy a large space in all cultural and political history, adding atmosphere and visual expression to the story of the past, in a language quite as eloquent as the spoken word. Appreciation of this has varied greatly from time to time. In general, however, an instinctive feeling for the importance of historic monuments has prevailed in every age, from the building of the pyramids of Egypt to the determined efforts of war-stricken Europe during and after World War II to salvage the shattered remains of its historic shrines.

About the middle of the last century this feeling became very pronounced in intellectual circles in western Europe, and gradually found expression in a wide-spread movement for conservation and restoration. Archaeologists, historians, architects, and engineers, following the example of the eminent French scholar Viollet-Le-Duc, developed rules and canons to govern the process. Historic survivals—classical temples, mediaeval castles, cathedrals and other religious shrines—were heralded not only for their cultural value but as concrete evidence of the continuation of history, interpreting the past to successive generations in terms all could understand.

In our country the movement, which is now closely associated with city planning, has grown rapidly in recent years. Under the impact of two world wars, the great depression of the thirties, and the serious challenge to our national heritage by alien ideologies, it has assumed a national as well as a local character, and is today in full stride. On the other hand, not till the devastation wrought by aerial bombing, and the threat to our own treasures in World War II, did we give the problem the serious attention it merited. Moreover, in the rather irregular efforts, during the War to safeguard our historic treasurers against bombing, we gradually became conscious of the dangers from other sources—dangers incident to the sweeping demolition accompanying the growth of modern cities, or, as seen particularly in Philadelphia, to the neglect and decay associated with the shifting of population and business from the older and historic sections which are in turn taken over by newer elements unfamiliar with American history.

More than any other city or province, Philadelphia and Pennsylvania were intimately associated with the personalities, ideas and great events of colonial and Revolutionary history. Likewise, in the formative years of the Republic, it continued to act as host to the nation's statesmen, as they drew up the Constitution and set up the National Government to implement that great document.

AMERICAN HERITAGE, III, No. 1, page 31

And the question recurring,

Will the Senate agree to the motion?

Mr. LANE. Mr. President and Members of the Senate, I feel that I must take the floor and support Senator Stiefel's arguments. I do not think the bill should be recommitted. We, on the Democratic side, take the position that any legislation which carries the name of the distinguished gentleman from Philadelphia deserves the consideration of the Senate. I do not feel that the bill should be recommitted. Incidentally, this legislation also carries the name of the Chairman of the Senate Committee on Appropriations, Senator Chapman. To arbitrarily recommit these bills I believe is false. As a matter of fact, Mr. President, I feel that this legislation really represents diamonds in the rough.

It reminds me of part of a story that I once read, in a book which I think was entitled "Acres of Diamonds," whereby over in ancient Arabia there was a mercenary old shiek whose name was Elhaffid. Elhaffid was the type of individual who felt that he should have everything that the world itself possessed. One night, as he was talking with a Buddhist priest, he asked the Buddhist priest what the most valuable thing in the world really was. The Buddhist priest said that he thought it was diamonds, because only royalty possessed diamonds. Elhaffid, being imbued with the ambition of possessing something that no one but royalty had, sold all his earthly possessions. He took out over the world, looking for these diamonds. He was informed by this old Buddhist priest that these diamonds could be located in a river that flowed between high mountains and over white sands.

Elhaffid went all over the Asiatic Continent and went over into the Continent of Europe. By this time, the years had gone by and he became a broken old man. So, he

wandered over into Spain and arrived at Barcelona. One night, a great tidal wave came in. He went down by the Pillars of Hercules and he threw himself into the bay, and that was the end of Elhaffid.

Let us go back to his old homestead and his successor. Under the same conditions, his successor was sitting there and one night, as he talked to this old Buddhist priest, the successor's daughter came in with a great big rock which contained all the colors of the rainbow, the sun, the moon and the stars. The successor said to the old Buddhist priest, "What does my daughter have?" The Buddhist priest said, "I do believe that your daughter has found diamonds." The successor said to his daughter, "Where did you find this, daughter?" She said, "Down at the back of our lot. It was lying in a river that flowed between high mountains and over white sands."

That, Mr. President, is the moral of the story. You know, you can always find your diamonds where you look for them. I would, therefore, say that Senator Stiefel's legislation is really diamonds in the rough. I think we should consider it and not recommit these bills. I know, too, that Senator Mahany is quite an historian because he has quoted history here many, many times. As the Majority Leader of this distinguished Body on the other side, I prevail upon him, on behalf of Senator Stiefel, on behalf of Elhaffid. on behalf of those diamonds and on behalf of the Democratic Party, not to kill Senator Stiefel's bills.

Mr. MAHANY. Mr. President, in answer to Senator Lane's dissertation, I want to first tell him that I am sure Russell Conwell, if he were here today, would certainly be proud of the way Senator Lane has related a portion of his famous speech, "Acres of Diamonds," for which he used to charge admission. I believe he took the money that he made from the speech to found Temple University in the city of Philadelphia, which we today are trying to carry on and appropriate money for by taking it from the people in the form of a sales tax.

Mr. President, for one thing, I could not object to the Senator's statement because he certainly was not talking on the merits of the bill. I would say to the Senator that if he would read the bill—I do not want to talk about the merits of the bill because a little while ago I said that you should not be talking about the merits of a bill on a motion to recommit—he would find that this bill does take property without due process of law. As I understand it, if it were decided, for instance, that George Washington had slept in Senator Lane's house at one time and they designated Senator Lane's house as a place in which George Washington slept, and it became a place of historical significance, then he would not even be permitted to paint the front door or put new wallpaper on in the living room or in the bedroom in which George Washington slept unless he obtained permission from some group or some historical board. I also understand that the State Historical Commission is not in favor of this bill. However, we are not really putting the bill back for burial. We want to give it further study and deliberation until January 1957.

Mr. WEINER. Mr. President, I just want to add an addenda to Senator Lane's speech. I did not have a chance to do so before the Majority Leader injected himself. What Senator Lane was trying to say was, "Do not polish off diamonds in the rough."

Mr. STIEFEL. Mr. President, I do not want to insult the Senators in this Chamber. However, I already have pointed out once that there were giants in the land and perhaps now we do not have the giants around us. If I would present here on the floor of the Senate a list of the bills that were killed in committee or killed on final passage, it would not make such a presentable show.

Apropos of what Senator Mahany said, if he checks up on it, he will be surprised to know that there is a statute on the law books of Pennsylvania which prohibits even eminent domain against any building that has a connection with George Washington or with the Revolutionary War; even eminent domain cannot be put through.

Mr. President, may I say, in conclusion, that the irony of the situation, the paradox of the situation, is that in Philadelphia we have a definite ordinance which is doing what Senate Bill No. 672 and Senate Bill No. 673 intend to accomplish. However, it will be Montgomery County which will suffer more than any other place in Pennsylvania on account of the defeat of these two bills. Mr. Gallagher, and the Senator from Montgomery County, will live to see the day when they will rue the defeat of these measures.

Mr. LANE. Mr. President, just to wind up this debate, I want to advise the Majority Leader that the reason I delivered that oration today was with the thought in mind that in the event the Republican Majority seems to be determined to recommit the bills, if they go through with it and recommit them, Senator Stiefel and I are going to pass the hat among the Members of the Senate with the hope that probably we can finance it by voluntary contributions from the Members.

And the question recurring,

Will the Senate agree to the motion?

Mr. STIEFEL. I ask for a roll call, Mr. President.

Mr. LANE. I ask for a roll call, Mr. President.

The yeas and nays were required by Mr. STIEFEL and Mr. LANE,

and were as follows, viz:

YEAS—23

Berger,	**Mahany,**	**Scott,**	**Watkins,**
Flack,	**Mallery,**	Stevenson,	Watson,
Harney,	McMenamin,	Taylor,	Whalley,
Kessler,	Pechan,	Van Sant,	Wolfe,
Kopriver, Jr.,	Peelor,	Wade,	**Fleming,**
Madigan,	Propert,	Wagner,	Presiding Officer

NAYS—21

Barr,	Derk,	Hays,	**Ruth,**
Blass,	**Diehm,**	Lane,	**Schmidt,**
Camiel,	**DiSilvestro,**	**McCreesh,**	**Seyler,**
Chapman,	**Donolow,**	**McGinnis,**	**Silvert,**
Dent,	Haluska,	Miller,	**Stiefel,**
			Weiner,

So the question was determined in the affirmative.

SENATE BILL No. 673 CALLED UP

Mr. MAHANY. Mr. President, at this time I call up from page 2 of today's Third Reading Calendar, Senate Bill No. 673, Printer's No. 270, which went over in its order temporarily.

BILL RECOMMITTED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 673, on third reading, entitled:

An Act relating to historic sites and structures declaring the same to be affected with a public interest prohibiting the destruction defacing or altering thereof without approval of the Pennsylvania Historical and Museum Commission constituting the commission a legislative agency for the purpose of this act authorizing it subject to appeal to determine the educational value of such sites and structures providing for injunctions authorizing the commission to provide for the maintenance and preservation of such sites and structures and prescribing penalties

be recommitted to the Committee on Forests and Waters, Game and Fish.

Mr. PECHAN. Mr. President, I second the motion.

On the question.

Will the Senate agree to the motion?

Mr. STIEFEL. I ask for a roll call, Mr. President.

Mr. LANE. I ask for a roll call, Mr. President.

(During the calling of the roll, the following occurred:)

Mr. STIEFEL. Mr. President, I have always been most decent, as long as I have been a Member of the Senate, in my attitude toward any bill that is brought up for a vote by my colleagues. I never jeer and I never leer, and I never make a mockery out of it. For this reason, anybody who is absent from the floor of the Senate and somebody casts a vote for him, I am going to apprehend them by asking for a verification of the roll.

It is to serious to make a joke of it.

VERIFICATION OF THE ROLL

Mr. STIEFEL. Mr. President, I ask for a verification of the roll.

The PRESIDING OFFICER. Request has been made to have the roll verified.

The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

Berger,	Madigan,	Scott,	Watkins,
Diehm,	Mahany,	Stevenson,	Watson,
Flack,	Mallery,	Taylor,	Wolfe,
Harney,	Pechan,	Van Sant,	Fleming,
Kessler,	Peelor,	Wade,	Presiding Officer
Kopriver, Jr.	Propert,	Wagner,	

The PRESIDING OFFICER. Are there any corrections? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

Barr,	Derk,	Lane,	Ruth,
Blass,	DiSilvestro,	McCreesh,	Schmidt,
Camiel,	Donolow,	McGinnis,	Seyler,
Chapman,	Haluska,	McMenamin,	Silvert,
Dent,	Hays,	Miller,	Stiefel,
			Weiner,

The PRESIDING OFFICER. Are there any corrections? The Chair hears none. The negative roll will stand as verified.

The yeas and nays were required by Mr. STIEFEL and Mr. LANE,

and were as follows viz:

YEAS—22

Berger,	Kopriver, Jr.	Propert,	Wagner,
Diehm,	Madigan,	Scott,	Watkins
Flack,	Mahany,	Stevenson,	Watson,
Harney,	Mallery,	Taylor,	Wolfe,
Kessler,	Pechan,	Van Sant,	Fleming,
	Peelor,	Wade,	Presiding Officer

NAYS—21

Barr,	Derk,	Lane,	Ruth,
Blass,	DiSilvestro,	McCreesh,	Schmidt,
Camiel,	Donolow,	McGinnis,	Seyler,
Chapman,	Haluska,	McMenamin,	Silvert,
Dent,	Hays,	Miller,	Stiefel,
			Weiner,

So the question was determined in the affirmative.

HOUSE MESSAGE

HOUSE DEFEATS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 305

The Clerk of the House of Representatives being introduced, informed the Senate that the House has defeated the Report of Committee of Conference on Senate Bill No. 305, entitled:

An Act to add Section 1201.1 to the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "The Vehicle Code," by providing for traffic courts in cities of the third class

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, I was disappointed to learn from the newspapers that the House Republican Caucus has again rejected the plan to eliminate from the proposed sales tax in Pennsylvania the stamp feature. Since we have had an opportunity to work upon that particular section of the act, I have received a great many communications. I have yet to receive a letter or a petition from any organized group, any retail outlet, any wholesale outlet or any of the rest of the institutions in this Commonwealth that will be directly affected by the stamp tax feature, in favor of this plan.

I was very much interested in a series of speeches given in the city of Philadelphia, of recent date, by men who are experts in the field of sales taxes. We in Pennsylvania, I believe, are not too proficient on the subject of taxes and, especially, sales taxes and their effect upon the economy. However, the Executive Director of the Federation of Tax Administrators, Charles F. Conlon, recently stated that the Ohio Stamp Plan is an extremely expensive method of administering sales taxes. Its elimination, he has declared, would substantially reduce administrative costs and increase the funds available for State appropriations by millions of dollars. He said, "If the Ohio stamp feature is regarded as an effective and an exceedingly costly administrative gadget, if Ohio officials want to get rid of it, and if all other States, except Pennsylvania, have rejected it after studying the results of the Ohio experiment, why is the device retained? The answer has been given many times by those familiar with the scheme."

First of all, it appears to me that when any learned man in the question of sales taxes and stamp tax features uses the word "scheme," in describing the stamp plan, the use of the word itself denotes the characterization that he has for such a plan. It provides a subsidy to numerous groups and individuals, and the vested interests demand its continuance. This point is forcibly stated in a

recent letter from the Research Director of a large Ohio organization who has lived and worked in Ohio for many years. He writes, and I quote:

"The Stamp system is an expensive administrative device and the money spent on it is 75% wasted. We are probably stuck with it, however, in Ohio because certain politicians are getting campaign help out of the device. The churches, schools, labor organizations, and other similar agencies are financing a lot of projects from it, and a large number of individuals are personally profiting from it. This constitutes a tremendous lobby and my guess is that we will never dispose of it in Ohio."

Mr. President and Members of this Senate, every State in the Union has studied the Ohio stamp plan with great interest. Thirty-five States have some form or other of general sales taxation. Until Pennsylvania took up the much rejected stamp plan, Ohio alone resorted to this measure. It may interest the Members of this Senate to know that eight other States tried it and all of them repealed it at the very first Session of their Legislatures following its passage. The judgment of State tax officials all over the Country, of the Ohio stamp plan, is probably accurately reflected in the recent remarks of two men closely affiliated with State tax administration for many yars. One of these, Mr. Dixwell L. Pierce, Secretary of the California State Board of Equalization, which administers the State sales tax, has declared and I quote:

"I do not regard that method as desirable. If Ohio spent as much money on audits as it has in connection with discounts, redemptions and the cost of printing and distributing the stamps, I am confident that there would be a large gain in revenue and the sales tax would be more fairly administered."

As you go along throughout all of the pages of literature which most of us have received, and petitions that we have received, you find that there is a unanimous chorus of disapproval of the stamp plan.

Mr. President, I have a letter from a gentleman who said: "Pennsylvania has finally come around and adopted a sales tax." This was said by Stanley J. Bowers, Tax Commissioner of the State of Ohio, and let us see what he has to say:

"Pennsylvania has finally come around and adopted a sales tax.

"They have shown great wisdom basically and primarily in following the Ohio plan in adopting a law similar to that of Ohio. I would be the last to say that ours is not a good one. I have lived in Ohio and worked in the Ohio Department of Taxation, as Mr. Young has said, all my useful life and I hope there still may be a few more years left. But among the States in the Union, and my judgment is based upon the observations that I get from taxpayers, Ohio offers the best opportunity and has perhaps the fairest and most equitable tax structure of any State in the Union with respect to a healthy climate for the expansion of business and I hope it stays that way forever.

"However, there can be no prosperity nor can it expand if we don't protect the goose that lays the golden egg. We had to help local governments in Ohio and so, therefore, we decided on a tax program using the stamp collection to help out and when it leveled out a little bit, we expected to get rid of it. We neved did get rid of it because two years later the redemption feature was adopted and put into law. Now there are so many vested interests that we will have the stamp plan as long as we have the sales tax or unless necessity for revenue needs are so great that we must completely repeal the whole sales tax and come up with a new version of a sales tax minus the stamp plan."

Mr. President, the Cleveland Plain Dealer, in an editorial of May 1956, is quoted as saying that 30 odd million dollars a year are taken from the taxpayers of the State of Ohio because of the stamp plan.

Mr. President, the stamp plan is the easiest of all collection plans to cheat with. They have devised all sorts of methods by which the State is deprived of its revenue and the people are deprived of their taxes.

We are passing a sales tax in Pennsylvania out of necessity. That necessity is based upon the needs of the Commonwealth and not upon the needs of the banks, not upon the needs of private organizations, and when we deliberately in this Session, and knowingly, put our hands into the pockets of the taxpayers and into the pockets of the Commonwealth for $13,000,000 to $15,000,000 extra for the administration of a stamp plan, we are not being honest to the people of this Commonwealth, and we are not being honest to our duties as public officials.

Mr. President, I want to say publicly that I had a great deal of help from the Republican Senate Members who worked with me diligently and honestly and untiringly to create an atmosphere in which we could reach some kind of a compromise where we would eliminate this costly feature and, in so doing, grant some relief along the lines of other taxes. We had hoped that we would be able to work out a plan whereby the capital stock tax acceleration would not have to be so burdensome at this particular time during this biennium. However, I fear very much that with the adamant position take by the House Republican Caucus, as of yesterday, that we will now have to revert to the original capital stock tax as it came from the House in order to insure the fifty-four odd millions of dollars that we will receive in this biennium for the uses under our present needs. I had hoped that we would be able to cut that to approximately $13,000,000, thereby granting some relief along the capital stock tax collection line. I had hoped that we would be able to exempt from the sales tax some of the more obnoxious features by taking the money that we would save from the stamp plan and accepting a legislatively mandated deficiency, we would be able to work out something that would be acceptable to both sides.

I am still hopeful that the Senate will take its rightful position in the Legislative Halls. I do not believe that any particular power is granted to either the House or the Senate to positively put its will and wish upon the other branch. If the Majority of the Members of this Senate—and I can honestly say that I believe the majority of the Members of this Senate are opposed to the stamp plan—would like to see some relief along the lines during this hectic tax biennium and if this majority will assert itself, we then may be able to work out a compromise that is acceptable.

One of the features of the stamp plan, which many of you may not be aware of, is that in this State we are limiting the number of places and institutions that will be the distributors of the stamps. In Ohio, upon experience,

they found that, although they started out with the distribution of the stamps being in the hands of the banks and trust companies, they had to expand that to include any person, any association, that the Secretary of Revenue decided qualified as a distributor because they found that many of the merchants who had to prepay for their tax stamps were not in a position to buy sufficient stamps to keep on hand a supply to meet their ultimate or unforeseeable needs.

For instance, Mr. President, in this State of ours we are limiting it to banks only, but what about the many rural communities that do not have banks? Do you mean that if an individual storekeeper, living twenty-five, thirty or thirty-five miles from a bank, runs out of stamps because of an unusual sale he may make—and in the furniture business in a small community I can easily see where that could happen—would that storekeeper have to hold the sale until he runs over to some bank for stamps? I can easily see where that would happen to an automobile dealer, as well, who is far away from a bank. As you all know, most banks do not even open on Saturday and a great majority of them close at two o'clock in the afternoon.

If you are going to have the plan, at least do not put greater burdens upon those who will be burdened enough by putting out their money in order that the tax stamps can be prepaid. On top of that, Mr. President, under the original stamp plan which is now in the bill, these banks get paid one per cent for the handling of the stamps and then they use the money, unless the bill is changed, for six months for their own uses. There is nothing in the bill that restricts the use of the money by the banks. The banks turn the money over to the State after a six-month period.

Mr. President, the argument which was advanced was that if we put the stamp plan in, we would be able to get the last month of the biennium because of the prepayment feature. I offered an amendment which said that under the present collection of the regular sales tax, making the monthly report at the end of every month or with five days of the next month preceding the thirty-day period ahead, we would collect on that basis except in the month of May, 1957, at which time the moneys collected in the previous thirty days would have to be paid five days ahead of the end of the month. That would then give us all but five days of the thirty-day period of the entire collection for this biennium and its uses in this biennium.

I, for one, Mr. President, would not like to see this State make a fatal mistake. I would not like to see the merchants in this State harassed, beyond what they are going to be harassed under any type of collection, by the institution of a discredited tax system.

All taxes are obnoxious to most people. Why do we have to reach into the bag of tricks and come up with the worst feature ever written into any tax law in the United States of America, rejected by every State in the Union and disapproved of by the State that now has it, the State of Ohio?

Mr. President, at one place in the statement of Alfred G. Buehler, Professor of Public Finance of the State of Ohio, I believe there is some reference to a situation which I believe is very important at this moment, and I should like to quote from it:

"Recent Tax Commissioners in Ohio, both Republican and Democrat, have decried the ineffectiveness of the stamp plan, after extensive investigations. Both Republican and Democratic Tax Commisisoners, as well as the various Governors of Ohio, I am advised, have recommended the repeal of the stamp system.

"Troups of interested State and Federal tax officials have gone to Ohio to investigate this novel plan. During the Second World War, when a federal sales tax was being considered, the U. S. Treasury studied the Ohio plan and found it to be ineffective in the enforcement of the sales tax as well as costly."

Now, Mr. President and Members of this Senate, we will be called upon very shortly to vote for the amendments to the sales tax. I am a Member of the Conference Committee and I want to vote for the Conference Report because there are some **very much needed amendments** contained in that report. There are some worth-while improvements. There is some relief along the line where we found the tax to the oppressive. I want to vote for that Conference Committee Report, but I do not, at this moment, see how I can in good conscience sign a report which I know to be dishonest to the taxpayers, dishonorable in its conception and disreputable in its application. Therefore, I want to clearly inform this Senate that although we have devoted a great deal of time to the amendments to the sales tax, I am very fearful that the position taken by the House of Representatives in the Republican Caucus yesterday may well extend this Session even beyond the unreasonable limits that we had hoped we could reach a sine die date in.

For the benefit of all of the people of this State, I plead with the Republican Senators to appeal to their House leadership, with the hope that you will be able to have them change their position and keep this State from being saddled with what has been determined by one speaker to be, and I quote:

"If State and Federal tax officials are correct, only false gold may be mined by the Ohio method."

PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

Mr. HALUSKA. Mr. President, for the last couple of weeks we have been talking about adjourning sine die and probably no man in this Chamber is more anxious to see that day than I am. However, I am satisfied that every Member here wants to go back home.

Before we adjourn sine die, Mr. President, we have a great problem confronting us. We have all talked about it, but apparently have done very little about the matter and that is to give due consideration to the teaching profession of our Commonwealth. The House apparently is blowing hot and cold. Here in this Senate we have passed and originated a bill, by Senator Hays and Senator Seyler, asking for an appropriation of $31,000,000. In addition to that, my good colleague from Westmoreland County, Senator Dent, has worked tirelessly day and night in trying to shape up some program. Many Republican Members are doing the same thing. I believe every Member of this Senate, down in his heart, wants to go back home, knowing that he has done something for this great profession. Despite the fact that we want to go back home, I, as one, am willing to stay here all summer if

need be to pass some decent legislation, giving the proper consideration to the teaching profession before we adjourn sine die. Mr. President, it is a must. We definitely must give the teachers a bonus for this present year. How much is up to us. We must, in addition thereto, pass legislation assuring them of these increments for the coming years.

In all of our local newspapers, Mr. President, throughout the entire Commonwealth, we find advertisements of agencies which are set up in hotel rooms, luring our teachers into other States at much higher salaries than we give them here in Pennsylvania. Apparently, we will not become alarmed about it until it is too late. Some day we will awaken to the fact that we will have no teachers in our classrooms. Some day we will find them marching up the Capitol only because we failed to do our duty.

We certainly must have taxation, Mr. President, and whatever it takes, it is our duty to face the issue, to face the problem. Before we adjourn sine die, we should make certain that we pass some type of legislation. If the House is going to dillydally around, it is up to us in this Senate to get together, both Democrats and Republicans, and issue a new bill next week to show our sincerity and faith. I am willing to do that with any Republican. I am willing to co-sponsor a bill and take the matter in our own hands, and next Monday start a new bill through and pass it over to the House.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, in answer to Senator Haluska, I would remind him that when the appropriation bill was before the Senate and Senator Seyler and Senator Hays offered an amendment, which increased it $31,000,000 for the purpose of paying teachers additional amounts over and above what they now receive by mandated salaries, I, at that time, called his attention, and the attention of the teachers, to the fact that by voting for this $31,000,000 it did not give the teachers five cents In order for them to receive any additional money, it would be necessary to pass some type of implementing legislation. They all seemed to be satisfied at that time, and we did pass the Seyler-Hays amendments. We passed the bill and the Governor signed it. I believe shortly after that, Senator Haluska even wrote about my remarks in a column which he prints in the Johnstown Observer. I do not have that particular copy before me, but I remember Senator Haluska did mention my remarks in more or less of an unfavorable light in his column.

The House has been struggling with this problem; the Governor has been struggling with this problem. I have been asked to make comments on it from time to time and, perhaps, as the Republican Floor Leader, I might have made some capital of the dilemma in which they find themselves. However, I refrained from doing it because I thought that the Governor and the House, being Democratic, should have the job of trying to work out the problem as to how much they wanted to give the teachers. When they sent the bill over to the Senate, then we would either amend it or accept it as it left the House.

Now, Mr. President, I find myself in an odd position. I find a Democratic Senator trying to make some kind of capital out of the dilemma that the House and the Governor are in, when the Republican Floor Leader refused to do so. I feel that, in all justice to the deliberations which are being conducted in the House and by various groups in relation to this problem, none of us should try to make political capital out of it. I do not intend to do so. I feel that when the problem comes before us, then we shall act upon it. We shall try to do justice to the teachers of Pennsylvania.

We all realize that perhaps the teachers of Pennsylvania should receive some more money. I feel that we are all willing to give them more. It seems that in every Session of the Legislature we are confronted with this problem and we must struggle with it, along with all the other problems with which we are confronted. I want to assure Senator Haluska and the schoolteachers of Pennsylvania that I do not intend to make the teachers a political football. I also want to assure them that when their legislation comes over to the Senate, we will act on it in a forthright and honest manner, both toward them and toward the taxpayers of the State of Pennsylvania.

PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

Mr. HALUSKA. Mr. President, I am somewhat amazed at the remarks made by my colleague, Senator Mahany, when he points out that someone is trying to make capital out of this. Have we reached the low level where a man cannot rise in place and express his opinion and say what he thinks? I do not have to make speeches here in order to have the teachers in my county vote for me. They have voted for me for the last twenty-two years because they believe in me. I never voted against them. I am not trying to make any political hay.

Senator Mahany made a remark about my column that I edit. I cannot recall where I was severe. If I was, I can always say that it is human to err, but divine to forgive. Therefore, I shall forgive. I ask him now to read my column tomorrow. I have edited columns for eleven newspapers for twenty-two years. He speaks of the Johnstown newspaper. It is on the stands tonight and Senator Mahany shall have a copy tomorrow. I have spoken most kindly of the Senator and it may make him feel better. I speak most kindly of his colleagues, because my story for tomorrow is along the lines that I talked about today.

I sincerely believe in what I am saying. Why must we wait for the House? This is a separate body entirely. I pointed out clearly that the House is dillydalling and I pointed out that it is now our turn, if we are sincere, to do what we are talking about. Why must we wait for the House? If Senator Mahany is sincere about this matter and is not trying to make political hay, sponsor a bill with me. We can put it in the hopper on Monday and pass it in this Chamber. Then, let the House make capital of it if they wish.

I am not trying to take advantage nor am I looking for a disadvantage. I say the day has come now when we must do something for our teaching profession before it is too late. We will awaken some day and find our classrooms empty. If that is making political hay, let us have more of it. Let all fifty of us make political hay and pass the bill.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President and Members of the Senate, in order to clear the air, I would like to advise the Members on both sides, and especially to remind the Democratic Senators, that yesterday the Democratic Caucus went on record as supporting a program for the purpose of paying adequate salaries to the members of the public schoolteaching profession. This program has been adopted in the Democratic Caucus. The amendments have already been prepared; they have already been sent over to the House of Representatives.

PERMISSION TO ADDRESS SENATE

Mr. SEYLER asked and obtained unanimous consent to address the Senate.

Mr. SEYLER. Mr. President, in the remarks made by the Majority Leader, he made reference to the restraint he has shown in not commenting on this matter. I want to compliment him on that restraint. I may tell him that I, too, have been asked to make many comments on the problem which faces the House at the present time and I felt it judicious to exercise the same restraint.

Senator Mahany made one comment, however, that I think possibly reflects on the action the Senate took at the time of the Seyler-Hays amendments, as he referred to them. He said, at that time, that this would not put one cent into the teachers' pockets in the way of an increase. I think we made that quite plain at the time. I think we made it plain on this side. I would say to Senator Mahany, however, that had the additional appropriation not been passed, there would not even be a moot question before this Legislature at the present time as to whether additional increases in teachers' salaries could be made.

This thing has two sides, Mr. President. First of all, it has the appropriation side, and Senator Mahany well knows that unless the appropriation was passed by the Legislature, no increases could have been paid. The other side is the question of revenue. There are some people who feel that the revenue voted in the Republican sales tax is perhaps inadequate to carry out the full provisions of the appropriation made at that time. That question is not solved. I agree with Senator Mahany that perhaps this is not the time to discuss it. The problem is before the House of Representatives and I certainly want to welcome what Senator Mahany said at the end of his speech; that when this matter does come before the Senate, then he will lend all aid and assistance to the task of providing a fair and just salary schedule for the teachers.

HOUSE BILL No. 147 CALLED UP

Mr. MAHANY. Mr. President, at this time I call up for consideration, from page 1 of today's Third Reading Calendar, House Bill No. 147, Printer's No. 1715, which went over in its order earlier in the day.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 147, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for increasing the membership of county boards of school directors in certain counties

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affiramtive.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

HOUSE MESSAGE

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1491

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 2, 1956.

Resolved (if the Senate concur), That House Bill No. 1491, Printer's No. 1082, entitled:

An Act requiring the office of register of wills in cities of the first class to be closed on Saturdays for the transaction of business; and authorizing certain actions to be performed in that office on the day succeeding the day required by law.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 362, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwelath for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cities persons associations or corporations to enter into agreements with the Comonweath to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" changing or deleting certain routes

Senate Bill No. 633, entitled:

An Act repealing the last paragraph of section 5 act of May 23 1874 (P. L. 230) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" which requires publication each year of a statement of all delinquent taxpayers in cities of the first class

Senate Bill No. 820, entitled:

An Act amending the "Cigarette Tax Act" * * * declaring the taxes to be a levy on the consumers and imposing duties on dealers.

Senate Bill No. 981, entitled:

An Act amending the act of June 24, 1895 (P. L. 212) entitled "An act to establish an itermediate court of appeal regulating its construction officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeal from its judgments" and its supplement of May 5, 1899 (P. L. 248) changing the jurisdiction of the Superior Court.

Senate Bill No. 1013, entitled:

An Act amending the "Estate Tax Apportionment" of August 24, 1951 (P. L. 1405) entitled "* * *" changing the method of apportionment regarding the inheritance or death tax effect with respect to charitable public or similar gifts or bequests.

Senate Bill No. 1055, entitled:

An Act amending the act of June 7, 1901 (P. L. 491) entitled "An act authorizing municipalities to define and fix the terms for the use of public parks or grounds of any kind for railroad purposes" extending such authority.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

CALENDAR

SECOND READING CALENDAR

APPROPRIATION BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1324, entitled:

A Supplement to the act of April 1, 1863 (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1086, entitled:

An Act to repeal the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 642) entitled "An act for the protection of the public health . . . and providing penalties for violations of the provisions of this act."

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1087, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828) entitled "Fiduciaries Investment Act fo 1949" further prescribing the eligibility for authorized investments of the obligations of municipality authorities.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1815, entitled:

An Act authorizing council of any incorporated town to create the office of town manager and prescribe his powers and duties.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1855, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred fifty-one (P. L. 533) entitled "The Mental Health Act of 1951" by changing existing law for the commitment of persons who become insane after the death penalty is fixed or death sentence imposed.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1866, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law" further regulating the rights of employes of county health departments.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILLS INTRODUCED AND REFERRED

Mr. LANE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Messers. LANE and BARR read in place and presented to the Chair Senate Bill No. 1098, entitled:

An Act amending the act of April 15, 1834 (P. L. 537), entitled "An act relating to counties and townships, and county and township officers," requiring approval of elected aldermen or justices of the peace for appointment of deputy constables.

Which was committed to the Committee on Rules.

Mr. SCOTT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDING OFFICER. Is there objection. The Chair hears none.

Mr. SCOTT, on behalf of Mr. KOPRIVER, JR., read in place and presented to the Chair Senate Bill No. 1099, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304), entitled "Local Health Administration Law," changing the provisions by which exempt cities of the third class may become subject to the jurisdiction of county boards of health.

Which was committed to the Committee on Rules.

BILLS ON FIRST READING

Mr. PECHAN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1092, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" providing for special enrollments for determining population of counties for purpose of changing classification.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2008, entitled:

An Act amending the act of May 22, 1933 (P. L. 853) entitled "The General County Assessment Law" clarifying the exclusion of cities boroughs townships school districts and poor districts in counties of the second class from provision excluding certain items in valuing real estate.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. PECHAN. Mr. President, I move that the Senate do now adjourn until Thursday, May 3, 1956, at 9:30 o'clock, a. m., Eastern Standard Time.

Mr. WATSON. Mr. President, I second the motion.

The motion was agreed to

The Senate adjourned at 2:42 o'clock, p. m., Eastern Standard Time, until Thursday, May 3, 1956, at 9:30 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, MAY 2, 1956

The House met at 10:00 a. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

O God, Thou Author of our being and Fountain of our blessing, Who art from everlasting to everlasting and dwellest in the praises of eternity, we thank Thee for the rays of revelation by which we come to know Thee and for Thy mercy by which we come to love Thee. Thou art the One God, the Ever Blessed, in Whom we live and move and have our being.

We bless Thee, Almighty Father, Who madest all things visible and invisible. Keep us, we beseech Thee, in Thy mighty power and help us to walk before Thee day by day in Thy fatherly protection.

We beseech Thee to let Thy favor rest upon the President of the United States, the Governor of this state, the members of this House and all others who are in position of public trust and leadership. Give health and courage to all just and righteous rulers. Bring to naught the counsels of the wicked, and save the people from violence, greed and fraud, through Jesus Christ Our Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, May 1, 1956 will be postponed until printed. The Chair hears none.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 517.

An Act amending the act of March 31 1949 (P. L. 372) entitled "The General State Authority Act of 1949" empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects.

Referred to the Committee on Rules.

SENATE BILL No. 1060.

An Act to amend the act approved the fifth day of July one thousand nine hundred forty-seven (P. L. 1335) entitled "Pennsylvania Hospital Survey and Construction Act" by requiring that non-Federal funds be available before application shall be made for hospital construction projects to be owned or operated by the State

Referred to the Committee on Rules.

SENATE BILL No. 1064.

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the administration and operation of the Foundation.

Referred to the Committee on Rules.

SENATE BILL No. 1078.

An Act amending the act of May 2, 1929 (P. L. 1513) entitled "An act regulating the construction equipment maintenance operation and inspection of boilers . . ." excepting certain boilers from the provisions requiring inspection during construction.

Referred to the Committee on Rules.

SENATE BILL No. 1082.

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" authorizing the appointment of solicitors by clerks of the court of quarter sessions and oyer and terminer in certain counties of the fifth class and prescribing their duties.

Referred to the Committee on Rules

SENATE BILL No. 1085.

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters revelant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution.

Referred to the Committee on Rules.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 902, 1066, 1090, 1484, 1610 and 1611.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 1, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 902, Printer's No. 643, entitled "An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Medicine."

GEORGE M. LEADER.

May 1, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1066, Printer's No. 646, entitled "An Act making and appropriation to the Temple University Medical School at Philadelphia Pennsylvania."

GEORGE M. LEADER.

May 1, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1090, Printer's No. 647, entitled "An Act making an appropriation to the Jefferson Medical College of Philadelphia Pennsylvania for maintenance and support."

GEORGE M. LEADER.

May 1, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1484, Printer's No. 651, entitled "An Act making an appropriation to the Trustees of the University of Pittsburgh for the School of Medicine."

GEORGE M. LEADER.

May 1, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1610, Printer's No. 668, entitled "An Act making an appropriation to the Women's Medical College of Pennsylvania East Falls Philadelphia Pennsylvania."

GEORGE M. LEADER.

May 1, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1611, Printer's No. 669, entitled "An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania."

GEORGE M. LEADER.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 881.

A Supplement to the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting former contributors who have become State employes and members of the State Employes' Retirement Association to restore membership in the Public School Employes' Retirement Association, and authorizing the transfer of monetary credits in the Public School Employes' Retirement Association to the State Employes' Retirement Association under certain conditions.

HOUSE BILL No. 882.

A Supplement to the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting any school employe, as a contributor under the provisions of the School Employes' Retirement System, and who was an employe under the State Employes' Retirement System of the Commonwealth and made contributions to the State Employes' Retirement Fund on account of such State service, to obtain credit for such service in the School Employes' Retirement System under certain conditions.

HOUSE BILL No. 883.

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting former contributors who have become public school employes and members of the Public School Employes' Retirement System to restore membership in the State Employes' Retirement Association, and authorizing the transfer of monetary credits in the State Employes' Retirement Association to the Public School Employes' Retirement Association under certain conditions.

HOUSE BILL No. 1945.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" changing requirements in promulgating rules and regulations by the Department of Health

HOUSE BILL No. 2055.

An Act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University

HOUSE BILL No. 2056.

An Act to further amend the act of June 27, 1923 (P. L. 858) entitled, "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956, as State employes.

HOUSE BILL No. 2057.

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws 1043) entitled "An act establishing a Public School Employes' Retirement System and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions

HOUSE BILL No. 2058.

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State Employes' Retirement System and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions

With the information that the Senate has passed the same without amendment.

LEAVE OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Sarah A. Anderson for Mrs. MONROE for the remainder of the week because of illness.

REPORTS FROM COMMITTEE

Mr. STECKEL from the Committee on Judiciary, reported as committed, House Bill No. 437, entitled:

An Act to provide for an additional law judge of the court of common pleas in the thirty-first judicial district

Mr. BANKER from the Committee on Agriculture, rereported as amended, House Bill No. 1943, entitled:

An Act to add section six hundred thirty-five point one to "The Penal Code" *** by regulating the serving and selling of milk in which cholocate cocoa or cacao products are used as an ingredient and prescribing penalties.

Mr. BOORY from the Committee on Municipal Corporations, reported as committed, Senate Bill No. 1018, entitled:

An Act amending the act of July 25, 1955 (P. L. 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof

Mr. TOLL from the Committee on Judiciary reported as committed, Senate Bill No. 900, entitled:

An Act amending the "Real Estate Tax Sale Law" *** clarifying the provisions of the act relating to private sales of certain properties by the Tax Claim Bureau.

Mr. STANK from the Committee on Rules, reported as committed, House Resolution No. 68.

Mr. STANK from the Committee on Rules, reported as committed, House Resolution (not printed) congratulating Farrell High School basketball team and coach.

Mr. STANK from the Committee on Rules, reported as committed, House Resolution (not printed) re Palmerton basketball team.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 437, entitled:

An Act to provide for an additional law judge of the court of common pleas in the thirty-first judicial district.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1018, entitled:

An Act amending the act of July 25, 1955 (P. L. 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts

and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 900, entitled:

An Act amending the "Real Estate Tax Sale Law" *** clarifying the provisions of the act relating to private sales of certain properties by the Tax Claim Bureau.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

REPORT OF COMMITTEE ON CONFERENCE ON SENATE BILL No. 305

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 305.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 305, entitled:

An Act to add Section 1201.1 to the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for traffic courts in cities of the third class

Respectfully submit the following bill as our report:

JOHN T. VAN SANT,
FRANK KOPRIVER, JR.,
JOHN J. HALUSKA,
(Committee on the part of the Senate.)

ANTHONY J. PETROSKY,
JULES FILO,
and duties on standing committee of the General Assembly.

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. ISAACS. Mr. Speaker, I rise to oppose the Conference Report on this bill. When our forefathers formed the Constitution of this Commonwealth, they very wisely divided the functions of government into three branches, namely, the executive, the legislative and the judicial.

The original bill in the House was amended to alternate the aldermen in third class cities sitting in traffic court. That amendment passed the House unanimously. The Senate did not concur in the amendments, consequently this Conference Report, which, if you will read it, is a bobtailed report, one Member not signing it, that being my colleague from Delaware, Mr. Lippincott.

The Act of May 1, 1929, the Vehicle Code, requires summary convictions under that Act to be taken before the nearest available magistrate.

I have no objection to a traffic court, but each alderman in each ward in a third class city is duly elected by his constituents and this report takes away from him the privilege of sitting on traffic cases. The report is getting further away from home rule.

The Pennsylvania Magistrates Association on two occasions has diametrically opposed the passage of this legislation, the last one being at a meeting of the Board of Directors in the Penn Harris Hotel last Sunday.

I will ask the Members on both sides of the House to vote "no" and defeat this report.

Mr. PETROSKY. Mr. Speaker, I ask the Members of the House to adopt this report of the Committee of Conference on Senate Bill 305, I believe it is a step in the right direction toward better government.

The act is patterned after going traffic courts in existence today which have proven very successful in this field of operation in our government.

I ask the Members on both sides of the House to adopt the report of the Committee of Conference.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—52

Anderson, M. S.	Flint,	McKeever,	Snider,
Anderson, S. A.	Floyd,	Muldowney,	Stank,
Banker,	Guss,	Munley,	Stebbins,
Blair,	Hamilton, R. K.,	Needham,	Thomas,
Boies,	Haudenshield,	O'Neil,	Toll,
Bonner,	Jenkins,	Pashley,	Varallo,
Cianfrani,	Kamyk,	Petrosky,	Wallace,
Cioffi,	Kornick,	Polaski,	Wargo,
Cochran,	Leiby,	Readinger,	Welsh,
Eilberg,	Leonard,	Renwick,	Wheeler,
Ewing,	Leven,	Rovansek,	Williams,
Farabaugh,	Lutty,	Sarraf,	Yetzer,
Filo,	McCann,	Smith, Wm. B.,	Andrews, Speaker

NAYS—92

Agnew,	Gaffney,	Lippincott,	Royer,
Ashton,	Gelfand,	Lovett,	Scarcelli,
Auker,	Gibb,	Mahan,	Sherman,
Barnatovich,	Gibson,	Markley,	Sigman,
Bell,	Goldstein,	Maxwell,	Smith, C. C.,
Boory,	Gramlich,	McInroy,	Steckel,
Bower,	Greenwood,	Meholchick,	Stephens,
Breisch,	Guthrie,	Mikula,	Stoner,
Brenninger,	Helm,	Miller,	Strausser,
Bucchin,	Hocker,	Moody,	Stroup,
Bullen,	Horst,	Moscrip,	Swartz,
Capano,	Isaacs,	Murphy,	Taylor,
Comer,	Johnson,	Murray, H. P.,	Thompson,
Curwood,	Jones, G. E.,	Musto,	Tompkins,
Davis,	Kehler,	Naugle,	Toomey,

Donahue,	Keller,	Ogilvie,	Varner,
Donaldson,	Kline,	Pacchioli,	Waterhouse,
Erb,	Knecht,	Parry,	Weidner,
Eshleman,	Kolankiewicz,	Paulhamus,	Whitenight,
Flynn,	Kooker,	Price,	Willaredt,
Foster,	Kratz,	Pursley,	Wilt,
Frank,	Kromer,	Reibman,	Worley,
Frost,	Lafore,	Rigby,	Ziegler,

NOT VOTING—62

Adam,	George,	Magee,	Pomeroy,
Amarando,	Hass,	McCormack,	Reidenbach,
Bazin,	Heavey,	McGee,	Rosen,
Branca,	Henzel,	McLaughlin,	Rubin,
Brennan, A. P.,	Hewitt,	McWherter,	Rudisill,
Brennan, J. J.,	Holt,	Metz,	Schuster,
Breth,	Houk,	Mihm,	Stevenson,
Brown,	Jones, T. H. W.,	Mills,	Stone,
Cooper,	Jump,	Monroe,	Vaughan,
Dougherty,	Kent,	Moran,	Verona,
Down,	Lawyer,	Mullen,	Wall,
Ehrgood,	Leisey,	Murray, J. J.,	Walsh,
Fineman,	Light,	Murray, P. G.,	Wescott,
Frascella,	Limper,	Olsen,	Wood,
Garlock,	Lopresti,	Pettigrew,	Yetter,
		Polen,	Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the report of the Committee of Conference was not adopted.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION

RECALLING HOUSE BILL No. 1491 FROM THE GOVERNOR

Mr. TOLL offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 2, 1956.

Resolved (if the Senate concur), that House Bill No. 1491, Printer's No. 1082, entitled "An act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 151, entitled:

An Act amending the act of June 20, 1919 (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal exempting certain persons corporations and organizations from tax on the transfer of property inherited or received by them

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1062, entitled.

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licenses and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 598, entitled:

An Act amending "The Administrative Code of 1929" *** increasing amount of money available for aids and services to blind persons and persons of impaired vision.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 599, entitled:

An Act amending "The Administrative Code of 1929" ***authorizing the State Council of the Blind to accept certain payments and donations and increasing the services which may be given by it to certain blind persons.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 876, entitled:

An Act amending the "Public School Code of 1949" *** changing limitations on driver-education expenses of the Department changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 991, entitled:

An Act amending the "Uniform Commercial Code" * * * changing fees with respect to filing statements.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1000, entitled:

An Act amending the act of May 2 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law" fixing the minimum salaries for prothonotaries and deputies in Philadelphia.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1023, entitled:

An Act amending the "Borough Rural State Highway Law" of June 1 1933 (P. L. 1172) * * * changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1024, entitled:

An Act amending the "City State Highway Law" of June 22 1931 (P. L. 720) * * * adding certain new routes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1025, entitled:

An Act amending the "Rural State Highway Law" of June 22 1931 (P. L. 594) * * * changing or deleting certain routes and adding certain new routes.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1029, entitled:

An Act amending the "Uniform Commercial Code" of April 6 1953 (P. L. 3) * * * further regulating filing with respect to perfecting security interests.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near the City of Chester Delaware County thence in a general northerly direction to connect with the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting the same legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1044, entitled:

An Act amending the act of July 1 1937 (P. L. 2460) entitled "An Act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties" further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committee of the General Assembly.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1058, entitled:

An Act amending the act of April 26 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses" authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1065, entitled:

An Act amending the "Public School Code of 1949" * * * changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SARRAF offered the following amendment:

Amend Section 1 (Section 2576), page 2, line 14, by inserting between the word "the" and the word "second" the following: "first class first class A and."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second timed and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1069, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter devolved upon him by operation of law requiring security for defendant's expenses including attorneys' fees and providing for the assessment and recovery of such expenses including attorneys' fees" specifically including a suit by shareholders to compel the declaration of dividends by a corporation as a suit within the provisions of the act.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie the Canal Basins situate in the City of Erie Erie County Pennsylvania.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the "Uniform Commercial Code" * * * by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL INTRODUCED AND REFERRED

By Miss LEIBY. HOUSE BILL No. 2108

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto" removing certain limitations on the taxing power of school districts of the fourth class.

Referred to the Committee on Rules.

QUESTION OF PERSONAL PRIVILEGE

Mr. STEPHENS. I rise to a question of personal privilege.

The SPEAKER. The gentleman will state it.

Mr. STEPHENS. Mr. Speaker, on March 21st of this year we voted on Senate Bill 317. The Journal, as I understand is not in print, but I am informed that I am recorded as "not voting." I voted "no" on that bill. My colleague from Somerset County can attest to that fact. I would like to have this information spread upon the Journal.

The SPEAKER. The statement made by the gentleman from Somerset will be noted upon the Journal.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 880.

A Supplement to the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealah of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by permitting any State employe, as a contributor under the provisions of the State employes' retirement system, and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service, to obtain credit for such service in the State employes' retirement system under certain conditions.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 2, by inserting after the word "act" the following: "the first day of July 1956 and"; page 4, line 14, by inserting after the word "as" the word "and."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1889.

An Act amending the act of August 10, 1951 (P. L. 1182), entitled "An act relating to and defining chiropractic and the right to practice chiropractic; requiring licensure; conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction; providing for the granting, suspension and revocation of licenses issued by the board; preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction; conferring jurisdiction upon the court of common pleas of Dauphin County; and prescribing penalties," further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic or manual therapy

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 2, line 2, by inserting after the word "chiropractic" the words "or manual therapy." Amend bill, section 1, page 2, by striking out all of lines 1 to 4, inclusive as follows:

Section 1 Subsection (c.1) of section 5 act of August 10 1951 (P. L. 1182) known as the "Chiropractic Registration Act of 1951" added July 22 1955 (P. L. 272) is amended to read

Section 5 Licensing Present Practitioners * * *

and inserting in lieu thereof the following:

Section 1 Subsection (a) of section 5 act of August 10 1951 (P. L. 1182) known as the "Chiropractic Registration Act of 1951" amended June 19 1953 (P. L. 295) and subsection (c.1) of section 5 added July 22 1955 (P. L. 272) are amended to read

Section 5 Licensing present practitioners

(a) Any person of good character who has been engaged in the fulltime practice of chiropractic for twenty-five (25) years or more the last five of which have been in this State prior to the effective date of this act and who was graduated from a legally incorporated and reputable school or college of chiropractic shall be entitled to take a limited examination for licensure Any person of good character who has been engaged in the full-time practice of chiropractic for less than twenty-five (25) but more than twenty (20) years the last five of which have been in this State prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent as approved by the Department of Public Instruction and in excess of eighteen hundred (1800) hours of classroom instruction or its equivalent in a legally incorporated and reputable school or college of chiropractic and has been graduated therefrom shall be entitled to take a limited examination for licensure any person of good character who has been engaged in the full-time practice of chiropractic for less than twenty (20) years but more than ten (10) years the last five of which have been in this state prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent as approved by the Department of Public Instruction and not less than two thousand one hundred and fifty (2150) hours of classroom instruction or its equivalent in a legally incorporated and reputable school of chiropractic and has graduated therefrom shall be entitled to take a limited examination for licensure Any person of good character who has engaged in the full-time practice of chiropractic in this state for at least one (1) year but less than ten (10) years prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent and not less than one year of college credits in chemistry biology and physics as approved by the Department of Public Instruction and not less than two thousand five hundred and fifty (2550) hours of classroom instruction in a legally incorporated and reputable school of chiropractic and has graduated therefrom shall be entitled to take a limited examination for licensure application to take any limited examination under the provisions of this act for licensure shall be made in such form as may be provided by the Board and must be made by the applicant before the first day of January one thousand nine hundred fifty-four * * *

Page 6, line 1, by inserting after the word "chiropractic" the words "or manual therapy."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the com-

munication from the Senate together with the bill be laid on the table.

The motion was agreed to.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. BOIES asked and obtained permission for the Committee on Professional Licensure to meet during the session of the House.

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

Mr. WILLIAMS asked and obtained permission for the Committee on Mines and Mining to meet during the session of the House.

Mr. POLASKI asked and obtained permission for the Committee on State Government to meet during the session of the House.

The SPEAKER. The Chair requests the gentleman from McKean, Mr. Johnson to preside temporarily.

Mr. JOHNSON IN THE CHAIR

BILL ON THIRD READING

The SPEAKER pro tempore. Without objection, the Chair will turn to page 13 of today's calendar, Senate Bill No. 999. The Chair hears none.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor the controller councilmen and appointed officers in cities of the second class A.

On the question,

Will the House agree to the bill on third reading?

Mr. REIDENBACH. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The Amendment will be read by the Clerk for information.

Amend Sec. 1 (Sec. 1) page 2, line 5 by inserting after "($7,500)]" less than ten thousand dollars ($10,000) and not.

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

RESOLUTION

Mr. WALSH offered a resolution which was filed with the Clerk under the Rules.

RECESS

The SPEAKER pro tempore. If there is no objection, the Chair will declare a recess until 1:00 p. m. EST. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

BILLS ON FINAL PASSAGE

Mr. READINGER asked and obtained unanimous consent to call up out of order Senate Bill No. 972.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 972, entitled:

An Act to amend the "Third Class City Code" * * *" by further regulating forests and watersheds.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—187

Agnew,	Frost,	Lovett,	Royer,
Amarando,	Gaffney,	Lutty,	Rubin,
Anderson, M. S.,	Garlock,	Mahan,	Rudisill,
Anderson, S. A.,	Gelfand,	Markley,	Sarraf,
Ashton,	George,	Maxwell,	Scarcelli,
Auker,	Gibb,	McCann,	Schuster,
Banker,	Gibson,	McCormack,	Sherman,
Barnatovich,	Goldstein,	McGee,	Sigman,
Bell,	Gramlich,	McIlroy,	Smith, C. C.,
Blair,	Greenwood,	McKeever,	Smith, Wm. B.,
Boies,	Guss,	McLaughlin,	Snider,
Bonner,	Guthrie,	McWherter,	Stank,
Boory,	Hamilton, R. K.,	Meholchick,	Stebbins,
Bower,	Hass,	Metz,	Steckel,
Branca,	Haudenshield,	Mihm,	Stephens,
Breisch,	Heavey,	Miller,	Stone,
Brennan, A. P.,	Helm,	Mikula,	Stoner,
Brennan, J. J.,	Henzel,	Moody,	Strausser,
Brenninger,	Hewitt,	Moran,	Stroup,
Breth,	Hooker,	Moscrip,	Swartz,
Brown,	Holt,	Muldowney,	Taylor,
Bucchin,	Horst,	Mullen,	Thomas,
Bullen,	Houk,	Munley,	Thompson,
Capano,	Isaacs,	Murphy,	Toll,
Cianfrani,	Jenkins,	Murray, H. P.,	Tompkins,
Cioffi,	Johnson,	Murray, J. J.,	Toomey,
Cochran,	Jones, G. E.,	Murray, P. G.,	Varallo,
Comer,	Jones, T. H. W.,	Musto,	Varner,
Cooper,	Jump,	Naugle,	Verona,
Curwood,	Kamyk,	Needham,	Wallace,
Davis,	Kehler,	Ogilvie,	Walsh,
Donahue,	Keller,	O'Neil,	Wargo,
Donaldson,	Kline,	Pacchioli,	Waterhouse,
Dougherty,	Kratz,	Parry,	Weidner,
Eilberg,	Kent,	Pashley,	Welsh,
Erb,	Knecht,	Paulhamus,	Wescott,
Eshleman,	Kolankiewicz,	Petrosky,	Wheeler,
Ewing,	Kooker,	Polaski,	Whitenight,
Farabaugh,	Kornick,	Polen,	Willaredt,
Filo,	Kromer,	Price,	Williams,
Fineman,	Lafore,	Pursley,	Wilt,
Flint,	Leiby,	Readinger,	Worley,
Floyd,	Leonard,	Reibman,	Yetter,
Flynn,	Leven,	Reidenbach,	Yetzer,
Foster,	Limper,	Renwick,	Ziegler,
Frank,	Lippincott,	Rigby,	Andrews,
Frascella,	Lopresti,	Rovansek,	Speaker

NAYS—0

NOT VOTING—19

Adam,	Leisey,	Olsen,	Vaughan,
Basin,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Mills,	Rosen,	Young,
Lawyer,	Monroe,	Stevenson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS ON THIRD READING

Mr. READINGER asked and obtained unanimous consent to call up out of order House Bill No. 2080, on page 10 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2080, entitled:

An Act to amend the "Transfer Inheritance Tax Law" * * *, by providing for the allowance of deductions in certain cases and by clarifying the procedure for the determination of the allowability of deductions.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I desire to read into the record in connection with this bill a memorandum which I received from a Deputy Attorney General by the name of Ralph S. Snyder.

The memorandum reads as follows:

> This bill clarifies the Inheritance Tax Act regarding the allowance of debts and deductions by the amendment to Section 2. The method of determining the allowance of debts and deductions would now be definitely ascertained as coming within the scope of the court's functions at the time of the audit of the account. It further provides for the situation where the property is taxable under subsections (c) and (e), Section 1, of the Act, with regard to debts and deductions, by spelling out where the debts and deductions shall be allowed in such cases. It further goes on to say with regard to the allowance of debts and deductions generally that no deduction shall be allowed in an amount greater than that which was paid by the estate, and if it should develop that such amount allowed was greater than the amount paid, the Register shall reassess the tax.
>
> Finally, in Section 2 of this bill, Section 13 is amended so as to definitely establish once and for all that the Commonwealth has the right to appeal. The Supreme Court has on many occasions strongly implied that that right of appeal is in the Commonwealth. However, to avoid any situation where it be denied us, this bill is so amended.

I am asking the membership to support this bill as being a proper correction to our present law relating to inheritances.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—180

Agnew,	**Frost,**	**Lippincott,**	**Rovansek,**
Amarando,	**Gaffney,**	**Lopresti,**	**Royer,**
Anderson, S. A.,	**Garlock,**	**Lovett,**	**Rubin,**
Anderson, M. S.,	**Gelfand,**	**Lutty,**	**Rudisill,**
Ashton,	**George,**	**Mahan,**	**Sarraf,**
Auker,	**Gibb,**	**Markley,**	**Scarcelli,**
Banker,	**Gibson,**	**Maxwell,**	**Schuster,**
Barnatovich,	**Goldstein,**	**McCann,**	**Sherman,**
Bell,	**Gramlich,**	**McCormack,**	**Sigman,**
Blair,	**Greenwood,**	**McGee,**	**Smith, C. C.,**
Boles,	**Guss,**	**McInroy,**	**Smith, Wm. B.,**
Bonner,	**Guthrie,**	**McKeever,**	**Snider,**
Boory,	**Hamilton, R. K.,**	**McLaughlin,**	**Stank,**
Bower,	**Hass,**	**McWherter,**	**Stebbins,**
Branca,	**Haudenshield,**	**Meholchick,**	**Steckel,**
Brennan, A. P.,	**Heavey,**	**Metz,**	**Stephens,**
Brennan, J. J.,	**Helm,**	**Mihm,**	**Stone,**
Breth,	**Henzel,**	**Mikula,**	**Stoner,**
Brown,	**Hewitt,**	**Miller,**	**Strausser,**
Bucchin,	**Hocker,**	**Moody,**	**Stroup,**
Bullen,	**Holt,**	**Moran,**	**Swartz,**
Capano,	**Horst,**	**Moscrip,**	**Taylor,**
Cianfrani,	**Houk,**	**Muldowney,**	**Thomas,**
Cioffi,	**Isaacs,**	**Mullen,**	**Thompson,**
Cochran,	**Jenkins,**	**Munley,**	**Toll,**
Comer,	**Johnson,**	**Murphy,**	**Toomey,**
Cooper,	**Jones, G. E.,**	**Murray, H. P.,**	**Varallo,**
Curwood,	**Jump,**	**Murray, J. J.,**	**Varner,**
Davis,	**Kamyk,**	**Murray, P. G.,**	**Verona,**
Donahue,	**Kehler,**	**Musto,**	**Wallace,**
Donaldson,	**Keller,**	**Naugle,**	**Walsh,**
Dougherty,	**Kent,**	**Needham,**	**Wargo,**
Eilberg,	**Kline,**	**O'Neil,**	**Waterhouse,**
Erb,	**Knecht,**	**Pacchioli,**	**Weidner,**
Eshleman,	**Kolankiewicz,**	**Parry,**	**Welsh,**
Ewing,	**Kooker,**	**Pashley,**	**Wescott,**
Farabaugh,	**Kornick,**	**Paulhamus,**	**Wheeler,**
Filo,	**Kratz,**	**Petrosky,**	**Whitenight,**
Fineman,	**Kromer,**	**Polaski,**	**Williams,**
Flint,	**Lafore,**	**Polen,**	**Wilt,**
Floyd,	**Leiby,**	**Price,**	**Worley,**
Flynn,	**Leonard,**	**Readinger,**	**Yetter,**
Foster,	**Leven,**	**Reibman,**	**Yetzer,**
Frank,	**Limper,**	**Reidenbach,**	**Ziegler,**
Frascella,		**Renwick,**	**Andrews,**
		Rigby,	**Speaker**

NAYS—7

Breisch,	**Jones, T. H. W.,**	**Pursley,**	**Willaredt,**
Brenninger,	**Ogilvie,**	**Tompkins,**	

NOT VOTING—19

Adam,	**Leisey,**	**Olsen,**	**Vaughan,**
Bazin,	**Light,**	**Pettigrew,**	**Wall,**
Down,	**Magee,**	**Pomeroy,**	**Wood,**
Ehrgood,	**Mills,**	**Rosen,**	**Young,**
Lawyer,	**Monroe,**	**Stevenson,**	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Mr. READINGER asked and obtained unanimous consent to call up out of order House Bill No. 2106, on page 11 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety * * *" by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—185

Agnew,	Frascella,	Lippincott,	Royer,
Amarando,	Frost,	Lopresti,	Rubin,
Anderson, M. S.,	Gaffney,	Lutty,	Rudisill,
Anderson, S. A.,	Garlock,	Mahan,	Sarraf,
Ashton,	Gelfand,	Markley,	Scarcelli,
Auker,	George,	Maxwell,	Schuster,
Banker,	Gibb,	McCann,	Sherman,
Barnatovich,	Gibson,	McCormack,	Sigman,
Bell,	Goldstein,	McGee,	Smith, C. C.,
Blair,	Gramlich,	McInroy,	Smith, Wm. B.,
Boles,	Greenwood,	McKeever,	Snider,
Bonner,	Guss,	McLaughlin,	Stank,
Boory,	Guthrie,	McWherter,	Stebbins,
Bower,	Hamilton, R. K.,	Meholchick,	Steckel,
Branca,	Hass,	Metz,	Stephens,
Breisch,	Haudenshield,	Mihm,	Stone,
Brennan, A. P.,	Heavey,	Mikula,	Stoner,
Brennan, J. J.,	Helm,	Miller,	Strausser,
Brenninger,	Henzel,	Moody,	Stroup,
Breth,	Hewitt,	Moran,	Swartz,
Brown,	Hocker,	Moscrip,	Taylor,
Bucchin,	Holt,	Muldowney,	Thomas,
Bullen,	Horst,	Mullen,	Thompson,
Capano,	Houk,	Munley,	Toll,
Cianfrani,	Isaacs,	Murphy,	Tompkins,
Cioffi,	Jenkins,	Murray, H. P.,	Toomey,
Cochran,	Johnson,	Murray, J. J.,	Varallo,
Comer,	Jones, G. E.,	Murray, P. G.,	Varner,
Cooper,	Jones, T. H. W.,	Musto,	Verona,
Curwood,	Jump,	Naugle,	Wallace,
Davis,	Kamyk,	Needham,	Walsh,
Donahue,	Kehler,	Ogilvie,	Wargo,
Donaldson,	Keller,	O'Neil,	Waterhouse,
Dougherty,	Kent,	Pacchioli,	Weidner,
Eilberg,	Kline,	Parry,	Welsh,
Erb,	Knecht,	Pashley,	Wescott,
Eshleman,	Kolankiewicz,	Paulhamus,	Wheeler,
Ewing,	Kooker,	Polaski,	Whitenight,
Farabaugh,	Kornick,	Polen,	Willaredt,
Filo,	Kratz,	Price,	Williams,
Fineman,	Kromer,	Pursley,	Wilt,
Flint,	Lafore,	Readinger,	Worley,
Floyd,	Leiby,	Reibman,	Yetter,
Flynn,	Leonard,	Reidenbach,	Yetzer,
Foster,	Leven,	Renwick,	Ziegler,
Frank,	Limper,	Rigby,	Andrews,
		Rovansek,	Speaker

NAYS—2

Lovett,	Petrosky,

NOT VOTING—19

Adam,	Leisey,	Olsen,	Vaughan,
Bazin,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Mills,	Rosen,	Young,
Lawyer,	Monroe,	Stevenson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Mr. READINGER asked and obtained unanimous consent to call up out of order Senate Bill No. 1002 on page 13 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1002, entitled:

An Act amending the act of January 8, 1952 (P. L. 1851) entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto" regulating bail for persons charged with commission of sex crimes

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—187

Agnew,	Frost,	Lopresti,	Rovansek,
Amarando,	Gaffney,	Lovett,	Royer,
Anderson, M. S.,	Garlock,	Lutty,	Rubin,
Anderson, S. A.,	Gelfand,	Mahan,	Rudisill,
Ashton,	George,	Markley,	Sarraf,
Auker,	Gibb,	Maxwell,	Scarcelli,
Banker,	Gibson,	McCann,	Schuster,
Barnatovich,	Goldstein,	McCormack,	Sherman,
Bell,	Gramlich,	McGee,	Sigman,
Blair,	Greenwood,	McInroy,	Smith, C. C.,
Boles,	Guss,	McKeever,	Smith, Wm. B.,
Bonner,	Guthrie,	McLaughlin,	Snider,
Boory,	Hamilton, R. K.,	McWherter,	Stank,
Bower,	Hass,	Meholchick,	Stebbins,
Branca,	Haudenshield,	Metz,	Steckel,
Breisch,	Heavey,	Mihm,	Stephens,
Brennan, A. P.,	Helm,	Mikula,	Stone,
Brennan, J. J.,	Henzel,	Miller,	Stoner,
Brenninger,	Hewitt,	Moody,	Strausser,
Breth,	Hocker,	Moran,	Stroup,
Brown,	Holt,	Moscrip,	Swartz,
Bucchin,	Horst,	Muldowney,	Taylor,
Bullen,	Houk,	Mullen,	Thomas,
Capano,	Isaacs,	Munley,	Thompson,
Cianfrani,	Jenkins,	Murphy,	Toll,
Cioffi,	Johnson,	Murray, H. P.,	Tompkins,
Cochran,	Jones, G. E.,	Murray, J. J.,	Toomey,
Comer,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cooper,	Jump,	Musto,	Varner,
Curwood,	Kamyk,	Naugle,	Verona,
Davis,	Kehler,	Needham,	Wallace,
Donahue,	Keller,	Ogilvie,	Walsh,
Donaldson,	Kent,	O'Neil,	Wargo,
Dougherty,	Kline,	Pacchioli,	Waterhouse,
Eilberg,	Knecht,	Parry,	Weidner,
Erb,	Kolankiewicz,	Pashley,	Welsh,
Eshleman,	Kooker,	Paulhamus,	Wescott,
Ewing,	Kornick,	Petrosky,	Wheeler,
Farabaugh,	Kratz,	Polaski,	Whitenight,
Filo,	Kromer,	Polen,	Willaredt,
Fineman,	Lafore,	Price,	Williams,
Flint,	Leiby,	Pursley,	Wilt,
Floyd,	Leonard,	Readinger,	Worley,
Flynn,	Leven,	Reibman,	Yetter,
Foster,	Limper,	Reidenbach,	Yetzer,
Frank,	Lippincott,	Renwick,	Ziegler,
Frascella,		Rigby,	Andrews,
			Speaker

NAYS—0

NOT VOTING—19

Adam,	Leisey,	Olsen,	Vaughan,
Bazin,	Light,	Pettigrew,	Wall,
Down,	Magee,	Pomeroy,	Wood,
Ehrgood,	Mills,	Rosen,	Young,
Lawyer,	Monroe,	Stevenson,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of House Bill No. 667, entitled:

An Act providing for the determination and effect of comparative negligence in actions of tort and providing that contributory negligence shall not bar recovery.

On the question recurring,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I to yield to Mr. Sherman of Philadelphia for a period of five minutes.

The SPEAKER. The gentleman from Berks, Mr. Readinger, yields to the gentleman from Philadelphia, Mr. Sherman.

The Chair recognizes the gentleman from Philadelphia, Mr. Sherman.

Mr. SHERMAN. Mr. Speaker, before starting on the five minutes, may I yield a few minutes to Mr. Agnew, if he is present?

The SPEAKER. The gentleman from Philadelphia yields to the gentleman from Allegheny, Mr. Agnew.

Mr. READINGER. Mr. Speaker, being the original yielder, I do not want these gentlemen to think they must limit their speeches to five minutes. I certainly will be glad to yield to Mr. Agnew for five minutes, too.

Mr. AGNEW. I thank both gentlemen, Mr. Speaker. My remarks will be very brief. I do not think I will take five minutes.

I do want to speak in favor of this bill because I believe it to be constructive legislation. You have all received—I do not know from whom—an excerpt which was on your desk today which gives a very clear example of how the contributory negligence doctrine in Pennsylvania, which is the old common law, tends to work a substantial injustice in many accident cases.

The example is a perfect one, it tells a story about a person who inadvertently steps off a curb and is hit by a driver who is going, we will say, about eighty-five miles an hour and driving his automobile in a grossly negligent and reckless manner. The case gets into court, and the plaintiff, who has suffered great bodily injuries and perhaps has been in the hospital for a good many months, is denied recovery because the plaintiff perhaps failed to look in the direction from which the car which hit him had come before stepping off the curb. So that mere inadvertence bars recovery against the one whose grossly negligent act caused great bodily damage.

The same thing happens in almost every intersection case where two automobiles collide. One of them can be, we will say, the driver, ninety per cent at fault and perhaps the one whose body suffers great damage is only ten per cent at fault, but because he is at fault at all, whether it be one per cent or thirty per cent, he cannot recover one penny for his damages.

Approximately forty states in this Commonwealth have abrogated the old common law doctrine of contributory negligence in one form or another. I would like to see this bill pass because I am sick and tired of a situation which occurs every day in this Commonwealth. Two automobiles collide, one driver jumps out and admits responsibility for it because he realizes that his negligence caused the accident. He says, "Don't worry, I've got insurance and I am sure this can be taken care of." To the average layman witnessing that accident the driver who made that statement was clearly at fault, yet the other driver who thinks the other fellow's insurance will take care of it cannot recover because of the contributory negligence doctrine.

This bill will not hurt the insurance companies. It certainly has not hurt them in any other state. It is not a bad bill for the insurance companies, and in my opinion it is a very good bill for the people of the Commonwealth of Pennsylvania.

Mr. SHERMAN. Mr. Speaker, I assure you that with my watch before me I will not take more than three minutes.

This is an important bill which I and others have considered one of the most important, if not the most important, bill on the calendar for a long time. It is important to each and every one of you and to every one of your constituents.

As has been brought out, a party who is two per cent at fault in just walking across an intersection, or proceeding with an automobile in the intersection, or in any other place, should not be held one hundred per cent at fault and be denied a recovery. It is no more than to say that a defendant who is reckless and careless and passes a red light and crashes into the side of an automobile of the party who has brought suit and is crippled for life, maimed, becomes blind, becomes a burden upon our state, should go scot-free and feel he can escape total consequences, or any part of the consequences of the rashness and negligence on his part.

We have had changes in our law in the state of Pennsylvania. We now have a Workmen's Compensation Act, we have changes in the Admiralty Law of our state, we have progressed to a great extent. I have looked faithfully into the matter. I have had long, lengthy correspondence not only from representative organizations of 10,000 lawyers, but from judges and others.

We feel that a party who tries to be careful and under the law, or as Pennsylvania law now stipulates, happens to be held partly or even two per cent at fault, should not be denied a complete recovery. In the interests of your constituents, in the interests of the blind, in the interests of the maimed and in the interests of those who seek relief from injustice this bill should be passed and you should do everything possible to see that it becomes the law of our state.

Mr. WILLAREDT. Mr. Speaker, the rule of comparative negligence proposed by this bill is law in only five states, namely, Mississippi, Wisconsin, Nebraska, North Dakota and Georgia. All of the other forty-three states operate under the rule of contributory negligence.

If the rule of cotributory negligence were working any material hardship on litigants, the fact that the comparative negligence rule is productive of many ills in the administration of justice should not preclude consideration by the Legislature of its merits and demerits, as opposed to those of the rule presently in force. But the rule of contributory negligence, as implemented in the courts of this state, is not unfair to plaintiffs. In death cases contributory negligence is a defense to be pleaded and proved by the defendant. It is rare indeed that actions in cases other than death are dismissed as a matter of law because of the contributory negligence of the plaintiff. The question of contributory negligence in practically all cases goes to the jury which, experience shows, will resolve any doubts on that score in favor of the plaintiff. It is only in cases where a party in the

language of the common law, is clearly in the wrong that the law is reluctant to help.

The absurdity of any attempt to introduce mathematical exactness into the uncertain and complex problem of negligence is obvious. As stated time and again in one form or another by the judges of the courts of Wisconsin, where negligent acts differ in kind and quality, they know of no legal yardsitck by which they can classify, evaluate and compare them. Yet it is proposed to impose that complex task upon twelve persons not trained in legal reasoning with the hope that out of their deliberations about a situation, which even in the present state of the law would prove difficult of analysis, will come a verdict fixing with exactitude percentages of fault. The doctrine of proximate cause has been criticized as being obscure and confusing. Its extension would result from any attempt to apply the rule of comparative negligence. Juries now have the difficult task of determining the qualitative questions of the existence of negligence and contributory negligence and whether they in fact produced the injury. The rule of comparative negligence would impose upon them the further burden of determining an involved quantitative question, the ratio plaintiff's negligence bears to defendant's. The deliberations of juries would deteriorate to a marked degree.

Mr. MAXWELL. Mr. Speaker the proponents of this bill are forgetting to tell you one fact, one very important fact about this bill.

The way I understand the bill is that it will raise the liability insurance of everyone in this Commonwealth that carries such insurance. A "yes" vote on this bill will do just that. So if you want to raise the insurance rates of everyone in the Commonwealth who carries liability insurance, vote "yes" on the bill, if not, vote "no."

Mr. GOLDSTEIN. Mr. Speaker, the doctrine of contributory negligence is a relic of the common law. The judges of this state, both in the lower courts and the appellate courts have recognized this for many years. They have tried to evade the harsh results of the application of the doctrine of contributory negligence.

Insofar as concerns the fact that insurance rates might be raised, that I believe is of very little import. I think people who are injured in this state are entitled to receive a fair and honest decision.

Lawyers who specialize in negligence law know that in many cases in order to have their cases get to the jury, they have to subvert the facts.

I say that with the doctrine of comparative negligence the average citizen will get a better deal in the courts of this state.

When the doctrine of contributory negligence was first pronounced by the courts of this state, we were living in a horse and buggy age, where a little bit of negligence might be a responsible factor in absolving the defendant from responsibility.

Today in our modern age of machinery and fast transportation, we feel that the doctrine of contributory negligence is a relic and should be abolished.

I ask all the members on both sides of the House, not for any selfish interest, but for the interest of their constituency, to see that this advance in the law is made so that judge made law may be eradicated by this House.

Mr. FROST. Mr. Speaker, I would ask that we have a slow roll call on this bill and only those answering to their names be recorded.

Mr. STROUP. Mr. Speaker, I should like to support the proponents of this bill. I think there is one phase of it that has not been brought to our attention, and that is, that in some cases the doctrine of contributory negligence makes possible contributory negligence as a matter of law. For that reason the plaintiff never gets to a jury. If we have the doctrine of comparative negligence inserted into our law, then the plaintiff will be able to get to the jury and have the jury rule on contributory negligence and negligence by the defendant as a matter of fact.

I think I might also point out that the statement made by the gentleman with relation to the rise in insurance rates is a very good and potent fact, showing the advantage of the doctrine of contributory negligence to the insurance companies today.

Mr. EILBERG. Mr. Speaker, I have made a study of the effect of the comparative negligence rule on insurance rates. The results in Wisconsin and also the results following from the comparative negligence rule adopted by Uncle Sam, is that there is no increase in insurance rates. Those Members who spoke here today about the effect on insurance rates are speaking without knowledge. Whatever available evidence there is, is very emphatic in that there is no increase in insurance rates.

I would like to say further, that the prior speaker indicated that juries now determine comparative negligence. If we think about that for a moment we will realize the absurdity of that position, because some juries consider it and some do not. In every jury there are certainly no guides, no instructions given to the jury, and the jury is left to its own devices. Wouldn't it be much fairer to instruct the jury so that the jury might act sensibly and in uniformity with other juries throughout the Commonwealth of Pennsylvania?

One final thought is with respect to the mathematical degree of thought as measured by a jury. One speaker said that it is very difficult for a jury to do that. I say that, relying upon Dean Pound of Harvard University, who gave a great deal of thought to this particular bill, as well as many of our judges in Philadelphia, who studied it. Dean Pound and our judges in Philadelphia believe that this question of the degree of fault can be determined by juries by ordinary common sense.

The people of Pennsylvania are entitled to a fair and modern bill like this.

Mr. SHERMAN. Mr. Speaker, may I have ten seconds. I wish to advise as to the number of additional states mentioned by the gentleman on the other side. This bill is effective in at least forty states in one form or another. There has been at least one additional state that has passed a bill this year, not mentioned, and that is Arkansas. It has also passed and been approved by the California Bar Association and passed the Senate of at least one other state.

I ask that Pennsylvania agree that this bill shall become law.

QUESTION OF INFORMATION

Mr. MOSCRIP. I rise to a question of information.

The SPEAKER. The gentleman will state it.

Mr. MOSCRIP. Mr. Speaker, are we voting on a mo-

tion to recommit the bill or are we voting on the merits of the bill?

The SPEAKER. No motion to recommit has been made to the Speaker' knowledge. We are voting on the merits of the bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—100

Agnew,	Flint,	McGee,	Scarcelli,
Amarando,	Floyd,	McKeever,	Schuster,
Anderson, M. S.,	Frank,	McLaughlin,	Sherman,
Anderson, S. A.,	Frascella,	Meholchick,	Sigman,
Banker,	Gaffney,	Mihm,	Smith, Wm. B.,
Barnatovich,	Garlock,	Mikula,	Stephens,
Bell,	Gelfand,	Moran,	Stone,
Boies,	Gibb,	Muldowney,	Strausser,
Bonner,	Goldstein,	Mullen,	Stroup,
Boory,	Holt,	Munley,	Swartz,
Branca,	Jenkins,	Murphy,	Taylor,
Brennan, A. P.,	Jones, G. E.,	Murray, J. J.,	Thomas,
Brennan, J. J.,	Jump,	Musto,	Toll,
Bucchin,	Kamyk,	Needham,	Varallo,
Bullen,	Kolankiewicz,	Pacchioli,	Wallace,
Cianfrani,	Kooker,	Parry,	Walsh,
Cioffi,	Leiby,	Pashley,	Wargo,
Cochran,	Leonard,	Paulhamus,	Welsh,
Comer,	Leven,	Polaski,	Whitenight,
Curwood,	Limper,	Price,	Williams,
Donaldson,	Lippincott,	Readinger,	Wilt,
Dougherty,	Lutty,	Reibman,	Worley,
Eilberg,	Mahan,	Reidenbach,	Yetter,
Filo,	McCann,	Rigby,	Yetzer,
Fineman,	McCormack,	Sarraf,	Andrews, Speaker

NAYS—71

Ashton,	Guss,	Lopresti,	Rovansek,
Auker,	Guthrie,	Lovett,	Royer,
Brenninger,	Hass,	Markley,	Rudisill,
Capano,	Haudenshield,	Maxwell,	Smith, C. C.,
Davis,	Helm,	McInroy,	Snider,
Donahue,	Henzel,	McWherter,	Stank,
Erb,	Hocker,	Metz,	Stebbins,
Eshleman,	Horst,	Miller,	Steckel,
Ewing,	Houk,	Moody,	Stoner,
Farabaugh,	Isaacs,	Moscrip,	Thompson,
Flynn,	Johnson,	Murray, H. P.,	Tompkins,
Foster,	Jones, T. H. W.,	Naugle,	Toomey,
Frost,	Keller,	Ogilvie,	Varner,
George,	Kent,	O'Neil,	Waterhouse,
Gibson,	Kornick,	Petrosky,	Weidner,
Gramlich,	Kratz,	Polen,	Wescott,
Greenwood,	Kromer,	Pursley,	Wheeler,
	Lafore,	Renwick,	Willaredt,

NOT VOTING—35

Adam,	Ehrgood,	Light,	Rubin,
Bazin,	Hamilton, R. K.,	Magee,	Stevenson,
Blair,	Heavey,	Mills,	Vaughan,
Bower,	Hewitt,	Monroe,	Verona,
Breisch,	Kehler,	Murray, P. G.,	Wall,
Breth,	Kline,	Olsen,	Wood,
Brown,	Knecht,	Pettigrew,	Young,
Cooper,	Lawyer,	Pomeroy,	Ziegler,
Down,	Leisey,	Rosen,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

The SPEAKER. The Chair requests the gentleman from Cambria, Mr. Lopresti, to preside temporarily.

Mr. LOPRESTI IN THE CHAIR

ALLEGHENY COUNTY TEACHERS WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House a delegation of School Teachers from Allegheny County under the supervision of their President, Mr. Wililam Lee. They are the guests of the gentleman from Allegheny, Mr. John J. Murray.

SENATE BILLS NOS. 896, 891, 892, 893 AND 895 MADE SPECIAL ORDERS

Mr. READINGER. Mr. Speaker, I move that

Senate Bill No. 896, Printer's No. 680, on page 13,

Senate Bill No. 891, Printer's No. 598, on page 12,

Senate Bill No. 892, Printer's No. 696, on page 6,

Senate Bill No. 893, Printer's No. 599 on page 12 and

Senate Bill No. 895, Printer's No. 697 on page 6 of today's calendar be made a special order of business immediately in that order.

The motion was agreed to.

The SPEAKER pro tempore. The Chair lays before the House the first bill on the special order of business fixed for this time, being Senate Bill No. 896.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 896, entitled:

An Act reenacting and amending the act of January 5, 1952 (P. L. 1833) entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations" extending its provisions to include additional persons increasing contribution rates and providing for referenda and permitting modification of certain local retirement plans and making an additional appropriation

On the question,

Will the House agree to the bill on third reading?

Mrs. MARKLEY. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section 1, page 30, by inserting between lines 7 and 8

Section 6.4. Employes Covered on Effective Date of Act by Both Social Security and a Retirement System Established by a Political Subdivision—The provisions of Sections 6.2 and 6.3 shall not apply to any employe of a political subdivision who on the effective date of this act is covered by both Social Security and a retirement system established by a political subdivision.

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

Mr. READINGER. Mr. Speaker, the bill before us is the basic bill of the group now under a special order of business which will allow Commonwealth employes and municipal employes to tie into the social security system if they so desire and if they so vote.

The amendments submitted by the lady from Lehigh would have the effect of allowing certain counties, which in the past have adopted Social Security as part of their retirement systems, to remain in the position they now are in of having no limitation on the amount of retirement compensation which could be received by their employes with relation to their final salaries.

Senate Bill 896 as now drawn, according to my understanding, imposes an eighty per cent limitation on the amount of total retirement compensation an employe may receive under both systems.

I am asking the membership to defeat these amendments for the reason I am informed that very few people are in the wonderful position of being able to receive even as much as eighty per cent of their final compensation, and for the further reason that many counties, by far the great majority of them in this Commonwealth have never up to this time adopted the social security plan. Therefore, they would be subject to the eighty per cent limitation, and those counties which have seen fit up to this time to come under Social Security would not be so limited.

I think it would make for dissension among the employes of various counties. Since very, very few are affected by the eighty per cent limitation, I see no reason why this special favor should be bestowed upon Lehigh County or any other county which now has social security.

This matter has been discussed by the administration and by many people who are interested in it for a long, long time. Senate Bill 896 was amended after its passage in the Senate to conform to the desires and wishes of the administration, which insisted upon having a forty per cent set-off.

Senate Bill 896 as it is now before us, after having been amended again, does not impose that forty per cent set-off. In other words, when a person who is in a local retirement system becomes eligible for social security, he does not lose under 896 any part of that social security unless the total amounst of the two exceed eighty per cent, in which case the local would be reduced to bring him into the eighty per cent. In any event, the person who becomes eligible for social security will get the full amount of social security. It is simply a question of whether he should be allowed to have more than eighty per cent of his final salary as a retirement pension.

I think these amendments are bad for these reasons and I am asking that they be defeated.

Mrs. MARKLEY. Mr. Speaker, on behalf of a great many of the counties who have had the foresight have had actuarial studies and have had in effect for a number of years a pension plan and a social security plan, I cannot see why they should be penalized for having such foresight. They have an investment in their pension plans, they have had the foresight to adopt social security,

I ask the membership of this House to support these amendments. I ask for a roll call, a slow roll call, and that only those answering to their names be recorded.

Mr. FILO. Mr. Speaker, I would like to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the gentleman from Berks, the Majority Leader, permit himself to be interrogated?

Mr. READINGER. I shall. Mr. Speaker.

Mr. FILO. Mr. Speaker, as I understand under the provisions of this bill, any county which wishes to adopt this plan has to do so by a referendum of their own employes. Am I correct in that assumption?

Mr. READINGER. That is right, Mr. Speaker.

Mr. FILO. Then, Mr. Speaker, is it not true that if the county which Mrs. Markley represents does not want to get under this plan, they would be affected by it?

Mr. READINGER. Mr. Speaker, they will be affected by the eighty per cent limitation, yes.

Mr. FILO. In other words Mr. Speaker, this applies to all counties?

Mr. READINGER. Mr. Speaker, it applies to all counties. This bill would modify the pension plan in any county, if they already have one set up.

Mr. READINGER. Mr. Speaker, I think I should say, in addition to what has already been said about the rightness or wrongness of these amendments, that it is taxpayers' money which is used to support all of these pension plans.

I think the main reason why the administration wanted the forty per cent set-off included in this bill, as well as all of the other bills in the package, is because it is natural on the part of governmental employes to seek the best possible pension plan. The administration rightly fears that if the county employes were allowed to be in a position where they would not have a forty per cent set-off, which has the effect of reducing the amount the local government or the state must contribute to the plan and contribute to the benefits, it would not be long before state employes, school employes and city employes would all be demanding the same rights and the same privileges. It is certainly normal to expect that they will. The cost to the taxpayers of the various governmental units, the state, school districts, cities, and so forth, will be considerably higher if that change is ever made as far as they are concerned.

I do not know how many more millions of dollars the state would have to contribute to the social security plan for the benefit of its employes if it was not for the forty per cent set-off. It runs into many millions of dollars.

I think the adoption of these amendments would be exceedingly unwise, even though the lady would like to protect a few people in her county. I suppose there are Members of other counties where the plan has been adopted heretofore. I think the price we would pay to protect a relatively few employes is much too great.

Mrs. MARKLEY. Mr. Speaker, just one more thought on this amendment. When you make a contract under a retirement plan as our county employes did when they voted to adopt this pension plan and Social Security in all good faith I think we should stand behind them and not interfere with our local government.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Mrs. Markley and Mr. Ogilvie.

A vertification of the roll was requested by Mrs. Markley, Messrs. Ogilvie and Gramlich.

The roll was verified and was as follows:

YEAS—81

Agnew,	Gibb,	Leiby,	Reibman,
Amarando,	Gibson,	Lippincott,	Rigby,
Ashton,	Gramlich,	Mahan,	Royer,
Auker,	Greenwood,	Markley,	Rudisill,
Banker,	Hamilton, R. K.,	Maxwell,	Smith, C. C.,
Bell,	Haudenshield,	McInroy,	Smith, Wm. B.,
Breisch,	Hocker,	McWherter,	Steckel,
Bucchin,	Horst,	Mihm,	Stone,
Bullen,	Houk,	Mikula,	Stoner,
Capano,	Isaacs,	Miller,	Strausser,
Cooper,	Johnson,	Moody,	Stroup,
Davis,	Jump,	Moran,	Taylor,
Donahue,	Kehler,	Moscrip,	Thompson,
Donaldson,	Keller,	Munley,	Tompkins,
Eshleman,	Kent,	Murphy,	Toomey,
Ewing,	Knecht,	Murray, H. P.,	Varallo,
Foster,	Kolankiewicz,	Ogilvie,	Varner,
Frank,	Kooker,	Pacchioli,	Waterhouse,
Gaffney,	Kratz,	Price,	Weidner,
George,	Kromer,	Pursley,	Wescott,
			Wilt,

NAYS—95

Anderson, M. S.,	Flynn,	McCann,	Sarraf,
Anderson, S. A.,	Frascella,	McCormack,	Schuster,
Barnatovich,	Frost,	McGee,	Sherman,
Boles,	Garlock,	McKeever,	Sigman,
Bonner,	Gelfand,	McLaughlin,	Snider,
Boory,	Goldstein,	Meholchick,	Stank,
Bower,	Guss,	Metz,	Stebbins,
Branca,	Guthrie,	Mills,	Stephens,
Brennan, A. P.,	Hass,	Muldowney,	Swartz,
Brennan, J. J.,	Helm,	Murray, J. J.,	Thomas,
Brenninger,	Henzel,	Musto,	Toll,
Breth,	Holt,	Naugle,	Wallace,
Cianfrani,	Jenkins,	Needham,	Walsh,
Cioffi,	Jones, G. E.,	O'Neil,	Wargo,
Cochran,	Jones, T. H. W.,	Pashley,	Welsh,
Comer,	Kamyk,	Paulhamus,	Wheeler,
Curwood,	Kornick,	Petrosky,	Whitenight,
Dougherty,	Lafore,	Polaski,	Willaredt,
Eilberg,	Leonard,	Polen,	Williams,
Erb,	Leven,	Readinger,	Worley,
Farabaugh,	Limper,	Reidenbach,	Yetter,
Filo,	Lopresti,	Renwick,	Yetzer,
Flint,	Lovett,	Rovansek,	Andrews, Speaker
Floyd,	Lutty,	Rubin,	

NOT VOTING—30

Adam,	Hewitt,	Murray, P. G.,	Stevenson,
Bazin,	Kline,	Olsen,	Vaughan,
Blair,	Lawyer,	Parry,	Verona,
Brown,	Leisey,	Pettigrew,	Wall,
Down,	Light,	Pomeroy,	Wood,
Ehrgood,	Magee,	Rosen,	Young,
Fineman,	Monroe,	Scarcelli,	Ziegler,
Heavey,	Mullen,		

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, there seems to be some confusion about what Senate Bill 896 means and does.

I think the Members should know that unless Senate Bill 896 passes it will not be possible for the employes of the Commonwealth, the school districts and the other political subdivisions to vote and make a choice as to whether or not they want to come under social security.

I say the history of Senate bill 896 has brought about some confusion because of the fact that it contained certain things when it left the Senate. It was changed here in the House and was changed again. It now provides for the right on the part of municipal employes to vote to come into the system if they so desire, and it also provides for an eighty per cent over-all limit. It does not any longer provide for a forty per cent set-off. That provision is contained in the other bills relating to state employes, school employes, and so forth, but it will not affect county employes.

There seems to be a lot of confusion, a lot of letters have been written and a lot of telegrams have been sent. They all came about the same time, because I know I received many from county people stating they were opposed to 896 because it did so and so. I think all of those objections have now been removed, except the objection raised by the county from which Mrs. Markley comes, and several others.

By and large, all of the objections which were put in letter form or telegram form and sent to me have been removed from this bill. I think it should pass the House.

Mr. BELL. Mr. Speaker, I would like to briefly interrogate the Majority Leader.

The SPEAKER pro tempore. Will the Majority Leader permit himself to be interrogated

Mr. READINGER. I shall, Mr. Speaker.

Mr. BELL. Mr. Speaker, is this a "may" bill or a "must" bill?

Mr. READINGER. This is a bill which sets up the machinery by which a referendum will be submitted to the employes of various governmental units. The employes may or may not accept it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Agnew,	Frost,	Lovett,	Rovansek,
Amarando,	Gaffney,	Lutty,	Royer,
Anderson, M. S.,	Garlock,	Mahan,	Rubin,
Anderson, S. A.,	Gelfand,	Markley,	Rudisill,
Ashton,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Greenwood,	McKeever,	Smith, C. C.,
Boles,	Guss,	McLaughlin,	Smith, Wm. B.,
Bonner,	Guthrie,	McWherter,	Snider,
Boory,	Hamilton, R. K.,	Meholchick,	Stank,
Bower,	Hass,	Metz,	Stebbins,
Branca,	Haudenshield,	Mihm,	Steckel,
Breisch,	Heavey,	Mikula,	Stephens,
Brennan, A. P.,	Helm,	Miller,	Stone,
Brennan, J. J.,	Henzel,	Mills,	Stoner,
Brenninger,	Hewitt,	Moody,	Strausser,
Breth,	Hocker,	Moran,	Stroup,
Brown,	Holt,	Moscrip,	Swartz,
Bucchin,	Horst,	Muldowney,	Taylor,
Bullen,	Houk,	Mullen,	Thomas,
Capano,	Isaacs,	Munley,	Thompson,
Cianfrani,	Jenkins,	Murphy,	Toll,
Cioffi,	Johnson,	Murray, H. P.,	Tompkins,
Cochran,	Jones, G. E.,	Murray, J. J.,	Toomey,
Comer,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cooper,	Jump,	Musto,	Varner,
Curwood,	Kamyk,	Naugle,	Verona,
Davis,	Kehler,	Needham,	Wallace,
Donahue,	Keller,	Ogilvie,	Walsh,
Donaldson,	Kent,	O'Neil,	Wargo,
Dougherty,	Kline,	Pacchioli,	Waterhouse,
Eilberg,	Knecht,	Parry,	Weidner,
Erb,	Kolankiewicz,	Pashley,	Welsh,
Eshleman,	Kooker,	Paulhamus,	Wescott,
Ewing,	Kornick,	Petrosky,	Wheeler,
Farabaugh,	Kratz,	Polaski,	Whitenight,
Filo,	Kromer,	Polen,	Willaredt,
Fineman,	Lafore,	Price,	Williams,
Flint,	Leiby,	Pursley,	Wilt,
Floyd,	Leonard,	Readinger,	Worley,
Flynn,	Leven,	Reibman,	Yetter,

Foster,	Limper,	Reidenbach,	Yetzer,
Frank,	Lippincott,	Renwick,	Ziegler,
Frascella,	Lopresti,	Rigby,	Andrews, Speaker

NAYS—0

NOT VOTING—18

Adam,	Leisey,	Pettigrew,	Vaughan,
Bazin,	Light,	Pomeroy,	Wall,
Down,	Magee,	Rosen,	Wood,
Ehrgood,	Monroe,	Stevenson,	Young,
Lawyer,	Olsen,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

THE SPEAKER (Hiram G. Andrews) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Cambria for presiding.

The SPEAKER. The Chair lays before the House the next bill on the special order of business fixed for this time, being Senate Bill No. 891.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 891, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" changing and clarifying contributions and credit provisions where employes are placed under social security

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Agnew,	Frost,	Lovett,	Rovansek,
Amarando,	Gaffney,	Lutty,	Royer,
Anderson, M. S.,	Garlock,	Mahan,	Rubin,
Anderson, S. A.,	Gelfand,	Markley,	Rudisill,
Ashton,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Greenwood,	McKeever,	Smith, C. C.,
Boies,	Guss,	McLaughlin,	Smith, Wm. B.,
Bonner,	Guthrie,	McWherter,	Snider,
Boory,	Hamilton, R. K.,	Meholchick,	Stank,
Bower,	Hass,	Metz,	Stebbins,
Branca,	Haudenshield,	Mihm,	Steckel,
Breisch,	Heavey,	Mikula,	Stephens,
Brennan, A. P.,	Helm,	Miller,	Stone,
Brennan, J. J.,	Henzel,	Mills,	Stoner,
Brenninger,	Hewitt,	Moody,	Strausser,
Breth,	Hocker,	Moran,	Stroup,
Brown,	Holt,	Moscrip,	Swartz,
Bucchin,	Horst,	Muldowney,	Taylor,
Bullen,	Houk,	Mullen,	Thomas,
Capano,	Isaacs,	Munley,	Thompson,
Clanfrani,	Jenkins,	Murphy,	Toll,
Cioffi,	Johnson,	Murray, H. P.,	Tompkins,
Cochran,	Jones, G. E.,	Murray, J. J.,	Toomey,
Comer,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cooper,	Jump,	Musto,	Varner,
Curwood,	Kamyk,	Naugle,	Verona,
Davis,	Kehler,	Needham,	Wallace,
Donahue,	Keller,	Ogilvie,	Walsh,
Donaldson,	Kent,	O'Neil,	Wargo,
Dougherty,	Kline,	Pacchioli,	Waterhouse,
Eilberg,	Knecht,	Parry,	Weidner,
Erb,	Kolankiewicz,	Pashley,	Welsh,
Eshleman,	Kooker,	Paulhamus,	Wescott,
Ewing,	Kornick,	Petrosky,	Wheeler,
Farabaugh,	Kratz,	Polaski,	Whitenight,
Filo,	Kromer,	Polen,	Willaredt,
Fineman,	Lafore,	Price,	Williams,
Flint,	Leiby,	Pursley,	Wilt,
Floyd,	Leonard,	Readinger,	Worley,
Flynn,	Leven,	Reibman,	Yetter,
Foster,	Limper,	Reidenbach,	Yetzer,
Frank,	Lippincott,	Renwick,	Ziegler,
Frascella,	Lopresti,	Rigby,	Andrews, Speaker

NAYS—0

NOT VOTING—18

Adam,	Leisey,	Pettigrew,	Vaughan,
Bazin,	Light,	Pomeroy,	Wall,
Down,	Magee,	Rosen,	Wood,
Ehrgood,	Monroe,	Stevenson,	Young,
Lawyer,	Olsen,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

The SPEAKER. The Chair lays before the House the next bill on the special order of business fixed for this time, being Senate Bill No. 892.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 892, entitled:

An Act amending "The Third Class City Code ***" imposing duties on pension boards changing contributions and changing and clarifying certain allowances and benefits when employes are placed under social security.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Agnew,	Frost,	Lovett,	Rovansek,
Amarando,	Gaffney,	Lutty,	Royer,
Anderson, M. S.,	Garlock,	Mahan,	Rubin,
Anderson, S. A.,	Gelfand,	Markley,	Rudisill,
Ashton,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Greenwood,	McKeever,	Smith, C. C.,
Boies,	Guss,	McLaughlin,	Smith, Wm. B.,
Bonner,	Guthrie,	McWherter,	Snider,
Boory,	Hamilton, R. K.,	Meholchick,	Stank,
Bower,	Hass,	Metz,	Stebbins,
Branca,	Haudenshield,	Mihm,	Steckel,
Breisch,	Heavey,	Mikula,	Stephens,
Brennan, A. P.,	Helm,	Miller,	Stone,
Brennan, J. J.,	Henzel,	Mills,	Stoner,
Brenninger,	Hewitt,	Moody,	Strausser,
Breth,	Hocker,	Moran,	Stroup,

Brown,	Holt,	Moscrip,	Swartz,
Bucchin,	Horst,	Muldowney,	Taylor,
Bullen,	Houk,	Mullen,	Thomas,
Capano,	Isaacs,	Munley,	Thompson,
Cianfrani,	Jenkins,	Murphy,	Toll,
Cioffi,	Johnson,	Murray, H. P.,	Tompkins,
Cochran,	Jones, G. E.,	Murray, J. J.,	Toomey,
Comer,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cooper,	Jump,	Musto,	Varner,
Curwood,	Kamyk,	Naugle,	Verona,
Davis,	Kehler,	Needham,	Wallace,
Donahue,	Keller,	Ogilvie,	Walsh,
Donaldson,	Kent,	O'Neil,	Wargo,
Dougherty,	Kline,	Pacchioli,	Waterhouse,
Eilberg,	Knecht,	Parry,	Weidner,
Erb,	Kolankiewicz,	Pashley,	Welsh,
Eshleman,	Kooker,	Paulhamus,	Wescott,
Ewing,	Kornick,	Petrosky,	Wheeler,
Farabaugh,	Kratz,	Polaski,	Whitenight,
Filo,	Kromer,	Polen,	Willaredt,
Fineman,	Lafore,	Price,	Williams,
Flint,	Leiby,	Pursley,	Wilt,
Floyd,	Leonard,	Readinger,	Worley,
Flynn,	Leven,	Reibman,	Yetter,
Foster,	Limper,	Reidenbach,	Yetzer,
Frank,	Lippincott,	Renwick,	Ziegler,
Frascella,	Lopresti,	Rigby,	Andrews, Speaker

NAYS—0

NOT VOTING—18

Adam,	Leisey,	Pettigrew,	Vaughan,
Bazin,	Light,	Pomeroy,	Wall,
Down,	Magee,	Rosen,	Wood,
Ehrgood,	Monroe,	Stevenson,	Young,
Lawyer,	Olsen,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The SPEAKER. The Chair lays before the House the next bill on the special order of business fixed for this time, being Senate Bill No. 893.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 893, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriations

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Agnew,	Frost,	Lovett,	Rovansek,
Amarando,	Gaffney,	Lutty,	Royer,
Anderson, M. S.,	Garlock,	Magee,	Rubin,
Anderson, S. A.,	Gelfand,	Mahan,	Rudisill,
Ashton,	George,	Markley,	Sarraf,
Auker,	Gibb,	Maxwell,	Scarcelli,
Banker,	Gibson,	McCann,	Schuster,
Barnatovich,	Goldstein,	McCormack,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Greenwood,	McKeever,	Smith, C. C.,
Boles,	Guss,	McLaughlin,	Smith, Wm. B.,
Bonner,	Guthrie,	McWherter,	Snider,
Boory,	Hamilton, R. K.,	Meholchick,	Stank,
Bower,	Hass,	Metz,	Stebbins,
Branca,	Haudenshield,	Mihm,	Steckel,
Breisch,	Heavey,	Mikula,	Stephens,
Brennan, A. P.,	Helm,	Miller,	Stone,
Brennan, J. J.,	Henzel,	Mills,	Stoner,
Brenninger,	Hewitt,	Moody,	Strausser,
Breth,	Hocker,	Moran,	Stroup,
Brown,	Holt,	Moscrip,	Swartz,
Bucchin,	Horst,	Muldowney,	Taylor,
Bullen,	Houk,	Mullen,	Thomas,
Capano,	Isaacs,	Munley,	Thompson,
Cianfrani,	Jenkins,	Murphy,	Toll,
Cioffi,	Johnson,	Murray, H. P.,	Tompkins,
Cochran,	Jones, G. E.,	Murray, J. J.,	Toomey,
Comer,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cooper,	Jump,	Musto,	Varner,
Curwood,	Kamyk,	Naugle,	Verona,
Davis,	Kehler,	Needham,	Wallace,
Donahue,	Keller,	Ogilvie,	Walsh,
Donaldson,	Kent,	O'Neil,	Wargo,
Dougherty,	Kline,	Pacchioli,	Waterhouse,
Eilberg,	Knecht,	Parry,	Weidner,
Erb,	Kolankiewicz,	Pashley,	Welsh,
Eshleman,	Kooker,	Paulhamus,	Wescott,
Ewing,	Kornick,	Petrosky,	Wheeler,
Farabaugh,	Kratz,	Polaski,	Whitenight,
Filo,	Kromer,	Polen,	Willaredt,
Fineman,	Lafore,	Price,	Williams,
Flint,	Leiby,	Pursley,	Wilt,
Floyd,	Leonard,	Readinger,	Worley,
Flynn,	Leven,	Reibman,	Yetter,
Foster,	Limper,	Reidenbach,	Yetzer,
Frank,	Lippincott,	Renwick,	Ziegler,
Frascella,	Lopresti,	Rigby,	Andrews, Speaker

NAYS—0

NOT VOTING—18

Adam,	Leisey,	Pettigrew,	Vaughan,
Bazin,	Light,	Pomeroy,	Wall,
Down,	McGee,	Rosen,	Wood,
Ehrgood,	Monroe,	Stevenson,	Young,
Lawyer,	Olsen,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

The SPEAKER. The Chair lays before the House the next bill on the special order of business fixed for this time, being Senate Bill No. 895.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 895, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" imposing duties on pension boards changing contributions and changing and clarifying benefits and allowances when employes are placed under social security.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Agnew,	Frost,	Lovett,	Rovansek,
Amarando,	Gaffney,	Lutty,	Royer,
Anderson, M. S.,	Garlock,	Mahan,	Rubin,
Anderson, S. A.,	Gelfand,	Markley,	Rudisill,
Ashton,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Greenwood,	McKeever,	Smith, C. C.,
Boies,	Guss,	McLaughlin,	Smith, Wm. B.,
Bonner,	Guthrie,	McWherter,	Snider,
Boory,	Hamilton, R. K.,	Meholchick,	Stank,
Bower,	Hass,	Metz,	Stebbins,
Branca,	Haudenshield,	Mihm,	Steckel,
Breisch,	Heavey,	Mikula,	Stephens,
Brennan, A. P.,	Helm,	Miller,	Stone,
Brennan, J. J.,	Henzel,	Mills,	Stoner,
Brenninger,	Hewitt,	Moody,	Strausser,
Breth,	Hocker,	Moran,	Stroup,
Brown,	Holt,	Moscrip,	Swartz,
Bucchin,	Horst,	Muldowney,	Taylor,
Bullen,	Houk,	Mullen,	Thomas,
Capano,	Isaacs,	Munley,	Thompson,
Cianfrani,	Jenkins,	Murphy,	Toll,
Cioffi,	Johnson,	Murray, H. P.,	Tompkins,
Cochran,	Jones, G. E.,	Murray, J. J.,	Toomey,
Comer,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cooper,	Jump,	Musto,	Varner,
Curwood,	Kamyk,	Naugle,	Verona,
Davis,	Kehler,	Needham,	Wallace,
Donahue,	Keller,	Ogilvie,	Walsh,
Donaldson,	Kent,	O'Neil,	Wargo,
Dougherty,	Kline,	Pacchioli,	Waterhouse,
Eilberg,	Knecht,	Parry,	Weidner,
Erb,	Kolankiewicz,	Pashley,	Welsh,
Eshleman,	Kooker,	Paulhamus,	Wescott,
Ewing,	Kornick,	Petrosky,	Wheeler,
Farabaugh,	Kratz,	Polaski,	Whitenight,
Filo,	Kromer,	Polen,	Willaredt,
Fineman,	Lafore,	Price,	Williams,
Flint,	Leiby,	Pursley,	Wilt,
Floyd,	Leonard,	Readinger,	Worley,
Flynn,	Leven,	Reibman,	Yetter,
Foster,	Limper,	Reidenbach,	Yetzer,
Frank,	Lippincott,	Renwick,	Ziegler,
Frascella,	Lopresti,	Rigby,	Andrews, Speaker

NAYS—0

NOT VOTING—18

Adam,	Leisey,	Pettigrew,	Vaughan,
Bazin,	Light,	Pomeroy,	Wall,
Down,	Magee,	Rosen,	Wood,
Ehrgood,	Monroe,	Stevenson,	Young,
Lawyer,	Olsen,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON FINAL PASSAGE

Mr. READINGER asked and obtained unanimous consent to call up out of order Senate Bill No. 1036 on page 7 of today's calendar.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 1036, entitled:

An Act amending the Local Tax Enabling Law act of June 25, 1947 (P. L. 1145) increasing the maximum millage amount for certain political subdivisions.

On the question,

Shall the bill pass finally?

Mr. LOPRESTI. Mr. Speaker, Senate Bill 1036, Printer's No. 695, is a bill which will increase the over-all limitation of Act 481.

The over-all limitation which municipalities, other than school districts, could collect under Act 481 from the time of its passage until the present time has always been a sum squal to ten mills of the assessed valuation.

This bill seeks to increase the ten mill over-all limitation and would make that limitation fifteen mills. What we will do by the passage of this bill in a number of instances is that we will permit municipalities which are now using the wage tax, which brings in perhaps eight or nine mills, and because of that tax they cannot levy another type of tax.

If we increase the over-all limitation to fifteen mills that would, in effect, be an invitation for municipalities to adopt one of the other forms of tax under 481. For example, we may have a wave of mercantile taxes passed by municipalities which now cannot be passed by them because of the ten mill limitation.

I am opposed to this for two reasons. First of all, most of the municipalities which do not get sufficient income under the ten mill limitation are in that position by reason of a low assessment in those particular boroughs, or townships, or whatever they may be. Because they have an assessment in some cases of 20 per cent of the actual valuation, and some 25 per cent, their valuation is not realistic and under the ten mill limitation they cannot raise the amount of money they think they should have

There is a remedy now which is being used to correct that particular situation. As you know, several months ago we passed a bill which requires the counties to reassess, and I think we set a deadline on that as of 1957. Most of the counties are now in the process of revaluating the real estate in their counties. When this revaluation has been completed, the chances are that many of these communities that are now seeking to have this limitation raised will be allowed double the amount they are now permitted under 481, and if we increase this over-all limitation to fifteen per cent it is going to be considerably more than that.

When we remove that over-all limitation, we invite the communities to use the various forms of taxation under 481. The oftener local municipalities resort to 481, the more difficult it will become in the future for the Commonwealth to raise money from sources which otherwise would be available.

I believe this is a bad bill. I further believe that within the space of a year or so the correction of the assessed valuation in these communities will automatically double the take which the community can have. I believe this bill should be put off, and I am sure that when another session rolls around we will find that the communities which are now urging it will no longer be after this increase.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—58

Amarando,	Floyd,	Keller,	Mihm,
Anderson, M. S.,	Flynn,	Knecht,	Mullen,
Anderson, S. A.,	Foster,	Kolankiewicz,	Pashley,
Bell,	Frost,	Kratz,	Polen,
Boies,	Gelfand,	Leiby,	Reidenbach,
Bower,	Gibb,	Leonard,	Royer,
Branca,	Hass,	Leven,	Sarraf,
Brenninger,	Henzel,	Limper,	Scarcelli,
Bullen,	Holt,	Lippincott,	Schuster,
Cioffi,	Horst,	Lutty,	Sherman,
Comer,	Isaacs,	McCann,	Toll,
Donaldson,	Johnson,	McGee,	Verona,
Dougherty,	Jones, G. E.,	McKeever,	Waterhouse,
Eilberg,	Kamyk,	McLaughlin,	Willaredt,
Fineman,			Williams,

NAYS—110

Agnew,	Greenwood,	Mills,	Stank,
Ashton,	Guss,	Moody,	Stebbins,
Auker,	Guthrie,	Moran,	Steckel,
Banker,	Hamilton, R. K.,	Moscrip,	Stephens,
Barnatovich,	Haudenshield,	Munley,	Stone,
Bonner,	Hocker,	Murphy,	Stoner,
Boory,	Houk,	Murray, H. P.,	Strausser,
Breisch,	Jenkins,	Murray, J. J.,	Stroup,
Brennan, A. P.,	Jones, T. H. W.,	Musto,	Swartz,
Brennan, J. J.,	Jump,	Needham,	Taylor,
Bucchin,	Kehler,	Ogilvie,	Thomas,
Cochran,	Kent,	O'Neil,	Thompson,
Cooper,	Kline,	Pacchioli,	Tompkins,
Curwood,	Kooker,	Parry,	Toomey,
Davis,	Kornick,	Paulhamus,	Varner,
Donahue,	Kromer,	Petrosky,	Wallace,
Erb,	Lafore,	Polaski,	Walsh,
Eshleman,	Lopresti,	Price,	Wargo,
Ewing,	Lovett,	Pursley,	Weidner,
Farabaugh,	Mahan,	Readinger,	Welsh,
Flint,	Markley,	Reibman,	Wheeler,
Frank,	Maxwell,	Renwick,	Whitenight,
Gaffney,	McInroy,	Rigby,	Wilt,
Garlock,	McWherter,	Rovansek,	Worley,
George,	Meholchick,	Rudisill,	Yetzer,
Gibson,	Metz,	Smith, C. C.,	Ziegler,
Goldstein,	Mikula,	Smith, Wm. B.,	Andrews,
Gramlich,	Miller,	Snider,	Speaker

NOT VOTING—38

Adam,	Frascella,	Monroe,	Sigman,
Bazin,	Heavey,	Muldowney,	Stevenson,
Blair,	Helm,	Murray, P. G.,	Varallo,
Breth,	Hewitt,	Naugle,	Vaughan,
Brown,	Lawyer,	Olsen,	Wall,
Capano,	Leisey,	Pettigrew,	Wescott,
Cianfrani,	Light,	Pomeroy,	Wood,
Down,	Magee,	Rosen,	Yetter,
Ehrgood,	McCormack,	Rubin,	Young,
Filo,			

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 905, entitled:

An Act authorizing the Department of Property and Supplies to acquire by gift ninety-three acres more or less of land with buildings thereon in the City of Pittsburgh Allegheny County for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis and making an appropriation

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—169

Agnew,	Frascella,	Lutty,	Rubin,
Amarando,	Frost,	Mahan,	Rudisill,
Anderson, M. S.,	Gaffney,	Markley,	Sarraf,
Anderson, S. A.,	Garlock,	Maxwell,	Scarcelli,
Banker,	Gelfand,	McCann,	Schuster,
Barnatovich,	Gibb,	McCormack,	Sherman,
Bell,	Gibson,	McGee,	Sigman,
Blair,	Goldstein,	McInroy,	Smith, C. C.,
Boies,	Greenwood,	McKeever,	Smith, Wm. B.,
Bonner,	Guss,	McLaughlin,	Snider,
Boory,	Guthrie,	McWherter,	Stank,
Bower,	Hamilton, R. K.,	Meholchick,	Stebbins,
Branca,	Hass,	Metz,	Steckel,
Breisch,	Haudenshield,	Mihm,	Stephens,
Brennan, A. P.,	Heavey,	Mikula,	Stone,
Brennan, J. J.,	Helm,	Mills,	Swartz,
Brenninger,	Henzel,	Moran,	Taylor,
Breth,	Hewitt,	Muldowney,	Thomas,
Brown,	Holt,	Mullen,	Thompson,
Bucchin,	Isaacs,	Munley,	Toll,
Bullen,	Jenkins,	Murphy,	Tompkins,
Capano,	Johnson,	Murray, J. J.,	Toomey,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Varallo,
Cioffi,	Jones, T. H. W.,	Musto,	Varner,
Cochran,	Jump,	Naugle,	Verona,
Comer,	Kamyk,	Needham,	Wallace,
Cooper,	Kehler,	O'Neil,	Walsh,
Curwood,	Kent,	Pacchioli,	Waterhouse,
Davis,	Kline,	Parry,	Wargo,
Donaldson,	Knecht,	Pashley,	Weidner,
Dougherty,	Kolankiewicz,	Paulhamus,	Welsh,
Eilberg,	Kornick,	Petrosky,	Wescott,
Erb,	Kratz,	Polaski,	Wheeler,
Eshleman,	Kromer,	Polen,	Willaredt,
Ewing,	Lafore,	Price,	Williams,
Farabaugh,	Leiby,	Readinger,	Whitenight,
Filo,	Leonard,	Reibman,	Wilt,
Fineman,	Leven,	Reidenbach,	Worley,
Flint,	Limper,	Renwick,	Yetter,
Floyd,	Lippincott,	Rigby,	Yetzer,
Flynn,	Lopresti,	Rovansek,	Ziegler,
Foster,	Lovett,	Royer,	Andrews,
Frank,			Speaker

NAYS—19

Ashton,	Hocker,	Miller,	Pursley,
Auker,	Horst,	Moody,	Stoner,
Donahue,	Houk,	Moscrip,	Strausser,
George,	Keller,	Murray, H. P.,	Stroup,
Gramlich,	Kooker,	Ogilvie,	

NOT VOTING—18

Adam,	Leisey,	Pettigrew,	Vaughan,
Bazin,	Light,	Pomeroy,	Wall,
Down,	Magee,	Rosen,	Wood,
Ehrgood,	Monroe,	Stevenson,	Young,
Lawyer,	Olsen,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 997, entitled:

An Act amending the "State Employes' Retirement Law" * * * extending the benefits of the act of employes of institutions of political subdivisions acquired by the Commonwealth for use as hospitals or sanatoriums in the case and treatment of indigent persons

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Agnew,	Gaffney,	Lovett,	Rovansek,
Amarando,	Garlock,	Lutty,	Royer,
Anderson, M. S.,	Gelfand,	Mahan,	Rubin,
Anderson, S. A.,	George,	Markley,	Rudisill,
Ashton,	Gibb,	Maxwell,	Sarraf,
Auker,	Gibson,	McCann,	Scarcelli,
Banker,	Goldstein,	McCormack,	Schuster,
Barnatovich,	Gramlich,	McGee,	Sherman,
Bell,	Greenwood,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. O.,
Boles,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	McWherter,	Snider,
Boory,	Hass,	Meholchick,	Stank,
Bower,	Haudenshield,	Metz,	Stebbins,
Branca,	Heavey,	Mihm,	Steckel,
Breisch,	Helm,	Mikula,	Stephens,
Brennan, A. P.,	Henzel,	Miller,	Stone,
Brennan, J. J.,	Hewitt,	Mills,	Stoner,
Brenninger,	Hocker,	Moody,	Strausser,
Breth,	Holt,	Moran,	Stroup,
Brown,	Horst,	Moscrip,	Swartz,
Bucchin,	Houk,	Muldowney,	Taylor,
Bullen,	Isaacs,	Mullen,	Thomas,
Capano,	Jenkins,	Munley,	Thompson,
Cianfrani,	Johnson,	Murphy,	Toll,
Cioffi,	Jones, G. E.,	Murray, H. P.,	Tompkins,
Cochran,	Jones, T. H. W.,	Murray, J. J.,	Toomey,
Comer,	Jump,	Murray, P. G.,	Varallo,
Cooper,	Kamyk,	Musto,	Varner,
Curwood,	Kehler,	Naugle,	Verona
Davis,	Keller,	Needham,	Wallace,
Donahue,	Kent,	Ogilvie,	Walsh,
Donaldson,	Kline,	O'Neil,	Wargo,
Dougherty,	Knecht,	Pacchioli,	Waterhouse,
Eilberg,	Kolankiewicz,	Parry,	Weidner,
Erb,	Kooker,	Pashley,	Welsh,
Eshleman,	Kornick,	Paulhamus,	Wescott,
Ewing,	Kratz,	Petrosky,	Wheeler,
Farabaugh,	Kromer,	Polaski,	Whitenight,
Filo,	Lafore,	Polen,	Willaredt,
Fineman,	Leiby,	Price,	Williams,
Flint,	Leonard,	Pursley,	Wilt,
Floyd,	Leven,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Ziegler,
Frascella,		Rigby,	Andrews, Speaker
Frost,			

NAYS—0

NOT VOTING—18

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Down,	Light,	Pettigrew,	Wall,
Ehrgood,	Magee,	Pomeroy,	Wood,
		Rosen,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 543, entitled:

An Act to further amend clause (f) of section nine hundred three of the "Vehicle Code" approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) by changing the maximum gross weight and axle load of certain commercial motor vehicles

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—170

Agnew,	Frank,	Lovett,	Rovansek,
Amarando,	Frascella,	Lutty,	Royer,
Anderson, M. S.,	Frost,	Markley,	Rubin,
Anderson, S. A.,	Gaffney,	Maxwell,	Rudisill,
Ashton,	Garlock,	McCann,	Sarraf,
Auker,	George,	McCormack,	Scarcelli,
Banker,	Gibb,	Mahan,	Stank,
Barnatovich,	Gibson,	McGee,	Stebbins,
Bell,	Goldstein,	McInroy,	Steckel,
Blair,	Gramlich,	McKeever,	Stephens,
Boles,	Greenwood,	McLaughlin,	Stone,
Bonner,	Guss,	McWherter,	Sherman,
Boory,	Guthrie,	Meholchick,	Sigman,
Bower,	Hass,	Metz,	Smith, C. O.,
Branca,	Haudenshield,	Mihm,	Snider,
Breisch,	Heavey,	Mikula,	Stoner,
Brennan, A. P.,	Helm,	Miller,	Strausser,
Brennan, J. J.,	Henzel,	Mills,	Stroup,
Brenninger,	Hewitt,	Moody,	Swartz,
Breth,	Holt,	Moscrip,	Taylor,
Brown,	Horst,	Muldowney,	Thompson,
Bucchin,	Houk,	Mullen,	Tompkins,
Bullen,	Isaacs,	Munley,	Toomey,
Capano,	Johnson,	Murphy,	Varallo,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Varner,
Cioffi,	Jump,	Murray, P. G.,	Verona,
Cochran,	Kamyk,	Musto,	Wallace,
Comer,	Kehler,	Naugle,	Wargo,
Cooper,	Keller,	Needham,	Waterhouse,
Davis,	Kent,	Ogilvie,	Weidner,
Donahue,	Knecht,	O'Neil,	Wescott,
Donaldson,	Kline,	Pacchioli,	Wheeler,
Dougherty,	Kolankiewicz,	Parry,	Whitenight,
Eilberg,	Kooker,	Pashley,	Willaredt,
Erb,	Kornick,	Paulhamus,	Williams,
Eshleman,	Kratz,	Petrosky,	Wilt,
Ewing,	Kromer,	Polen,	Worley,
Farabaugh,	Lafore,	Price,	Yetter,
Fineman,	Leiby,	Pursley,	Yetzer,
Flint,	Leonard,	Readinger,	Ziegler,
Floyd,	Limper,	Reidenbach,	Andrews, Speaker
Flynn,	Lippincott,	Renwick,	
Foster,	Lopresti,	Rigby,	

NAYS—18

Curwood,	Jenkins,	Murray, J. J.,	Smith, Wm. B.,
Filo	Jones, T. H. W.,	Polaski,	Thomas,
Gelfand,	Leven,	Reibman,	Toll,
Hamilton, R. K.,	Moran,	Schuster,	Walsh,
Hocker,			Welsh,

NOT VOTING—18

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Down,	Light,	Pettigrew,	Wall,
Ehrgood,	Magee,	Pomeroy,	Wood,
		Rosen,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 600, entitled:

An Act to amend "Liquor Code" *** by permitting sales on credit of liquor malt or brewed beverages by railroad or pullman companies in dining club or buffet cars to passengers for consumption while enroute holding authorized credit cards issued by railroad or railroad credit bureaus

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—169

Agnew,	Frascella,	Lippincott,	Renwick,
Amarando,	Frost,	Lopresti,	Rigby,
Anderson, M. S.,	Gaffney,	Lutty,	Rovansek,
Anderson, S. A.,	Gelfand,	Lovett,	Royer,
Ashton,	George,	Mahan,	Rubin,
Auker,	Gibb,	Markley,	Sarraf,
Banker,	Gibson,	Maxwell,	Scarcelli,
Barnatovich,	Goldstein,	McCann,	Schuster,
Bell,	Gramlich,	McCormack,	Sherman,
Blair,	Guthrie,	McGee,	Sigman,
Boles,	Hamilton, R. K.,	McKeever,	Smith, C. C.,
Bonner,	Haudenshield,	McLaughlin,	Smith, W. B.,
Boory,	Heavey,	McWherter,	Stank,
Branca,	Helm,	Meholchick,	Steckel,
Breisch,	Henzel,	Metz,	Stone,
Brennan, A. P.,	Hewitt,	Mihm,	Stoner,
Brennan, J. J.,	Hocker,	Miller,	Strausser,
Brenninger,	Holt,	Mills,	Stroup,
Breth,	Horst,	Moody,	Taylor,
Brown,	Houk,	Moran,	Thomas,
Bucchin,	Isaacs,	Muldowney,	Thompson,
Bullen,	Jenkins,	Munley,	Toll,
Capano,	Johnson,	Murphy,	Tompkins,
Cioffi,	Jones, G. E.,	Murray, H. P.,	Toomey,
Cochran,	Jones, T. H. W.,	Murray, J. J.,	Varallo,
Comer,	Jump,	Murray, P. G.,	Varner,
Cooper,	Kamyk,	Mullen,	Verona,
Davis,	Kehler,	Musto,	Wallace,
Donahue,	Keller,	Naugle,	Wargo,
Donaldson,	Kent,	Needham,	Waterhouse,
Dougherty,	Kline,	Ogilvie,	Weidner,
Eilberg,	Knecht,	O'Neil,	Welsh,
Erb,	Kolankiewicz,	Pacchioli,	Wescott,
Eshleman,	Kooker,	Parry,	Wheeler,
Ewing,	Kornick,	Pashley,	Whitenight,
Farabaugh,	Kratz,	Petrosky,	Willaredt,
Filo,	Kromer,	Polaski,	Williams,
Fineman,	Lafore,	Price,	Wilt,
Flint,	Leiby,	Pursley,	Yetter,
Floyd,	Leonard,	Readinger,	Yetzer,
Flynn,	Leven,	Reibman,	Ziegler,
Foster,	Limper,	Reidenbach,	Andrews,
Frank,			Speaker

NAYS—19

Bower,	Greenwood,	Moscrip,	Stebbins,
Cianfrani,	Guss,	Paulhamus,	Stephens,
Curwood,	Hass,	Polen,	Swartz,
Garlock,	McInroy,	Rudisill,	Walsh,
	Mikula,	Snider,	Worley,

NOT VOTING—18

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Olsen,	Vaughan,
Down,	Light,	Pettigrew,	Wall,
Ehrgood,	Magee,	Pomeroy,	Wood,
		Rosen,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation *** under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

On the question recurring,

Shall the bill pass finally?

Mr. TOMPKINS. Mr. Speaker, I would like to interrogate the gentleman from Washington, Mr. Polen.

The SPEAKER. Will the gentleman from Washington, Mr. Polen, consent to be interrogated?

Mr. POLEN. I shall, Mr. Speaker.

Mr. TOMPKINS. Will the gentleman from Washington please tell me and the Members of the House how much money has been expended by this committee to date?

Mr. POLEN. Mr. Speaker, I have been advised approximately $12,000 has been expended to date.

Mr. TOMPKINS. $12,000 expended to date. Is that right?

Mr. POLEN. That is correct, Mr. Speaker.

Mr. TOMPKINS. What does that expenditure involve? Could the gentleman answer that?

Mr. POLEN. Mr. Speaker, that $12,000 involves the expenses for court reporters and travelling expenses.

Mr. TOMPKINS. Court reporters and what?

Mr. POLEN. Travelling expenses.

Mr. TOMPKINS. Does the gentleman know how many hearings they have had—how many meetings they have had?

Mr. POLEN. I do not, Mr. Speaker.

Mr. TOMPKINS. This bill calls for $25,000, is that right?

Mr. POLEN. That is correct, Mr. Speaker.

Mr. TOMPKINS. May I make two more inquiries? Could the gentleman tell me the amount of expenditures that were involved in the investigation of Laurelton?

Mr. POLEN. Mr. Speaker, the amount involved in the Laurelton investigation was $7,128.45.

Mr. TOMPKINS. And how much money was involved in the investigation at Morganza?

Mr. POLEN. $6,000.

Mr. TOMPKINS. $6,000, I thank the gentleman.

Mr. TOMPKINS. Mr. Speaker, I have amendments here which are in blank. I want to fill them in for the sum of $12,000 and that for this reason: On the nineteenth day of April of 1956, two of the principals involved in this investigation voluntarily submitted the questions which are to be investigated to the Court of Common Pleas of Dauphin County at Commonwealth Docket No. 170, and as a result thereof the courts will determine the validity of the issues which have been raised by the resolution authorizing this investigation. The matter being before the court, I cannot see any justification for any further hearings by this committee, nor further expenditure of taxpayers' money in pursuance thereof. For that reason, I am going to submit amendments on the basis of the $12,000 which has already been spent and ask that that be approved.

The SPEAKER. Does the gentleman from Cameron desire to amend the bill?

Mr. TOMPKINS. I am submitting amendments when I get the amount filled into—I will ask unanimous consent for a leave to amend at this time, Mr. Speaker.

RECONSIDERATION OF VOTE

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. HELM. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 1, page 2, line 1, by striking out "twenty-five thousand dollars ($25,000)" and inserting in lieu thereof "twelve thousand ($12,000) dollars."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

Mr. POLEN. Mr. Speaker, speaking on the amendments, I would like at this time to interrogate the gentleman from Cameron, Mr. Tompkins, in connection with a statement that he made.

The SPEAKER. Will the gentleman from Cameron consent to be interrogated?

Mr. TOMPKINS. Yes, I shall, Mr. Speaker.

Mr. POLEN. Mr. Speaker, I understand the gentleman to say that there were proceedings in the Dauphin County Court. I am not familiar with them except what I read in the paper. It was my understanding it was in connection with the salaries of the Executive Committee. I would like to ask the gentleman whether or not that is correct?

Mr. TOMPKINS. The proceeding, a copy of which I have, is for a declaratory judgment to have the courts determine the issue of salary for certain members. Yes, that is right.

Mr. POLEN. Then, Mr. Speaker, as I understand it, there is no question before the court involving or stopping this investigation which was authorized by a House resolution. I would like to ask the gentleman if that is correct?

Mr. TOMPKINS. There is no specific, as I understand it, proceeding before the court that raises an issue on this particular resolution. But for all practical purposes, the question as I understand it which has been submitted to the court will resolve the issues which are sought to be resolved by this resolution.

Mr. POLEN. I thank the gentleman.

Now, Mr. Speaker, I believe we should oppose the amendments offered by the gentleman from Cameron because this committee is operating under a resolution passed by this House authorizing the investigation they are making and I do not believe it refers to the salaries that were paid but to expenses and other matters.

I have a breakdown of the expenses as they apparently are budgeted and it calls for $25,000. If $12,000 has already been spent and the investigation is stopped at this time, nothing beneficial could come out of it and the investigation could not continue. Inasmuch as there is no real relationship between the proceedings of the Dauphin County Court and the proceedings of this committee under the House resolution, I would ask the Members to vote down the amendments offered by the gentleman from Cameron.

Mr. TOMPKINS. Did I understand, Mr. Speaker, the gentleman to state that he has a breakdown of these expenses of $12,000?

Mr. POLEN. Mr. Speaker, I have a breakdown I said of the budget of $25,000.

Mr. TOMPKINS. Do you have a breakdown of the $12,000 that has already been spent?

Mr. POLEN. I do not, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, I should like to further interrogate the gentleman, and ask him whether or not he knows a hearing is being held by this committee today in Easton?

Mr. POLEN. I so understand.

Mr. TOMPKINS. And does the $12,000 figure which he has given include the expenses of the hearing which is being conducted today?

Mr. POLEN. I would say that it did not include the expenses of today's hearing although I do not have that definite information.

Mr. TOMPKINS. I thank the gentleman, Mr. Speaker.

PARLIAMENTARY INQUIRY

Mr. TOMPKINS. I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. TOMPKINS. Mr. Speaker, the Members of that Committee, as I understand it, consist of three House Members, to wit, A. Patrick Brennan, who has responded to the roll here today, Mr. Yetter, who has responded to the roll here today, and Mr. Metz who has responded to the roll here today. The other Members of that Committee consist of the Attorney General and a Member of the Senate, who is appointed by the Governor.

I rise to the parliamentary inquiry, by what authority is this Committee holding a meeting or a hearing in Easton today without the consent of the Committee that is conducting this hearing?

Secondly, I would like to know to whom this House shall repair for advice in connection with the operations of this committee for impartial advice inasmuch as the Attorney General is a member of this Committee.

The SPEAKER. The Chair would say that it is within the province of this House to appoint a committee to investigate the investigating committee if it so desires.

The question that the gentleman asks is not now properly before the House, it is not such a question as the Chair can properly decide. If the gentleman desires an investigation of an investigating committee there are parliamentary ways of going about it.

Mr. TOMPKINS. Mr. Speaker, the point that I am raising is this, here is a hearing that is being conducted today, supposedly by a commitee, the majority of which are sitting right here in this House today. We have a bill before us for an appropriation for $25 thousand. Are we going to authorize expenses for today's hearing to be included as a part of this? And if so, by what authority?

The SPEAKER. The Chair would say that the question the gentleman raises is not within the province of the Speaker to decide. If the gentleman desires to have an investigation of the procedings of a committee, if he desires to have a committee appointed to audit the accounts of that committee, it is within the province of this House so to do.

The Chair is not acquainted with the rules under which this committee proceeds. It is not acquainted as to what its form is. The Chair knows of instances in which there have been committees of several Members that have held hearings with one Member, and whether the committee has authorized counsel and the one Member to hold hear-

ings, the Chair would not know and would have no way of knowing.

Mr. TOMPKINS. Mr. Speaker, I think the Members of the House should know that so far as I am able to determine, a majority of the committee did not authorize anybody or any one person to act on their behalf.

The SPEAKER. Neither the Chair nor the Members of this House are under official notice that the committee is in session.

POINT OF ORDER

Mr. READINGER. I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. READINGER. Mr. Speaker, the gentleman from Cameron is not speaking on the amendments offered to this bill.

The SPEAKER. The gentleman gained the floor under the guise of a parliamentary inquiry to which the Chair did its best to reply. The parliamentary inquiry in the opinion of the Chair is not pertinent to the present proceedings of this House.

Mr. A. PATRICK BRENNAN. Mr. Speaker, I would like to reply to the gentleman on the other side.

The SPEAKER. Does the gentleman desire to make a statement?

Mr. A. PATRICK BRENNAN. I would like to make a statement, Mr. Speaker.

The SPEAKER. The gentleman from Cameron has the floor. Does the gentleman from Cameron yield to the gentleman from Bucks?

Mr. TOMPKINS. Mr. Speaker, a point of order has been raised and as long as he confines himself to the bill before us I shall not object. If not, I suggest his statement be deferred until after the issue before the House is resolved.

The SPEAKER. The gentleman from Cameron has the floor. The Chair has asked the gentleman from Cameron whether he will yield to the gentleman from Bucks?

Mr. TOMPKINS. The point of order is settled as I understand it, Mr. Speaker. It has been ruled against me. The only question I am raising is that as long as he talks on the amendments to the bill, well and good.

The SPEAKER. The gentleman from Cameron is quite right. The only question before the House is on the amendment proposed by the gentleman from Cameron.

On the question recurring,

Will the House agree to the amendment?

The SPEAKER. Does the gentleman from Cameron desire a roll call, a division or a viva voce vote?

Mr. TOMPKINS. Mr. Speaker, I am willing to accept a division.

Whereupon, a division was had, seventy-five Members having voted in the affirmative and eighty-two in the negative, the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TOMPKINS. Mr. Speaker, the Chairman of the Appropriations Committee has stated to us that the cost of the investigation in the Laurelton matter was $7,128.45 and the cost of the investigation in the Morganza matter was $6,000. I believe he also stated he had a breakdown as to the items for which these expenses were incurred.

I think the Members of the House should have information on that breakdown, and also information to justify such a tremendously increased expenditure in this investigation over others which have been had by this same session of the General Assembly.

Mr. A. PATRICK BRENNAN. Mr. Speaker, for some time this Committee has been holding hearings either in Morrisville, Pennsylvania, or here in Harrisburg. So far none of the Members have received any expense money in spite of the $12,000 which has been spent to date.

I would like to give a brief breakdown so far as the $25,000 necessary to conduct the investigation is concerned. We are going to have to spend at least $20,000 for the preparation of an official transcript of the committee's proceedings and hearings.

It is going to cost $3,000 for reimbursement of travel expenses. It means that every time we subpoena a witness, bring him to Harrisburg, or to Morrisville, we have to pay all of his expenses. That totals up to $3,000.

We are also having an independent auditing company audit some of the records of the Bridge Commission and that totals $2,000, which brings the total up to $25,000.

Of that $25,000, close to $12,000 has been spent to bring witnesses Harrisburg and to have the testimony taken down during the hearings which were conducted.

I am asking all Members of the House to vote for this appropriation bill. If this committee is going to function properly, we certainly have to have some money. A vote against this particular appropriation bill I feel would be a vote to condone lavish spending by an independent agency of the government that this very House set up.

Mr. TOMPKINS. Mr. Speaker, I should like to interrogate the gentleman from Bucks, Mr. Brennan.

The SPEAKER. Will the gentleman from Bucks permit himself to be interrogated?

Mr. A. PATRICK BRENNAN. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, how many hearings have been held to date by this committee?

Mr. A. PATRICK BRENNAN. Mr. Speaker, I could not give the exact figure. I would say we must have had at least twenty-five different hearings so far.

Mr. TOMPKINS. Twenty-five different hearings, Mr. Speaker?

Mr. A. PATRICK BRENNAN. Approximately twenty-five separate meetings.

Mr. TOMPKINS. Where?

Mr. A. PATRICK BRENNAN. We have had them in Morrisville, we had one down there. Most of them were conducted right here in Harrisburg. There have been trips made to the various installations along the river. There have been several up at Milford, Pennsylvania, there were hearings held up there, and I think there was one held in Easton. They are having one today at Easton.

If you are asking why the Members of the investigating committee are not there today, it might be said that we have a lot of absentees here. We are elected not to be only members of the committee, but our first duty is actually to be here legislating. That is why three Members who are here in the House did not go to the committee hearing today.

Mr. TOMPKINS. Mr. Speaker, on the issue of the

number of hearings, I would like to temporarily yield to the gentleman from Pike, Mr. Metz.

Mr. METZ. Mr. Speaker, I do not think we have had twenty-five meetings. The ones I have been notified to attend I do not think would exceed ten or twelve, and these were fixed arbitrarily by the Chairman without any consultation. We just received a terse notice that there would be a meeting at this or that place. But the actual number of meetings I do not think would exceed twelve.

Mr. TOMPKINS. Mr. Speaker, I should like to continue to interrogate the gentleman from Bucks, Mr. Brennan.

Mr. TOMPKINS. Mr. Speaker, in connection with the hearing today, the gentleman from Bucks, a member of the Committee is here, the gentleman from Pike, Mr. Metz, is here, and the gentleman from Monroe, Mr. Yetter, is here. I also understand that the Attorney General was in town at 2:30 this afternoon. Who is conducting that hearing at Easton today?

Mr. A. PATRICK BRENNAN. As far as I know, Senator Yosko as Chairman of the committee is conducting the investigation, along with representatives of the Attorney General's Department. I think the resolution mentions the fact that it can either be the Attorney General or some representative from his office. There are two members up there from the Attorney General's office, the chief accountant of the Attorney General's office and one Deputy Attorney General.

Mr. TOMPKINS. Mr. Speaker, I do not know, but I just received word that Mr. Yosko is over in the Senate today. The question in my mind is, how is this hearing being conducted in Easton today?

The SPEAKER. The Chair has been very lenient. The Chair is of the opinion that all of this inquiry is not pertinent. The manner of operating, how they are called, all of those things are not pertinent to the question before us at this time.

Mr. TOMPKINS. I will accept your result, but I am going to differ with you.

They are asking for $25,000. I think we have a right to know how it is being spent. If they want to justify a $25,000 expenditure, they ought to be able to tell us what it is being spent for.

I would like to further interrogate the gentleman from Bucks, Mr. Brennan.

The SPEAKER. Will the gentleman from Bucks consent to be further interrogated?

Mr. A. PATRICK BRENNAN. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, I think the gentleman from Bucks has stated that a portion of this money has been spent for witness fees. Can the gentleman tell me how many witnesses they have had before this committee in their several hearings?

Mr. A. PATRICK BRENNAN. Mr. Speaker, I do not have the figures of all the witnesses and what the expenses will total up as far as each witness are concerned. Some of the witnesses were here for one day, some were here for two days. Some had hotel expenses, some did not. We are asking for this $3,000 now to cover those expenses. The gentleman is an attorney, he knows we have to pay them when we subpoena them and bring them into Harrisburg.

Mr. TOMPKINS. Just what rate of pay do you pay a witness? How much do you pay a witness to appear before your committee?

Mr. A. PATRICK BRENNAN. As far as I know, that is being handled by the Attorney General's office as to what they actually pay when they bring them into Harrisburg.

Mr. Metz is standing right here. He might have some additional information himself.

Mr. TOMPKINS. Mr. Speaker, I would like to know how much they are paying a witness and also, if in addition to witness fees, they are paying hotel bills, meals, and so forth? Is that a practice you are taking up?

Mr. A. PATRICK BRENNAN. Let me break that thing down, Mr. Speaker.

POINT OF ORDER

Mr. McCORMACK. I rise to a point of order, Mr. Speaker.

The SPEAKER. The gentleman will state it.

Mr. McCORMACK. My point of order is that while a committee, appointed by this House is investigating the Delaware River Joint Toll Bridge Commission, it is not in order to go into the details until the committee has made a report back to the House. It is out of order at this time to do so, to question a member of the committee.

The SPEAKER. The Chair would say in reply to the gentleman that the matter before the House is an appropriation, and in line with proper inquiry, the gentleman from Cameron is entitled to ask such questions as may lead him to believe, or lead the Members of the House to believe, that the appropriation is either in line with the proprieties or is excessive.

If the gentleman from Cameron will confine himself along that line, the Chair would rule he is privileged to continue. This is not a trial. No one is on trial by the House, and the gentleman is entitled to information which will lead him to conclude whether the expenditures are in line with the proprieties or are excessive.

Mr. TOMPKINS. I am inclined to agree with you and I am inclined to agree with the gentleman from Philadelphia.

I think you will find both in the Morganza and the Laurelton investigation that we did not put in a bill for expenses until after we had completed our investigations, and we detailed the expenses we had incurred. I am trying to find out here, based upon my experience in those two investigations, why this investigation is costing so excessively much more money. I think I have a right to interrogate as to the number of hearings they have had, where they have had them, the number of witnesses they called and what they are paying their witnesses.

The SPEAKER. The Chair would suggest that that line of inquiry is more in the nature of an audit than as to propriety, and at this time an audit of the expenses is not properly before the House.

Mr. TOMPKINS. Then, Mr. Speaker—

The SPEAKER. Do they need so much for transcript? Is the amount excessive? Do they need so much for witnesses? Is the amount excessive?

Mr. TOMPKINS. That is what I am trying to find out. How much do they promise witnesses?

The SPEAKER. The gentleman from Cameron is en-

titled to make statements along that line, but the Chair will hold that this is not an audit, that this is an inquiry and that nobody is on trial.

Mr. TOMPKINS. Mr. Speaker, I am not trying anybody. I am really trying to find out how much they are paying witnesses and how many have been paid. Members of the committee should have some knowledge of that.

Does the gentleman know how much they are paying witnesses?

Mr. A. PATRICK BRENNAN. I would say a negative amount. There usually is not a set fee for paying witnesses. There is a fee and I don't think the Attorney General's office is exceeding that fee.

Mr. TOMPKINS. Does the gentleman know in dollars and cents how much that amounts to?

Mr. A. PATRICK BRENNAN. No, I don't, Mr. Speaker.

Mr. TOMPKINS. Does the gentleman know the number of witnesses that have been called?

Mr. A. PATRICK BRENNAN. I do not have those figures before me at this time, Mr. Speaker, and to be real honest I have missed some of those meetings.

Mr. TOMPKINS. Does the gentleman know, Mr. Speaker, the number of pages of testimony which will be involved and the cost? I think he said $20 thousand.

Mr. A. PATRICK BRENNAN. Mr. Speaker, the cost of the testimony in the proceedings will be approximately $20 thousand. In arriving at this figure we have tentatively estimated that the committee will conduct a series of hearings for approximately sixty full days, and the stenographic cost will be at the usual prevailing rates of the official court reporters. The preparation of this transcript is vital to the investigating committee in order to comply fully with the requirements of the House Resolution creating the committee. Those requirements provide for the submission to the General Assembly at its next session of a complete report of the investigation.

Mr. TOMPKINS. That is all, Mr. Speaker.

I want to repeat what I said before and make one additional observation.

In the last investigation we submitted our bills in the form of a request for an appropriation after the hearings were completed. They are now asking us to write a blank check for committee to use between now and the end of the 1957 Session of the Legislature for purposes which they cannot explain from the floor of this House this afternoon. I do not think we should appropriate tax monies in that manner. I do not think it is proper, and I do not think the people like to have their money spent in that manner.

Mr. LOPRESTI. Mr. Speaker, I think there have been some rather unfair comparisons made here this afternoon.

When you speak of the expenses of the investigation of Laurelton and the investigation of Morganza you are talking about an entirely different type of investigation from that being conducted by the committee on the Delaware River Bridge.

The Laurelton investigation it was merely to investigate conditions, an investigation which could be made for the most part by direct trips right to that particular institution and talking only to people at that institution. The investigation that we are making now, is not necessarily as to personalities but it applies to the expenditures made by those personalities over a period of years. It must be apparent to the gentleman from Cameron that a great deal of work is going to be necessary if they are going to investigate the proper expenditures or improper expenditures by the Delaware River Commission. It is bound to require a different type of operation completely. Undoubtedly, auditors, accountants and persons searching the records of that particular Commission are going to have to conduct a lot of detail work to uncover, if there are any, improper actions on the part of that committee.

If I am to believe what I have read in the newspapers recently, it would seem there are some irregularities and that this House and the Senate certainly should know about them.

The amendments offered right now to me are in the nature of a "whitewash," because if this committee has already made expenditures to the extent of $12,000 and we pass these amendments limiting those expenses to $12,000, that means for all practical purposes the committee should discontinue as of this moment.

If that is what the gentleman from Cameron wants, then I think he should present a resolution to this House asking us to discontinue our investigation rather than try to force an issue here which would indicate that there is an improper expenditure of funds. If he does not want this investigation to continue, than let us go about it in another manner, but if he does want it to continue, then certainly offering an amendment to this bill which would limit the amount to $12,000, which he knows has already been expended, I think is highly improper.

Either the committee we have appointed is going to do a good job or it is not going to do a good job. One way to hamstring it will be to refuse to give it any more appropriation because if we so refuse, then you can be sure that the accountants will be taken off the payroll as of now and witnesses from this point on will probably not attend any of the committee meetings. I think when the House sets up a committee it should back it up. I believe it is wrong, inherently wrong, to impute to the committee we have appointed from our own Members either negligence or a wilful desire to waste the money of this Commonwealth.

I think if we adopt this amendment we are insulting the intelligence and attacking the integrity of our own committee. If that committee does not have integrity, let us attack it directly but not by this indirect procedure.

Mr. CHARLES C. SMITH. Mr. Speaker, I had hoped the debate could have gone along in the manner in which it should have gone along and not start using the word "whitewash" I did not expect that to come from the gentleman from Cambria; it might have come from one of the gentleman in the Senate who is now on the committee. I thought higher of the gentleman from Cambria.

We agree with the gentleman. We on this side are not going to "whitewash" anything the Republicans have ever done or "whitewash" anything the Democrats have ever done.

Let me say to you, we will vote for this bill under one circumstance. Put this bill on the third reading postponed calendar and let the gentleman from Bucks or the gentleman from the Appropriations Committee supply to the Members of this House how the money has been

spent. If there is nothing wrong supply us with that information.

I have information from Mr. Metz in which he said there were twelve meetings. The gentleman from Bucks says there were twenty-five meetings. I believe the gentleman from Bucks would not deny the fact that he has not attended many meetings, nor has the gentleman from Pike or anybody else in the House, because they have not been considered. Senator Yosko is running his own campaign on these committee meetings. If he wants to run it, let the appropriation bill start in the Senate and let Senator Yosko produce the cost of the investigation.

We will vote for the bill when we know what it is going to cost, but we will not vote for this type of bill. If the gentleman wants to play fair, let him produce the amount of money and how it was spent, and there will be votes on this side of the House and the gentleman will not have to use the word "whitewash." I do not believe it should be in his vocabulary, I think it probably will be in the vocabulary of a certain Senator.

Mr. LOPRESTI. If the gentleman from Philadelphia were to make a motion or were to ask that this bill be held over until that particular information or interim report be given to this House, I would go along with him and agree with him 100 per cent. But to try to amend this bill to $12,000 at this point, I say he is wrong. If he were to make a motion and ask that this bill be held over until we get that information, I would agree with him 100 per cent and I would vote with him.

Mr. CHARLES C. SMITH. I thank the gentleman.

I make a motion that this bill be placed on the third reading postponed calendar and that before we vote on it the expense account of the committee be supplied to every Member of this House.

BILL PASSED OVER

Mr. READINGER. In view of the request for additional information, I move that this bill be passed over at this time.

The motion was agreed to.

The SPEAKER. The status of the bill now is that it automatically goes on the third reading postponed calendar.

BILLS ON THIRD READING

Mr. READINGER. Mr. Speaker, I call up out of order, Senate Bill No. 470 on page 11 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 470, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," changing in certain cases the limitations as to width of vehicles and loads allowed on the highways.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—182

Agnew,	**Frost,**	**Lopresti,**	**Rigby,**
Amarando,	**Gaffney,**	**Lovett,**	**Rovansek,**
Anderson, M. S.,	**Garlock,**	**Lutty,**	**Rubin,**
Anderson, S. A.,	**Gelfand,**	**Mahan,**	**Royer,**
Ashton,	**George,**	**Markley,**	**Rudisill,**
Auker,	**Gibb,**	**Maxwell,**	**Sarraf,**
Banker,	**Gibson,**	**McCann,**	**Scarcelli,**
Barnatovich,	**Goldstein,**	**McCormack,**	**Schuster,**
Bell,	**Gramlich,**	**McGee,**	**Sherman,**
Blair,	**Greenwood,**	**McInroy,**	**Sigman,**
Boles,	**Guss,**	**McKeever,**	**Smith, C. C.,**
Bonner,	**Guthrie,**	**McLaughlin,**	**Smith, Wm. B.,**
Boory,	**Hamilton, R. K.,**	**McWherter,**	**Snider,**
Bower,	**Hass,**	**Meholchick,**	**Stank,**
Branca,	**Haudenshield,**	**Metz,**	**Stebbins,**
Breisch,	**Heavey,**	**Mihm,**	**Steckel,**
Brennan, A. P.,	**Helm,**	**Mikula,**	**Stephens,**
Brennan, J. J.,	**Henzel,**	**Miller,**	**Stone,**
Brenninger,	**Hewitt,**	**Mills,**	**Stoner,**
Breth,	**Holt,**	**Moody,**	**Strausser,**
Brown,	**Horst,**	**Moran,**	**Swartz,**
Bucchin,	**Houk,**	**Moscrip,**	**Taylor,**
Bullen,	**Isaacs,**	**Muldowney,**	**Thomas,**
Capano,	**Jenkins,**	**Mullen,**	**Thompson,**
Cianfrani,	**Johnson,**	**Munley,**	**Tompkins,**
Cioffi,	**Jones, G. E.,**	**Murphy,**	**Toomey,**
Cochran,	**Jones, T. H. W.,**	**Murray, H. P.,**	**Varallo,**
Comer,	**Jump,**	**Murray, J. J.,**	**Varner,**
Cooper,	**Kamyk,**	**Murray, P. G.,**	**Verona,**
Curwood,	**Kehler,**	**Musto,**	**Wallace,**
Davis,	**Keller,**	**Naugle,**	**Walsh,**
Donahue,	**Kent,**	**Needham,**	**Wargo,**
Donaldson,	**Kline,**	**Ogilvie,**	**Waterhouse,**
Dougherty,	**Knecht,**	**O'Neil,**	**Weidner,**
Eilberg,	**Kolankiewicz,**	**Pacchioli,**	**Wescott,**
Erb,	**Kooker,**	**Parry,**	**Wheeler,**
Eshleman,	**Kornick,**	**Pashley,**	**Whitenight,**
Ewing,	**Kratz,**	**Paulhamus,**	**Willaredt,**
Filo,	**Kromer,**	**Petrosky,**	**Williams,**
Fineman,	**Lafore,**	**Polaski,**	**Wilt,**
Flint,	**Leiby,**	**Polen,**	**Worley,**
Floyd,	**Leonard,**	**Price,**	**Yetter,**
Flynn,	**Leven,**	**Pursley,**	**Yetzer,**
Foster,	**Limper,**	**Readinger,**	**Ziegler,**
Frank,	**Lippincott,**	**Reidenbach,**	**Andrews,**
Frascella,		**Renwick,**	Speaker

NAYS—6

Farabaugh,	**Reibman,**	**Toll,**	**Welsh,**
Hocker,	**Stroup,**		

NOT VOTING—18

Adam,	**Lawyer,**	**Monroe,**	**Stevenson,**
Bazin,	**Leisey,**	**Olsen,**	**Vaughan,**
Down,	**Light,**	**Pettigrew,**	**Wall,**
Ehrgood,	**Magee,**	**Pomeroy,**	**Wood,**
		Rosen,	**Young,**

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate

with information that the House of Representatives has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 382.

An Act amending the act of May 7 1937 (P L 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or eitther of them and authorizing agreements betweeen cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the motor License Fund for the purpose of this act" changing or deleting certain routes

SENATE BILL No. 633.

An Act repealing the last paragraph of section 5 act of May 23, 1874 (P. L. 230) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" which requires publication each year of a statement of all delinquent taxpayers in cities of the first class

SENATE BILL No. 820.

An Act amending the act of June 14, 1935 (P. L. 341) entitled as amended "An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties" declaring the taxes to be a levy on the consumers and imposing duties on dealers

SENATE BILL No. 981.

An Act amending the act of June 24, 1895 (P. L. 212) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" and its supplement of May 5, 1899 (P. L. 248) changing the jurisdiction of the Superior Court

SENATE BILL No. 1013.

An Act amending the act of August 24, 1951 (P. L. 1405) entitled "An act relating to the apportionment of estate taxes and providing procedure for enforcement of contribution or exoneration" changing the method of apportionment regarding the inheritance or death tax effect with respect to charitable public or similar gifts or bequests

SENATE BILL No. 1055.

An Act amending the act of June 7, 1901 (P. L. 491) entitled "An act authorizing municipalities to define and fix the terms for the use of public parks or grounds of any kind for railroad purposes" extending such authority

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS INTRODUCED AND REFERRED

By Mr. DOUGHERTY. HOUSE BILL No. 2109.

An Act amending the act of May 28, 1937 (P. L. 955), entitled as amended "An act to promote public health, safety, morals, and welfare by declaring the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance, and to undertake projects, to provide dwelling accommodations for persons of low income; providing for the organization of such housing authorities; defining their powers and duties; providing for the exercise of such powers, including the acquisition of property by purchase, gift or eminent domain, the renting and selling of property, and including borrowing money, issuing bonds, and other obligations, and giving security therefor; prescribing the remedies of obligees of housing authorities; authorizing housing authorities to enter into agreements, including agreements with the United States, the Commonwealth, and political subdivisions and municipalities thereof; defining the application of zoning, sanitary, and building laws and regulations to projects built or maintained by such housing authorities; exempting the property and securities of such housing authorities from taxation; and imposing duties and conferring powers upon the State Planning Board, and certain other State officers and departments," limiting the right of eminent domain of Authorities.

Referred to the Committee on Rules.

By Mr. STRAUSSER. HOUSE BILL No. 2110.

An Act authorizing incorporated towns to regulate junk yards.

Referred to the Committee on Rules.

RESOLUTION INTRODUCED AND REFERRED

By Messrs. WALSH, JOHN J. MURRAY, McLAUGHLIN, MATT S. ANDERSON, KAMYK, LUTTY, FILO, LEONARD, THOMAS, MORAN, SARRAF, JENKINS, BOIES, MIHM and OLSEN.

RESOLUTION (Not Printed)

In the House of Representatives, May 2, 1955.

The governing body of the County of Allegheny has seen fit to select persons to represent it in Harrisburg to advise on legislation.

The Board of Commissioners of the County of Allegheny has selected Attorney John G. Brosky, Assistant County Solicitor, for its representative.

Mr. Brosky has played a highly useful role throughout

the session, performing skillful liaison work between the County of Allegheny and the membership of the House of Representatives.

Mr. Brosky has displayed unboundless energy and devotion to his responsibilities, working with undiminished fervor on legislation before the House of Representatives; therefore be it

Resolved, That the membership of the House of Representatives join with the members of the Allegheny County delegation in extending thanks to John G. Brosky, Assistant County Solicitor, for services rendered and assistance given throughout the session of the general Assembly; and be it further

Resolved, That copies of this resolution be forwarded to John G. Brosky and the Chairman of the Board of Commissioners of Allegheny County.

Referred to the Committee on Rules.

APPOINTMENT OF CONFERENCE COMMITTEES ON HOUSE BILLS NOS. 8 AND 1694.

The SPEAKER. Pursuant to the action of the House yesterday, the Chair appoints as a Conference Committee on House Bill No. 8, Messrs. WILLIAM B. SMITH, PETROSKY and GUTHRIE.

The Chair appoints as a Conference Committee on House Bill No. 1694 Messrs. POLEN, SARRAF and GRAMLICH.

RESOLUTIONS

Mrs. VARALLO offered a resolution which was filed with the Clerk under the Rules.

Mr. READINGER offered a resolution which was filed with the Clerk under the Rules.

REPORTS FROM COMMITTEES

Mr. BONNER from the Committee on Mines and Mining, reported as committed, House Bill No. 186, entitled:

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), changing security requirements and adding penalties.

Mr. SNIDER from the Committee on Appropriations, re-reported as amended, House Bill No. 2013, entitled:

An Act amending the "Public School Code of 1949" * * * providing for advance payments reimbursements and tuition in the case of area technical schools.

Mr. STANK from the Committee on Rules, reported as committed, House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266), entitled "An act to protect trade-mark owners, distributors, and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark, brand or name," further regulating exceptions to contracts of sale and actions at law for unfair competition.

Mr. STANK from the Committee on Rules, reported as committed, House Bill No. 2108, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) removing certain limitations on the taxing power of school districts of the fourth class.

Mr. SNIDER from the Committee on Appropriations, re-reported as committed, Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

Mr. SNIDER from the Committee on Appropriations, re-reported as committed, Senate Bill No. 651, entitled:

An Act amending the "Public School Code of 1949 * * *," changing the value of scholarships.

Mr. GRANVILLE E. JONES from the Committee on Professional Licensure, reported as amended, Senate Bill No. 188, entitled:

An Act relating to the practice of Ophthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered and qualified Opthalmic Dispensers creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for penalties for violations of the provisions thereof and providing for appeals to Court.

Mr. STANK from the Committee on Rules, re-reported as amended, Senate Bill No. 944, entitled:

An Act amending "The Administrative Code of 1929" * * *, requiring cotton fabrics used in State institutions to be flameproofed.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 186, entitled:

An Act amending the "Anthracite Strip Mining Law," approved June 27, 1947 (P. L. 1095), changing security requirements and adding penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266), entitled "An act to protect trade-mark owners, distributors, and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark, brand or name," further regulating exceptions to contracts of sale and actions at law for unfair competition.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2108, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30), removing certain limitations on the taxing power of school districts of the fourth class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Mr. CHARLES C. SMITH. Mr. Speaker, has the time for resolutions been passed?

The SPEAKER. We can always return to resolutions.

PERMISSION TO ADDRESS HOUSE

Mr. CHARLES C. SMITH asked and obtained unanimous consent to address the House.

Mr. CHARLES C. SMITH. Mr. Speaker, it would seem there was no resolution turned in. There are times when the gentleman from Cambria gets a little cantankerous—I do not mean you, Mr. Speaker, so don't look at me in that way. There are other gentlemen from Cambria.

The SPEAKER. That is quite all right; quite all right.

Mr. CHARLES C. SMITH. Any time they do get cantankerous I always figure, well, it is just a matter of age, and I always consider that.

Now that Mr. Lopresti is over the hill, today being his birthday, I was waiting and hoping there would be a resolution presented. I did not have one made up, but I would personally like to congratulate the gentleman, extend him best wishes to tell him that being over the hill I know he is going to be a little more cantankerous every day, but we are willing to put up with him because we still think he is a pretty good fellow in the end.

The SPEAKER. The Chair recognizes the gentleman from Cameron, Mr. Lopresti, and hopes he accepts the apology.

Mr. LOPRESTI. Mr. Speaker, I wish to thank the gentleman from Philadelphia. I will say that from now on you will probably have two cantankerous gentlemen from Cambria. I sympathize with the House if I am here at the age of the Speaker because I will surely be cantankerous by that time.

I wish to thank the gentleman and the Members for their best wishes.

The SPEAKER. You know, that is the way we do things in this House. That is one of the beauties of it. We never let the sun rise on yesterday's wrath. It is a noble, noble sentiment and there is more of it here not letting the sun rise on yesterday's wrath, than the Chair has found in any other body this size in the state of Pennsylvania.

QUESTION OF PERSONAL PRIVILEGE

Mr. McCORMACK. I rise to a question of personal privilege.

The SPEAKER. The gentleman will state it.

Mr. McCORMACK. Mr. Speaker, I would like to call the attention of the House to the fact that on page 13 of the calendar Senate Bill 1002, Printer's No. 651, I was not in the Hall of the House when the vote was taken on that bill. For that reason I would like to have my name stricken from the affirmative roll if it happens to be on it. I would like to be recorded as "not voting."

The SPEAKER. The roll is now a matter of record. However, the gentleman's statement on his question of personal privilege will be noted upon the record.

Mr. McCORMACK. Mr. Speaker, I would like to ask one other question if I am in order.

The SPEAKER. The gentleman will proceed.

Mr. McCORMACK. Several weeks ago there was a release issued out of the Speaker's office concerning the lack of equipment of the various committees, and particularly the Ways and Means Committee, and a suggestion that it be put on a year-round basis. I was wondering whether anything further had been done along that line, or if it is going to be done before this session is over?

The SPEAKER. The gentleman from Philadelphia well knows there is no one less capable of predicting future action in this House than your humble Speaker.

INTERROGATION

Mr. MOSCRIP asked and obtained unanimous consent to interrogate the Chairman of the Appropriations Committee.

The SPEAKER. Is the gentleman from Washington, Mr. Polen, in the Hall of the House?

Mr. MOSCRIP. Mr. Speaker, I might interject that my questions are in regard to the appropriations for fourth class school districts. If there is another gentleman across the aisle who is well versed, I would just as soon question him rather than inconvenience Mr. Polen.

The SPEAKER. The Chair imagines the matter the gentleman refers to will become a matter of inquiry on the part of the whole House within the next forty-eight hours. However, if the gentleman desires to interrogate anyone else, he has that privilege.

Mr. MOSCRIP. I desire then to interrogate Mr. McCann, the Chairman of the Committee on Education.

The SPEAKER. Will the Chairman of the Committee on Education, Mr. McCann, consent to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, my questions will be confined to fourth class school districts. Can the gentleman give me the status of the so-called March appropriations for fourth class school districts?

Mr. McCANN. Mr. Speaker, I cannot officially give the status of the appropriations to the fourth class, or third, or second, or first, but I do believe in a matter of a very short period of time there will be a proper release dealing with a partial payment.

Mr. MOSCRIP. Has any portion of the March appropriation been paid?

Mr. McCANN. Mr. Speaker, as of this particular date none have been paid on the second round of the payments due to fourth, third, second and first.

Mr. MOSCRIP. Mr. Speaker, I note the presence of Mr. Polen on the floor of the House, if Mr. McCann desires to yield.

The SPEAKER. Does the gentleman from Greene yield to the gentleman from Washington, Mr. Polen?

Will the gentleman from Washington, Mr. Polen, consent to be interrogated?

Mr. POLEN. I shall, Mr. Speaker, although I believe Mr. McCann gave him the information.

Mr. MOSCRIP. For the information of the gentleman from Washington, I was inquiring as to the status of our March payments to fourth class school districts. I would ask the further question, Mr. Speaker, whether or not any of the so-called transportation payments have been paid?

Mr. POLEN. At this time they have not, although it is anticipated they will be paid in the very near future, Mr. Speaker.

Mr. MOSCRIP. Whether or not any of the payments for such items as tuition, rentals on building projects, special education, and so forth, have been paid?

Mr. POLEN. The payments for rentals are being worked on right now and I hope to be able to give the House definite information in the very near future.

Mr. MOSCRIP. Can the gentleman, Mr. Speaker, give

me any assurance as to whether funds are now available in the Treasury for this purpose?

Mr. POLEN. Sufficient funds would be in the Treasury at this time, but we have the tax anticipation notes due at the end of this month which would preclude their being paid out of the present funds until we have ascertained there will be sufficient monies to take care of the mandated obligations from the tax anticipation notes and the school payments.

Mr. MOSCRIP. Can the gentleman inform me, Mr. Speaker, whether there has been any rule or policy set up whereby the priority of these various types of payments would be fixed or in what order, and how much of them would be paid?

Mr. POLEN. Mr. Speaker, the policy we have followed is to pay the fourth class districts first, then the third, the second and the first.

Mr. MOSCRIP. Mr. Speaker, can the gentleman advise me whether the reimbursement fractions for the coming fiscal year of 1956-1957 have been prepared and sent to the districts?

Mr. POLEN. I could not, Mr. Speaker, but I can ascertain that for the gentleman.

Mr. MOSCRIP. If the gentleman will permit, Mr. Speaker, I might ask him a hypothetical question. If the districts have not received their new reimbursement fractions, would it be possible for them to accurately budget their needs for the next fiscal year?

Mr. POLEN. I believe it would be necessary for them to have their reimbursement fractions in order to accurately budget the amounts they will receive from appropriations in the coming school year.

Mr. MOSCRIP. Mr. Speaker, I think a number of us have lapsed into a rosy glow since the payments were made to our school districts here some months ago and sort of felt the pressure was off, which is not the case. Our school districts today, if anything, are more desperate than they were prior to the payment made several months ago on the so-called October payment. They are still being forced to borrow, some are to their limit, and a number of the lending institutions are not nearly as generous as they were the first time.

Further, we are faced with a rather interesting legal question and that is that the procedure whereby most of these districts have borrowed is under a temporary loaning process against anticipated revenues. The Code states the loan must not exceed the gross amount of anticipated revenues or appropriations and the maturity date must not go beyond the close of the present fiscal year.

It seems to me that someone in the administration has been rather arbitrary and has been taking it out on the schools. It has been brought out on the floor of this House previously that our departmental employes have suffered no postponement in pay. We have almost 5,000 more, as was pointed out yesterday. There were ample funds to meet the $20 million deficiency stop-gap that was passed here sometime ago, and at least one if not more stop-gap appropriations for relief and old age assistance have been met without any difficulty. Meanwhile our fourth class districts are struggling along trying to make a go of it, trying to pay the teachers.

This does not involve any new legislation. This does not involve the question of teachers' salaries or any campaign promises. This is a mandated obligation of the Commonwealth for one of the most essential services we furnish the people of Pennsylvania, it has been mandated over the years by the Legislature. In fact I have an idea the Governor himself voted for a good many of them when he was a Senator.

I submit to you, Mr. Speaker, that the delay in this has been capricious and uncalled for. Our boards are trying to do a job, they are not involved politically. The boards in the fourth class school districts are trying to do a good job for the kids that are in school. I can see no excuse for any further delay in the payment, and I feel it is our obligation as the Commonwealth of Pennsylvania to see that these are paid immediately and in full.

COMMITTEE MEETINGS

EDUCATION, Mr. McCann, Chairman, Room 324, Thursday, May 3, at 10:45 a. m.

INSURANCE, Mr. Robert K. Hamilton, Chairman, Room 330, Thursday, May 3, at 10:45 a. m.

STATE GOVERNMENT, Mr. Polaski, Chairman, Room 324, Thursday, May 3, at 10:45 a. m.

All times are Daylight Saving Time.

ADJOURNMENT

Mr. MAHAN. Mr. Speaker, I move that this House do now adjourn until Thursday, May 3, 1956 at 10:00 a. m. EST.

The motion was agreed to, and (at 5:04 p. m., EST), the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., THURSDAY, MAY 3, 1956. No. 174.

SENATE

THURSDAY, May, 3, 1956.

The Senate met at 9:30 o'clock, a.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, we thank Thee for Thy holy word which has been a light unto the pathway of man through the centuries. Help us that we may never become too busy to read and study and meditate on Thy word, for it will guide us through many difficult problems.

Bless our work today that we may do the work in the light which has come to us from all sources, so that Thy Name shall have all the honor and the glory in a world without end, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceeding session, when, on motion of Mr. MAHANY and Mr. PECHAN, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE BLAIR COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate W. Lamont Goetz (Rep.), 2018 Hudson Avenue, Altoona, Blair County, for reappointment as a member of the Blair County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified.

GEORGE M. LEADER.

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Matthew J. Stokan, 1809 Mahoning Avenue, Youngstown, Ohio, for reappointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of Ohio, for the term of five years, to compute from May 7, 1956.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William H. Oettinger, Durham Road, R. D. 2, Langhorne, Bucks County, for appointment as Justice of the Peace in and for the Township of Middletown, Bucks County, to serve until the first Monday of January 1958, vice F. Eugene Sergeant, Jr., deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Quentin L. Seitz, Felton, York County, for appointment as Justice of the Peace in and for the Borough of Felton, York County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John L. Heffron, Jr., 875 Thorn Street, Sewickley, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Sewickley, Allegheny County, to serve until the first Monday of January 1958, vice William E. Evans, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles P. Meredith, Freeport Road, Blawnox, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Blawnox, Allegheny County, to serve until the first Monday of January 1958, vice Charles J. Reitz, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James H. Brinton, R. D. 5, Hanover, Adams County for appointment as Justice of the Peace in and for the Township of Berwick, Adams County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

MEMBER OF THE BOARD OF TRUSTEES OF BLOOMSBURG STATE TEACHER'S COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Carl H. Fleckenstine, R. D. 2, Orangeville, Columbia County, for appointment as a member of the Board of Trustees of Bloomsburg State Teachers' College, to serve until the third Tuesday of January 1961, and until his successor shall have been appointed and qualified, vice Reginald S. Hemingway, Esq., Bloomsburg, deceased.

GEORGE M. LEADER.

MEMBERS OF THE BOARD OF TRUSTEES OF THADDEUS STEVENS TRADE SCHOOL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Thaddeus Stevens Trade School, to serve until the third Tuesday of January 1961, and until their successors shall have been appointed and qualified:

Paul R. Yarnall, 601 North Duke Street, Lancaster, Lancaster County, vice Theodore M. Ayres, Lancaster, whose term expired.

Howard J. Hanlon, Jr., R. D. 1, Lancaster, Lancaster County, vice Mrs. Elizabeth D. Stine, Lancaster, whose term expired.

George C. Crudden, Jr., 102 South Ann Street, Lancaster, Lancaster County, vice Samuel E. Dyke, Lancaster, whose term expired.

GEORGE M. LEADER.

MEMBER OF THE BOARD OF ARBITRATION OF CLAIMS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John J. Reilly, 122 South Main Street, Pittston, Luzerne County, for appointment as a member of the Board of Arbitration of Claims, to serve until July 21, 1957, and until his successor shall be duly appointed and qualified, vice M. M. Fertig, Pittsburgh, resigned.

GEORGE M. LEADER.

MEMBER OF THE ADVISORY COUNCIL OF AFFAIRS OF THE HANDICAPPED

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. Clifford E. Barbour, Carnot Road, Coraopolis, Allegheny County, for appointment as a member of the Advisory Council of Affairs of the Handicapped, from January 20, 1954, for the term of three years, and until his successor shall have been appointed and qualified.

GEORGE M. LEADER.

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dewey H. Miller, R. D. 1, Bedford, Bedford County, for appointment as a member of the Pennsylvania Game Commission, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice G. I. Phillips, Alexandria, deceased.

GEORGE M. LEADER.

MEMBERS OF THE BRADFORD COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Bradford County Board of Assistance:

Miles Erle (Dem.), Milan, to serve until December 31, 1956, and until his successor is duly appointed and qualified, vice Ray K. Bolinger, Athens, resigned.

Rev. Peter James Alisauskas (Non-Partisan), 106 Third Street, Towanda, to serve until December 31, 1956, and until his successor is duly appointed and qualified, vice Col. John F. Beirne, Towanda, whose term expired.

Leslie A. Packard (Dem.), 27 South Washington Street, Canton, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice M. S. Kintner, Wyalusing, deceased.

Mrs. Stella E. Austin (Dem.), 804 North Elmer Avenue, Sayre, to serve until December 31, 1957, and until her successor is duly appointed and qualified, vice Mrs. Eva C. Litzelman, Towanda, whose term expired.

Robert Emmett Lynch (Dem.), 507 Desmond Street, Athens, to serve until December 31, 1958, and until his

successor is duly appointed and qualified, vice William R. Most, Canton, whose term expired.

Everett Finley Carter (Rep.), R. D. 5, Towanda, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice William Pollack, Towanda, resigned.

LaRue Stanton (Dem.), Camptown, to serve until December 31, 1958, and until his successor is duly appointed and qualified. (Reappointment.)

GEORGE M. LEADER.

MEMBERS OF THE ADVISORY COUNCIL ON MENTAL HEALTH

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Advisory Council on Mental Health, to serve until their successors shall have been appointed and qualified:

Dr. Robert C. Prall, 471 Lynbrooke Road, Springfield, Delaware County, for the term of five years.

Dr. Lauren H. Smith, Pennsylvania Hospital, 4401 Market Street, Philadelphia, Philadelphia County, for the term of five years.

Charles H. Frazier, 1401 Arch Street, Philadelphia, Philadelphia County, for the term of five years.

Leonard T. Beale, 3 Penn Center Plaza, Philadelphia, Philadelphia County, for the term of five years.

Dr. Fred P. Pokrass, 900 North Fifth Street, Reading, Berks County, for the term of four years.

Mrs. Ruth G. Pearle, 318 East Highland Avenue, Ebensburg, Cambria County, for the term of four years.

Mrs. Elizabeth M. Greenfield, 9230 Germantown Avenue, Chestnut Hill, Philadelphia County, for the term of four years.

Howard A. Wolf, 340 North Twelfth Street, Philadelphia, Philadelphia County, for the term of four years.

Dr. J. Franklin Robinson, 335 North Franklin Street, Wilkes-Barre, Luzerne County, for the term of three years.

Walton L. Strauss, 1959 Lakeside Drive, Erie, Erie County, for the term of three years.

Rev. Gordon H. Sperry, 45 South 16th Street, Allentown, Lehigh County, for the term of three years.

Rev. Herbert W. Stroup, Jr., 1959 Market Street, Camp Hill, Cumberland County, for the term of three years.

Rabbi Louis M. Youngerman, 3003 Turner Street, Allentown, Lehigh County, for the term of three years.

Dr. Edward J. Carroll, 121 University Place, Pittsburgh 13, Allegheny County, for the term of two years.

Dr. J. William White, 1534 Washington Avenue, Scranton, Lackawanna County, for the term of two years.

Rt. Reverend Monsignor Vincent M. Leonard, 125 North Craig Street, Pittsburgh 13, Allegheny County, for the term of two years.

Samuel D. Regester, D.D., 204 East Fourth Street, Emporium, Cameron County, for the term of two years.

Ralph H. Haarmeyer, 1319 Pine Street, Scranton, Lackawanna County, for the term of two years.

GEORGE M. LEADER.

HOUSE MESSAGES

SENATE BILL No. 892 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced returned to the Senate, Senate Bill No. 892, entitled:

An Act amending "The Third Class City code * * *" imposing duties on pension boards changing contributions and changing and clarifying certain allowances and benefits when employes are placed under social security.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 895 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 895, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" imposing duties on pension boards changing contributions and changing and clarifying benefits and allowances when employes are placed under social security.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 896 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 896, entitled:

An Act reenacting and amending the act of January 5, 1952 (P. L. 1833), entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act, as amended; . . ." extending its provisions to include additional persons; increasing contribution rates and providing for referenda, and permitting modification of certain local retirement plans.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 905 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 905, entitled:

An Act authorizing the Department of Property and Supplies to acquire by gift ninety-three acres more or less of land with buildings thereon in the City of Pittsburgh Allegheny County for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis and making an appropriation.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 972 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 972, entitled:

An Act to amend the "Third Class City Code" * * *" by further regulating forests and watersheds.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE CONCURS IN SENATE BILL No. 470

He also returned to the Senate, Senate Bill No. 470, entitled:

An Act amending "The Vehicle Code" * * * changing in certain cases the limitations as to width of vehicles and loads allowed on the highways.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 543

He also returned to the Senate, Senate Bill No. 543, entitled:

An Act to further amend clause (f) of section nine hundred three of the "Vehicle Code" approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) by changing the maximum gross weight and axle load of certain commercial motor vehicles.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 600

He also returned to the Senate, Senate Bill No. 600, entitled:

An Act to amend "Liquor Code" * * *" by permitting sales on credit of liquor malt or brewed beverages by railroad or pullman companies in dining club or buffet cars to passengers for consumption while enroute holding authorized credit cards issued by railroad or railroad credit bureaus.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 891

He also returned to the Senate, Senate Bill No. 891, entitled:

An Act amending the "State Employes' Retirement Law * * *" changing and clarifying contributions and credit provisions where employes are placed under social security.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 893

He also returned to the Senate, Senate Bill No. 893, entitled:

An Act amending the "Public School Employes Retirement Law * * *" changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriations.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 997

He also returned to the Senate, Senate Bill No. 997, entitled:

An Act amending the "State Employes' Retirement Law" * * * extending the benefits of the act to employes of institutions of political subdivisions acquired by the Commonwealth for use as hospitals or sanatoriums in the care and treatment of indigent persons.

with the information that the House has passed the same without amendments.

HOUSE INSISTS UPON ITS CON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 8, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 8, entitled:

An Act authorizing and directing the Department of Highways, with the approval of the Governor, to erect and maintain a bridge over the Ohio River in Beaver County, between a point in or near the borough of Midland on the west side of the Ohio River to a point in or near the borough of Shippingport on the opposite side of the Ohio River in the vicinity of the Shippingport Ferry, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages; and making an appropriation.

and has appointed Messrs. WILLIAM B. SMITH, PETROSKY and GUTHRIE as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 8, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 8, and that a Committee of Conference on the part of the Senate be appointed.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. WADE, FLEMING and MILLER as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 8.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1694, AND APPOINTS COMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1694, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

and has appointed Messrs. POLEN SARRAF and GRAMLICH as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1694, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1694, and that a Committee of Conference on the part of the Senate be appointed.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. CHAPMAN, PROPERT and DENT as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1694.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 2080, entitled:

An Act to amend the "Transfer Inheritance Tax Law" * * *, by providing for the allowance of deductions in certain cases and by clarifying the procedure for the determination of the allowability of deductions

Which was committed to the Committee on Rules.

House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety * * *" by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases

Which was committed to the Committee on Rules.

REPORTS FROM COMMITTEES

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, House Bill No. 514, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire by purchase certain lands adjacent to the Pennsylvania Farm Museum of Landis Valley property providing for the control maintenance and improvement thereof and making an apppropriation.

He also, from the Committee on Apporpriations, reported as committed, House Bill No. 654, entitled:

An Act making an appropriation to The Boys' Industrial Home of Western Pennsylvania located at Oakdale Allegheny County for new buildings and repairs to existing buildings.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 695, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association Grove City, Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County, Pennsylvania.

He also, from the Committee on Appropriations, rereported as committed, House Bill No. 789, entitled:

An Act authorizing the Department of Military Affairs to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft and making an appropriation.

He also, from the Committee on Appropriations, reported as amended, Senate Bill No. 859, entitled:

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research.

He also, from the Committee on Appropriations, rereported as committed, House Bill No. 917, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for equal reimbursement to school districts of the first class A and first class for the school year 1954-1955.

He also, from the Committee on Appropriations, rereported as committed, House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F F A district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1639, entitled:

An Act making appropriations to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-five and limiting the amount thereof available for administrative expenses.

He also, from the Committee on Appropriations, rereported as amended, House Bill No. 1648, entitled:

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 1649, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 1661, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Point Park in Pittsburgh.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 1662, entitled:

As Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 2012, entitled:

An Act making an appropriation to the Department of Mines for expenses of supervising and administering the Anthracite Mine Drainage Program.

Mr. RUTH, from the Committee on Rules, reported as committed, House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" providing additional disability and super-annuation retirement allowances.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 1096, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the consent of the Department of Welfare, to sell or give to the Pennsylvania Game Commission a tract of Commonwealth land in Union and Hunlock Townships, Luzerne County, containing approximately five hundred acres and now constituting a portion of Retreat State Hospital lands under the administration of the Department of Welfare.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies, with the consent of the Department of Military Affairs and the approval of the Governor, to sell or give all or part of the Cold Springs Military Reservation in Lebanon County, formerly known as Camp Shand, to The Pennsylvania Game Commission.

He also, from the Committee on Rules, reported as committed, House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility.

He also, from the Committee on Rules, reported as committed, House Bill No. 2105, entitled:

An Act amending the act of May 25 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof . . ." further regulating payments to certain beneficiaries under the fund.

BILL INTRODUCED AND REFERRED

Mr. PROPERT read in his place and presented to the Chair Senate Bill No. 1100, entitled:

An Act amending the act of May 23, 1945 (P. L. 926), entitled "An act for the protection of the public heath by regulating the conduct and operation of public eating and drinking places within this Commonwealth * * *," authorizing charges to be made by certain political subdivisions for inspections.

Which was committed to the Committee on Rules.

PETITIONS AND REMONSTRANCES

Mr. MAHANY. Mr. President, at about the same time we were arguing about the teachers' pay raises in the Senate yesterday, which Senator Haluska led off and I followed and others followed after me, I notice that the Governor was making statements to the newspapers about his attitude in relation to this problem. I notice that unike myself, who was trying to keep this on a nonpolitical plane, the Governor tried to throw the burden upon the Republican Senate for not being able to grant the teacher's request. The Governor said the reason he cannot grant the teachers' request is that there is not enough money in the till because the Republican Senate has not provided enough taxes to pay the bill. The Governor should know that the Republican Senate cannot initiate tax measures.

We have passed all the tax measures which the House has sent over to us, with very few exceptions. We did turn down finaly the cassified income tax which was sent over here last July. We felt that we did right in turning it down because the people, we thought, did not want that type of taxation. We also turned down the manufacturers' excise tax because we felt that would be detrimental to industry in Pennsylvania. If there is some other tax that the House wants to send overe here, one which they have not already sent, we will be glad to look it over. In the meantime, I do not see how the Governor can blame the Republican Senate for his inabiity to give the teachers what they want. I think the Governor should be as forthright as we are and try to keep this on a nonpolitical basis.

As I stated yesterday, Mr. President, when the House sends over these bills, granting the teachers pay raises, then we will act upon them in the Senate and try to act forthrightly on them. We have been, and will try to be, as honest as we can with the teachers and honest with the taxpayers of Pennsylvania. I feel that the Governor was a little bit wrong in resorting to poitical inferences when he tried to excuse himself with the teachers of Pennsylvania. I wish that he had not done so because, as I stated yesterday, we are trying to keep the teachers from being used as a political football.

Mr. DENT. Mr. President and Members of the Senate, I am sorry that this subject had to come up. I had hoped that we would be able to work on the basis of a legislative body on the school teacher question or any other question.

I, too, read the newspapers this morning and I can understand the Governor's hesitancy in making a commitment at this particular moment, when we realize that the amount it will cost the taxpayers of Pennsylvania for the imposition of the stamp plan is more than sufficient to give the teachers a $200 increment during this biennium.

Mr. President, when the sales tax was first talked about, there was a question of raising $322,000,000. With the

additional $54,000,000 for the capital stock tax acceleration and with the anticipated inflated increases of the present tax revenue measures on the books in Pennsylvania, which would ge paid at a figure of $30,000,000, we felt that we would be in a position to give the teachers a much needed and required increment increase during this biennium. In working out the best basis for so doing, we tried to relieve the load as much as we could on this particular biennium's budget. If you wil note from the reports that have been carried in the newspapers, we have tried to work with the schoolteacher representatives and we worked out a plan where we could probably get by with $19,500,000 in this biennium's budget and still give the teachers a much needed bonus for the year 1955-1956, out of State funds, without requiring any additional moneys from the local districts on a reimbursement basis. All of us must realize that the local school districts have already closed their 1955-1956 budgets in their areas and cannot ge back to the taxpayers and open up the budgets or the revenue picture. Therefore, they cannot raise any money with which to match State money.

The only workable plan that we could conceive would be to give an outright bonus for the year 1955-1956 out of State moneys and then take the year 1956-1957 and put an increment on for the year 1956-1957, and have the State pay to the local districts, before the end of the biennium, the $13,000,000 required to meet that increment, in order to relieve the local school districts from the necessity of finding the money during this particular period to meet their share of the $13,000,000 increment. Hoping to work out a schedule which woud give Pennsylvania a better standing in the educational picture in so far as teachers' salaries are concerned, we had hoped that we could work out an additional increment for the biennium of 1957-1959. We realize that this adds additional cost to the State's share of education. However, the State has assumed that position in education over a period of years. It is not new with this Administration. The State has been carrying a lion's share of the local school load. That is why on this floor, I argued the point that we could not accept the figures of taxation in the State of New Jersey and in the State of Indiana and in the State of Ohio as basic figures for Pennsylvania on a comparative base, because in those particular States they do not contribute out of State moneys toward the local educational cost at the same rate as what we do in this Commonwealth.

Mr. President, in figuring out the $19,500,000, it comes to this analysis. Six million five hundred thousand dollars is out of State moneys for the $100 increment for this teaching year. The $13,000,000 for the added increment also will come out of this biennium. We all know that—I have had no one argue the point successfully with any figures, anyway—the addition of the stamp plan, as it is now amended in the amendments that have been offered to the conferees, will cost $13,000,000 which is exactly the amount of money that we are wasting on the stamp plan, which could pay for that increment this biennium.

The Governor has no knowledge of what we will finally end up with on amendments to the sales tax. He has no knowledge of what the income will be from that revenue source. Whether or not the newspapers carried the statement as he made it is one thing I do not know. I do know that acting in the capacity of the Chief Executive of the Commonwealth, the Governor cannot make an outright promise to the schoolteaching profession in Pennsylvania on what he will or will not be able to do in the final analysis. However, he will be able to give the teachers—and this is my honest opinion—this bonus. He will be able to give the teachers the added increment if the Legislature, in its wisdom, feels that this is the proper thing to do, if we do not adopt the stamp plan. If we do adopt the stamp plan as it is now written in the act, there is a double payment to the merchants of two per cent under the regular plan of collection and, without repealing that two per cent, another two per cent has been added by the stamp plan that is in the act and is now on the books, which gives four per cent to the merchant. I do not know how many of you realize that, but in the act that we have on the books today, the merchants of Pennsylvania receive four per cent out of the fund. If we assume that we are going to collect $322,000,000 and you take four per cent of the $322,000,000, I think you will find that you will have to pay $12,880,000 to the merchants, alone. If you take two more per cent and you pay that to the refunders, you would get $6,444,000 or a total of $19,320,000. There is $19,320,000 of simple arithmetic, plus, mind you, another half per cent which would be somewhere near $1,625,000, or a total of approximately $21,000,000 that will have to be spent for the tax stamp plan.

The Governor is faced with the situation that if we deduct $21,000,000, with other amendments that I know are being written to the sales tax, we will find ourselves with an estimate of about $274,000,000 to $275,000,000 as the total income from the sales tax.

This may interest the Members of the Senate. We have had to resist the greatest barrage of pressure that I have ever witnessed in this Senate from the very people who have been the advocates of a sales tax in Pennsylvania, since the sales tax has been adopted, in attempting to get them out of paying any sales tax. The very people who stood upon this floor and demanded a sales tax, in opposition to a manufacturers' excise tax, when asked the question from the rostrum, unanimously—and I am speaking of the big steel companies, the big shipbuilding companies and all the rest of them—demanded that this Legislature pass a sales tax. Every one of them has come before the conferees, or sent their emissaries to the conferees, and have bombarded us with messages demanding that they be taken out of the sales tax. If they succeed in taking themselves out, it cost the taxpayers already $19,320,000 of the original $322,000,000.

A big hullabaloo is being made by those who have the stores, that although they are getting four per cent under the present plan, they want excluded for the string and paper with which they wrap packages. Every person knows that when you or I go into a store and buy anything and it is wrapped, the cost of that wrapping is included in the price that you pay. The manufacturers want out under every conceivable type of an amendment. It is going to cost us at least $14,000,000 to remove manufacturing machinery, not already excluded by amendments that have been offered to the conferees. That brings us somewhere near the figure of $286,000,000 as the total revenue. If you take out the string and

packaging, which will raise approximately $7,000,000 more, and a few other incidentals that they have been demanding come out, we end up exactly where I said we would, with no one paying the tax except the little people who cannot defend themselves.

Mr. President, we have this tax. I have heard for years that if you are going to have a tax, it should be paid by everybody. However, they want everybody to pay it except them. The Governor finds himself in a position of not knowing how much money he is going to have. I will say to this Senate that another little feature which is very interesting is that in our total figures, when we based what we could or could not do for teachers and everybody else, we anticipated that we would get $54,000,000 from the capital stock tax acceleration. Everyone knows what happened to the capital stock tax acceleration in this Senate. They all know of the option features put in it at the insistence of industry, which not only has crawled out from under the sales tax, but now they want to crawl out from under the capital stock tax which is a tax that has been assessed in this State for some twenty odd years. We know that they successfully came into this Legislature two years ago and had industry removed from paying any machinery tax under the real estate tax laws of this Commonwealth, and many of our local counties have had to increase the millage on the home owner by two mills to meet that. This shift in taxes cannot go on forever. I have heard it said that you cannot kill the goose that lays the golden egg, but you still have to keep somebody to tend to the goose. You just cannot take all of the money from the little peoples.

Certainly, Mr. President, we are for a schoolteachers' raise. I do not think there is a Democrat, speaking politically, who is not for a schoolteachers' increase. I doubt if there are many Republicans who would not vote for an increase. We all recognize the problem in our schools.

I just attended a conference in Hartford, Connecticut, of the Middle Atlantic and New England States, and I was astounded to find that we in Pennsylvania have one of the lowest starting salaries in the teaching profession in the entire eastern United States. The little State of Rhode Island has a $3500 minimum; New York just recently set their minimum at $3600; New Jersey's minimum is $3000 with a graduated scale acceleration clause; Connecticut had before it at that time a $3400 minimum; and Pennsylvania is still sitting with a $2400 minimum. In the proposal which we are trying to work out, and we have been working it out with Republicans as well as Democrats, - - there has been no secrecy about it - - we are trying to establish a $3000 minimum for this year and a $3200 minimum starting in 1956-1957 and then a $200 increase, on up to a $3600 minimum. By the year 1959 we find ourselves, under this schedule we are hoping to propose and hoping to get successfully through the Senate and the House, and which we hope the Governor will see fit to sign, with a minimum of $3600 and a maximum of $5800 which will put us somewhere near a competitive base with other States.

Mr. President, they say, and some people can prove, that a great many of our teachers are not leaving Pennsylvania, but a great many of them are leaving the teaching profession. You cannot expect worth-while students to devote four years of their school life in actual classroom work, plus the many hours of after-graduation work in the graduate schools, seeking their degrees and better training themselves to be the teachers of our youth, knowing there is a limit to their salaries and their incomes which is lower in its final attainment than the starting income of many other professional classes who need no more study than what a teacher is compelled to take.

Mr. President, I want to say, in all fairness to both sides, that over the years the Legislature has tried to raise the standards in Pennsylvania and there have been some valiant men in this body who have worked against tremendous odds because it is difficult having, on one hand, the necessity for raising salaries of teachers and at the same time, on the other hand, having the necessity of increasing taxes to meet these needs.

None of us want to tax industry, but I have so often tried to point out that the sole beneficiaries of higher educational standards are not only the little peoples. Industry benefits from better educated people. It costs them a great deal less to operate when they have educated help than when they have people both ignorant in language and in methods. All of us know that our schools are training for industry. Without our schools, where would any industry ever get an electrician? Where would industry ever get the men who have to read their blueprints? Manufacturing is a complex thing and it takes trained minds and trained students, who are trained in the ability to think, to work in industry today. When we pay to schoolteachers a higher wage and get better services, which in turn are reflected in better trained pupils, industry is the beneficiary and you cannot keep taking industry out of all tax measures in this Commonwealth. This is an industrial State. I have heard it said, "Well, they do not tax them in Texas," but they tax the devil out of oil in Texas because that is what they have. You tax what you have to tax in any given sovereignty of government. Over in Monaco, they tax gambling because that is the only product they have. In the State of Nevada, they tax gambling because it is part of their system. We have industry in Pennsylvania and they must carry their share.

Mr. President, I am not going to take the time of this Legislature today to read the reports of industrial earnings. I am not going to tell the people in this Senate today that Armstrong Cork made twenty-two per cent more profit during the first quarter of this year than in any other quarter in their history. I am not going to take the time and tell every Member of this Senate that the Pennsylvania Railroad has a higher rate earning than it has ever had in its history. United States Steel, Bethlehem Steel and the rest of them have a higher income than they have ever had in their history. The Atchison, Topeka and Santa Fe just had to split its stock five for one, and it is still going to be $200 a share. I bet there are very few schoolteachers who will buy that stock.

We are discussing a problem here and the Republicans are trying to make it into a political football simply because the Governor took a position which under the circumstances I do not believe he could have taken any other. If you will read what he said, you will find he said, "If and when it appears we have revenue, we will talk about this matter." The Governor has a responsi-

bility the same as we have. Now you just cannot pass the stamp plan and take anywhere from $13,000,000 to $21,000,000 out of the revenue. You just cannot take the capital stock tax acceleration and mutilate it to where it means nothing whatsoever to this biennium's income and expect the Governor to stand over there and glibly tell the teachers, "I will raise your pay."

Yes, Mr. President, we can raise the teachers' pay if Senator Mahany and the rest of his colleagues join with us and do exactly what he says; act forthrightly by taking a disease that we know will turn into cancer and cut it out before it gets started. If we take the stamp plan out, we will have enough for an increment of $200 to every schoolteacher in the State of Pennsylvania.

I know the story behind why they want the stamp plan. Even one or two newspapermen caught on. I think if you will read your public print, you will see what is in the minds of those who want the stamp plan. They say this and I think it ought to be in the records. The Republicans take the position that if they insist on the stamp plan, enough people will be getting some gravy out of the sales tax by way of the seven per cent kickback. The banks will receive a half per cent or somewhere near $3,000,000; the merchants will receive anywhere from $6,400,000 to $12,800,000 out of it; all these various organizations will pick up approximately $6,400,000; and when these people start to collect this money, they will become such a strong force and generate so much public opinion against repeal of the sales tax that Pennsylvania will never have to worry whether they get a Democratic or a Republican Administration, because no one will ever have the votes to repeal the sales tax. That might be a laudable plan, but it will not work.

I am going to say to the Membership of this Senate, and say it very frankly, that I, too, want to go home. I am as tired and worn out as any other man in this Senate, but I am not going to go home and charge the taxpayers of Pennsylvania $13,000,000 to $21,000,000 for the pleasure of going home. If it takes a sacrifice of staying here and getting the teachers their raises to defeat the stamp plan, I, for one, speaking for myself, will sit here until doomsday before I will give in and allow a cancerous growth to be attached to the body politic in the Commonwealth of Pennsylvania.

STUDENTS OF CUMBERLAND VALLEY SCHOOL, CUMBERLAND COUNTY, PRESENTED TO SENATE

Mr. WADE. Mr. President, I hesitate to interrupt this debate, but I did want to take the privilege to introduce and welcome a rather large group from the Cumberland Valley School, located in the beautiful Cumberland Valley.

These young folks, as I said about another group from the same school yesterday, are privileged to meet in school in one of the most modern plants in Pennsylvania. This group is escorted by Mr. Stanley Hosler and Mr. Robert Bowers, their teachers.

The PRESIDENT. The Chair, on behalf of the total Membership of the Senate, wishes to welcome this fine group here this morning.

The PRESIDENT. The Chair recognizes the gentleman from Washington, Mr. Lane.

Mr. LANE. Mr. President, I yield to Senator Wagner.

STUDENTS OF BLYTHE TOWNSHIP HIGH SCHOOL, SCHUYLKILL COUNTY, PRESENTED TO SENATE

Mr. WAGNER. Mr. President, I, too, want to introduce a group of students this morning. I would like to note, in passing, that this morning, as on many of our legislative days, there is great discussion about school children, school buildings and school needs in Pennsylvania. We are alerted to these needs because scarcely a day passes when we do not have one or more groups of our fine, young school pupils coming down to see the workings of the Session, the Legislature and the Capitol. I believe these children probably go away from here, at least if they see us on our better days, with the feeling that more and more will be done for the schools of Pennsylvania and, with or without a stamp tax and with or without charges and countercharges from the Governor's Office, we will wind up doing the right thing and the fair thing for the public schools of Pennsylvania.

Therefore, Mr. President, I am glad that Mr. Wade's group of school children heard this discussion this morning and I am happy, too, to have present in the gallery a splendid group of students from the Blythe Township High School in Schuylkill County, who are under the supervision of their faculty advisor, Mr. Rompolo.

The PRESIDENT. The Chair, on behalf of the total Membership of the Senate, welcomes, also, this fine group of students here this morning.

Mr. LANE. Mr. President, I am very happy that I yielded for just a moment to hear the statement by Senator Wagner.

We, of the Democratic side, have tried to be diplomatic in regard to the problem of raises for our public schoolteachers. We refrained today from making any comment whatsoever in regard to the problems that confronted the Governor, and the newspaper releases regarding raises for the schoolteachers. However, this morning, Mr. President, the distinguished Majority Leader took the floor and, in a pious tone, tried to let the people of Pennsylvania know that in the event the teachers of Pennsylvania do not receive a raise, it is going to be the direct responsibility of the Democratic Governor and the Democratic Party here in Pennsylvania.

If I were to recapitulate what has gone on in the past year and a half, I would be on this floor for at least ten days. I am not going to recapitulate in detail, but I am going to make a statement here and now that I want the public schoolteachers of Pennsylvania to know that if they do not receive an increase in salary this year, the responsibility will lie upon the Republican Majority here in the Senate. I have observed, over the months, their methods of picking away at the Governor's budget. I observed at the last Session that they moved heaven and earth to exempt industrial machinery from taxes. They placed a great load upon the local school districts, especially in the industrial areas. They have argued here for months at a time about the Governor's budget. They are determined that we will not have the funds to do the job.

Mr. President, I have tried to be diplomatic and I tried to sort of pussyfoot on this issue because I thought that maybe something could be done. However, this morning when I heard the statement of the Republican Majority Leader in regard to the problem of schoolteachers in Pennsylvania, I felt it was time to cut the cloth to fit

the suit. I do not suppose my speech is going to convince anyone on the other side. Their minds are all made up because they are now campaigning for the next gubernatorial election. They are trying, and they have been trying over the months, to discredit this Democratic Party.

If the Republicans are sincere in wanting to give the schoolteachers a raise, then let us get to work and do the job. Let us forget about these slick amendments which they put in the capital stock tax. That is one thing we have to remember. Let us forget about this stamp plan. Why do they want this stamp plan? Nobody wants it but the Republicans. The Republicans at home do not want it. If we can save them money, we should save it and give these teachers a raise.

Mr. President, Senator Dent went into detail in regard to the figures here today. He was quite diplomatic and it is his job to be diplomatic. I try to be diplomatic, too, but you are not going to stuff down my throat this propaganda that the Governor is on the spot, because you fellows have put him on the spot.

Mr. MAHANY. Mr. President, I think Senator Lane knows full well that the Republicans have not put the Governor on the spot in any way whatsoever. The amendments to the appropriation bill, which increased it $31,000,000, were offered by two Democratic Senators, Senator Seyler and Senator Hays. All we did was to vote for the amendments which were offered by them. We felt, at that time, that we could find $31,000,000 to do this job. As far as I know, I think we still have that amount. Nobody knows how much this sales tax will bring in, but we feel it will bring in sufficient moneys so that this $31,000,000 will be available to be distributed to the schoolteachers.

Each day Senator Dent gives away "X" millions of dollars which would be saved by elimination of the stamp plan. Yesterday he was going to give it to industry. He made some kind of a barter proposition here that if we did not take the stamp plan, then we would not need the acceleration of the capital stock tax and we could eliminate the tax on wrappings and so forth. Today he says if we do not take the stamp plan, we will give the money to the teachers. I do not know to whom he is going to give the money tomorrow, but each day he gives it to a different group.

Mr. President, Senator Dent uses all kinds of figures on the saving that would be effected if we did not have the stamp plan. I have seen him quoted in the papers as saying that if we did not take the stamp plan, we could save $50,000,000 and now that figure is down around $13,000,000 to $20,000,000. I would say to Senator Dent, in figuring out this stamp plan, that it will cost about $7,000,000 extra. The way I figure that out is by taking $300,000,000 plus, which we figure will be brought in, and take a half per cent of that, or $1,500,000, which is the only extra involved in the stamp plan that goes to the issuing agent. As far as the merchants are concerned, they are going to get the same percentage of two per cent whether we have the stamp plan or not. If we do not have the stamp plan, the merchants will deduct two per cent when they send their money into the State. If we do have the stamp plan, they receive a deduction of two per cent when they go to the bank, or wherever the issuing source is, to get their stamps. Therefore, you can discount that two per cent because it makes no difference.

We also intend to have it provided that the Department of Revenue may issue stamps. There may be people, who sell merchandise under the sales tax, who may obtain from the Department of Revenue an exemption so that they will not have to issue stamps, such as the gas company, for instance. However, if you figure on $300,000,000 as the revenue, at a cost of a half per cent, it amounts to $1,500,000. The extra amount involved, in addition to that, is the amount which will be given to these charities under the redemption feature of the stamp plan. In Ohio, they find that about half of the stamps are redeemed. We will go a little bit further than that and say in Pennsylvania that two-thirds of the stamps will be redeemed. Two-thirds of $300,000,000 is $200,000,000, and you figure two per cent of $200,000,000 for redemption and that amounts to $4,000,000. We then have $4,000,000, plus the $1,500,000 which I referred to a little while ago, and that makes a total of $5,500,000.

The only other expense involved in relation to the stamp plan would be the printing of the stamps. I have heard all kinds of estimates as to how much it will cost to print them, but I think we can say safely that it should not exceed $1,000,000 or $1,500,000 at the most. If we then add that $1,500,000 to the $5,500,000, we get a grand total of $7,000,000 which we believe it will cost additional to have this stamp plan.

Mr. President, the next question is, is it worthwhile? You can find all kinds of arguments as to whether it is worth-while and also arguments against its efficacy. I think if anybody is to be blamed in connection with this stamp plan, it could be blamed on the Democrats. I say that because the Democrats made out quite a case against the sales tax that we had before. I have heard Senator Dent speak for hours on this subject and he made out quite a case against the merchants of Pennsylvania. He told how they had fish bowls by their cash registers and when their children wanted to go to the show or needed some money for candy, the merchant would dip down into the fish bowl and fish out some pennies for his children and that is where a lot of our money went, and we did not get half of the sales tax revenue in the public till which was given in the form of the sales tax by the purchasers of commodities subject to the sales tax. The Democrats said there was a great leak that went on under the previous sales tax plan and, for that reason, the sales tax was bad. Senator Dent now forgets about all those arguments and wants to make out that the stamp plan is bad and the other one is good.

Mr. President, I think Senator Dent convinced a lot of people in Pennsylvania, rightly or wrongly but he convinced them, that a great portion of their money, at least half of it, which they gave to the merchant for the sales tax never got to the State Treasury; that the merchant put it in his pocket and robbed the people. Therefore, this is one reason why a lot of people today are asking us to enact the stamp plan, because when they go to the store and pay a sales tax and receive a cancelled stamp, they know their money has found its way to the State Treasury and has not ended up in somebody else's pocket.

I want to quote from an editorial in the Johnstown Tribune-Democrat. I will not read the full editorial because it is too long. I will just read the last paragraph of it. I feel quite free in quoting from this famous paper,

because it is the one that Senator Barr quoted from one time when there was an editorial, trying to make out a case that the GOP Senate leadership was bad and needed a new navigator. This is the same paper and I quote from this editorial:

"Can it be that Governor Leader and Senator Dent and other Democratic spokesmen who oppose this stamp plan recognize that it tends to make the sales tax a little more acceptable to millions of people, and therefore want to exclude it from the sales tax system? Since they are against the sales tax itself, it may be assumed that they do not want to make it more efficient or more palatable.

"The stamp plan may not be perfect. It does cost a little more in overhead. But it furnishes a check on the collection of the tax, and it probably impedes, if it does not altogether stop chiseling. And this redemption money goes, in the main, to worth-while causes. We think it is well worth a trial in Pennsylvania."

Mr. President, I am not going to attempt to answer all of the Senator's arguments about what we should do to industry and how much tax we should put on them. I think he knows, as all of us know, that we must keep our tax structure in Pennsylvania competitive with the tax structures in Ohio and other surrounding industrial States.

John Cummings, in the Philadelphia Inquirer, has written some very good articles on how Pennsylvania is not keeping up with the pace of other States. I think he wrote an article a week or so ago in which he stated that industries locating along the Pennsylvania Railraod, in Pennsylvania, were very small in number and in amount of assessed valuation, whereas the rate influx of industries into Ohio along the same railraod had grown to gigantic proportions.

Mr. President, in News Week of April the 30th, there is an article under the heading "Perspective, by Raymond Moley," in which he discusses, "Ohio, An Industrial Empire." In that article, he states about the great number of plants that are settling there. I would like to quote from this article as follows:

"Aluminum manufacturing is building in the Ohio Valley, with plants by Kaiser and Olin Mathieson. A substantial chemical industry is growing along Lake Erie near Ashtabula where there is a fruitful combiantion of fresh, cold water, salt, and silicia plus accessible limestone, electric power, and transportation facilities.

"A very important political factor has encouraged expansion and drawn industry to Ohio, notably in the two decades in which the CIO has become a political force in other states. Most of Ohio's major industrial cities have had good and conservative government. Cincinnati has had not only good but reform government for several years. Cleveland has had excellent mayors for twenty years.

"The state has had conservative Governors since the election of John Bricker in 1938. Frank Lausche is serving his fifth term. Lausche has been plain evidence to all that there will be no capture of the State's government by the CIO such as has befallen the State of Michigan. There is no reason why industry will not flow to regions where there is some assurance of immunity from class government. This political climate will have its effect for years to come. All Ohioans will benefit—those who work and those who invest alike."

Mr. President, I want to close by telling Senator Dent something that I think he already knows. We must be watchful of our industrial growth in Pennsylvania. We must keep our industrial growth commensurate with the industrial growth in other States or else we are going to be at the tail end of the parade. We must keep Pennsylvania prosperous and growing and keep people working. The only way I can see that we can do that is by providing a healthy atmosphere in Pennsylvania for industry to grow.

I hope we are not going to continue this discussion much longer about the stamp plan versus no stamp plan, because Senator Dent and I are on this Conference Committee and I expect we are going to discuss this at length when the Conference Committee on this sales tax meets again. When we come up with our report, then that is the time when we can debate this at length as to whether the stamp plan is good or whether it is not good. I think every Senator here knows my relation to the stamp plan. I have never been a great adovcate of it, but I do say there are those who feel it is worth-while and I think our Republican and Democratic colleagues in the House are entitled to some consideration. To say that this is some kind of a political maneuver, I do not think is quite correct. I feel that we are trying to do our best to do the right thing. I hope that the Senator does not keep giving away this great number of millions of dollars each day to a different source, which he says can be saved by the elimination of the stamp plan.

Mr. LANE. Mr. President, the Majority Leader read an editorial from the Johnstown Tribune-Democrat. He is quoting the thinking of one individual and I do not think that it carries too much weight. When Senator Mahany talks about the write-up in News Week, I think he is indicting his own Republican administrations. The Republican Party has been in control for sixteen years and we, of the Democratic side, have just taken over for a year and almost one-half. If there was an unfavorable climate in Pennsylvania for industry, it certainly is not the responsibility of the Democratic Party. Those on the Republican side have had a radical change of heart, because they have driven industry out of Pennsylvania. It is not the Democrats. Let us keep the record straight on that.

Mr. President, before I sit down, I would like very much to interrogate the Majority Leader.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. In order to keep the record straight, Senator Mahany, I would like to know from you, and I know that the Democratic Members over her would like to learn from you, whether or not you favor the stamp plan as far as our sales tax is concerned. Are you for it or are you opposed to it?

Mr. MAHANY. Do you mean myself, personally?

Mr. LANE. I would say yourself, personally.

Mr. MAHANY. I do not think that carries a great deal of weight It means only one vote. I would say that sometimes one must take the bitter with the sweet. If it comes in here in the form of a Conference Committee Report and the stamp plan is included, I will vote for it.

Mr. LANE. Thank you, Senator Mahany.

You quoted today from a news release in regard to the Governor's position on raises for the school teachers.

Do you take the position, as the Majority Leader here in the Senate, that there are sufficient funds in the till for the Administration to grant the school teachers an increase in salary?

Mr. MAHANY. Offhand, Senator Lane, I could not tell you whether there are sufficient funds or whether there are not. As you know, nobody in the world can definitely estimate within, I would say, $1,000,000 or $5,000,000 of how much this tax is going to bring in. Therefore, we only can make estimates. I think we would not be going off the brink, if I may use that expression, if we gave $31,000,000 to the school teachers.

Mr. LANE. Senator Mahany, if you were the Governor of Pennsylvania as of today, would you feel that under the circumstances you would be able to grant the school teachers an increase in salary?

Mr. MAHANY. I believe I would.

Mr. LANE. Do you feel that the funds are available?

Mr. MAHANY. If they are not there, when we come back here in a few months we certainly could make up for any deficiency.

Mr. LANE. Then, if you were the Governor, you would grant the school teachers an increase in salary as of today, is that correct?

Mr. MAHANY. That would be my position.

Mr. LANE. Thank you.

Would you advocate any particular additional tax?

Mr. MAHANY. I do not believe an additional tax at this time would be necessary. I think if we grant this, we would have enough money to run the State and take care of this at least for the months between now and when we come back in January. If we found that we did not have enough money, then we could take care of the problem at that time. We might continue the three per cent sales tax if we found that there were not sufficient funds to take care of our needs, instead of reducing it to two per cent. I do not know what we would do. It would depend upon the financial picture at that time.

Mr. LANE. Was your statement predicated upon the thinking of your second team over there?

Mr. MAHANY. The second team has not told me anything that I heard. Senator Pechan whispered something that I did not hear. However, it did not interfere with or aid my thinking in any way.

Mr. LANE. Senator Dent said that it was lucky you did not hear Senator Pechan's suggestion.

Mr. DENT. Mr. President, there is one thing I would like to straighten out with Senator Mahany. I think he should be straightened out when he quotes Raymond Moley. I remember when Raymond Moley was a member of President Roosevelt's so-called brain trust, and I do not think there was a Republican in the United States of America who ever quoted him favorably. Of course, President Roosevelt got rid of him because he found out that Raymond Moley would write anything for anybody who would pay for it.

So far as the question of the arguments that I made against the collection under the Fine sales tax and the eminent fraud that could be perpetrated, if you will look into the bill you will find that I was successful in getting an amendment put into the sales tax, establishing the right of the Department of Revenue to establish effective rates per industry and per classification of business. That effective rate is the greatest guarantee that we would collect, without the stamp plan, the maximum amount of money. When Senator Mahany called attention to the fact that I said there was as much as $50,000,000 that could be taken from the State taxpayers by the application of the stamp plan, he was telling the truth. However, he did not carry it all the way. You will note that I quoted the Cleveland Plain Dealer in its statement, through an editorial, that the stamp plan in Ohio cost the taxpayers in Ohio over $30,000,000 a year because of fraud. I said that if that were true in Ohio, then if you applied that against the rate that we would be collecting in Pennsylvania and taking the greater number of peoples that we have in Pennsylvania on a population base and on a per sale base in this State, you would find that our loss would be $50,000,000 or more and I would stand on that.

Mr. President, I do not often back track on a position that I take. I was against the stamp plan at its inception and I am still against the stamp plan. I am against it for many reasons and I am not going into all of them today. Before the stamp plan becomes effective, if the House Republican Party leadership still maintains its position and tells us with a gun at our head—incidentally, when it comes to using threats, about which the gentleman is talking, how do you think the stamp plan got into the picture in the first place? Our House leaders were told point-blank that if they did not accept the stamp plan, they would not get anything in the way of revenue during this biennium. When it comes to pointing guns at people's temples, you have some pretty good marksmen on your side, too. I did not make a threat; I just simply stated a fact. It is not a threat when I say to you that you must have the capital stock tax as it came from the House.

If there was a deal made—and that is a nasty word, I know, in legislative halls—that when the Democratic House leadership has given its word to the Republican leadership that it will stand behind them on a stamp plan, then I think you will find that that carries into the rest of the package. These are not threats. Threats are never made in public. When people make threats, they usually do it over a telephone or with a backhand letter or something. I am not making threats; I am just stating a simple fact that you will not have sufficient money if you emasculate the capital stock tax and if you cut the revenue from the sales tax from the $322,000,000 anticipated to $274,000,000 actual. I agree with the Senator that we are going to have a deficit. I do not think there is anything we can do to stop a deficit. However, I do not think it is particularly smart business or good legislative action to deliberately create, legislatively, a deficit beyond reasonable proportions.

Mr. President, I assure you that we will have many long discussions on the Conference Committee. However, if we do not soon get to work on it again—it may be interesting to note that we have not met once this week—any dreams of getting out of this Session of the Legislature during this biennium may fade. In fact, they may completely disappear. I am hoping that Senator Mahany will stay, and I know he will because he is always on deck when he is needed. Perhaps we could have a meeting sometime tomorrow to see if we can get somewhere near a solution to our problem.

If I were Senator Mahany, I would not condemn the Johnstown Tribune-Democrat, or whatever the newspaper

is called, when it writes something I do not like and then praise it when it writes something that I do like.

Mr. MAHANY. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDENT. Will the gentleman from Westmoreland, Mr. Dent, permit himself to be interrogated?

Mr. DENT. You will have to excuse me. I was talking to the only boss that I have recognized in some twenty-eight years. My wife is undecided whether she can go home today, tomorrow or next July 1st. She wanted to know from me and, honestly, I cannot answer her. After the interrogation, I will call her up and see if I can soothe her ruffled feelings.

Mr. MAHANY. I would say to Senator Dent that his wife sees him a lot more often than my wife sees me.

Mr. DENT. I could give you the reason for that, but I will not.

Mr. MAHANY. I would also like to say to Senator Dent that I am available this afternoon for a conference on the sales tax amendments. I will be happy to work with he and the other conferees.

The question I wanted to ask the Senator from Westmoreland is this. He said that he thought there would be about $30,000,000 to $50,000,000 of fraud with the stamp plan. How much does Senator Dent figure as the percentage of fraud under the old plan, without the stamp plan?

Mr. DENT. The old bill had written into it features that invited fraud. It also had written into it, or rather by regulation they wrote into the law, a specific regulatory feature that gave to special groups in Pennsylvania a discount on the taxes they collected. The feature that caused the greatest amount of fraud was the feature that had a tax of one cent on all sales from ten cents to $1.00, which allowed as much as nine cents tax to be paid on a dollar's worth of eleven cent sales. Then, by regulation, your Department of Revenue put into effect a regulation whereby the collector of the tax made an audit once every three months and paid to the Commonwealth of Pennsylvania as low as seventy per cent of one per cent of the total volume of business. The tax bill, itself, called for a one cent tax on every sale. Your Department of Revenue, by regulation, changed that and perverted it into one per cent on a dollar volume sale. Then, it went into certain businesses and allowed them a base of seventy per cent of their dollar sales and paid a one per cent tax on that.

If you will comb through your memory, you will find that when we took office in January, I offered a resolution in this Senate asking for an investigation of the regulations that were issued by the Department of Revenue. I looked to a surcharge of somewhere between $20,000,000 and $25,000,000 against those who were responsible for writing regulations contrary to the law. That resolution died, of course. However, the bill itself had fraudulent features written into it and, therefore, without too much to work with, except the little knowledge that I have gained in some few years of experience here on the Hill, I took the position that some $20,000,000 could have been defrauded from the people of this State.

I said to you that in order to stop this kind of manipulation again, I asked Senator Kessler, and he went along with me, to include in the present sales tax a provision allowing the Department of Revenue to create effective rates per classification of business, in simple terms. By testing one or two Five and Ten Cent Stores, for instance, in certain communities, they can establish an effective rate of collection and then put that effective rate against all Five and Ten Cent Stores. They can do that on down the line in every endeavor of business. I picked that little gimmick up out of the New York City sales tax law. It has been estimated that New York City comes closer to a one hundred per cent collection of their tax than any other system of sales tax collection in the United States.

I went out to Ohio, at my own expense, and I have had a great deal of correspondence with the Ohio officials.—editorials were sent to me from their newspapers—and I found that legislators, administrators and the Governor are unalterably opposed to the stamp plan. However, the very people whom I pointed out a minute ago as the pressure in Pennsylvania are the pressure people in Ohio. It is a political pressure. The firemen, the union people, church groups, charitable groups and individuals pick up the stamps, refund them and if they get $6,400,000 out of the till in Pennsylvania, how will you or anyone else ever repeal the stamp plan in this State?

I would like to see us take the information that we have gained from the only State in the Union that has the sales tax, and the information from the eight States that repealed it, and not allow ourselves, as I said before, to become party to a scheme that has been called a scheme by the administrators of Ohio which will, in the end, cost the taxpayers millions of dollars and take from the State much needed revenue. If we are going to have a sales tax, at least the money that the people pay ought to go for the purposes that it is being paid. I do not think that the people paying taxes in this State ought to subsidize the banks to the tune of $3,200,000. I do not think you ought to give the banks $3,200,000 out of the pennies paid by the people.

Mr. MAHANY. Mr. President, I believe we are still on interrogation, but I think the Senator has probably gone into another speech.

Mr. DENT. He will do that if you do not watch him.

Mr. MAHANY. I do not believe you have answered the question, Senator Dent, as to how much money you would estimate would be defrauded from the State if we did not have the stamp plan. As far as the effective rate is concerned, that will be in the law whether we have the stamp plan or whether we do not have it.

Senator, would you care to estimate? You are shaking your head. Do you not think the effective rate would be in if we do not have the stamp plan?

Mr. DENT. It will be, but it will not be in the other way.

Mr. MAHANY. Could we not put an effective rate in if we did not have the stamp plan?

Mr. DENT. It is already in, if you do not have the stamp plan.

Mr. MAHANY. You also have an effective rate in if you do have the stamp plan.

Mr. DENT. My dear friend, I understood that when you have the stamp plan, you do not need any effective rate because the merchants cannot cheat. They buy the stamps, the people collect them and, therefore, the merchants know their money is being collected. Are you

assuming there is going to be fraud under the stamp plan?

Mr. MAHANY. I hope there will be very little. However, as you stated, in Ohio they do find there is a little and perhaps we will have a little here, too, whether or not we have the stamp plan.

I just received some information, Senator, which I am sure you will be glad to hear. There is some food out in the other room, which has been waiting there for us since twelve o'clock, and if you do not mind, let us recess and go out and enjoy that anyway and then come back and take up the Calendar.

Mr. DENT. I appreciate your invitation to lunch and I can tell you that over the years there has been many a time when I would have liked to have an invitation to lunch. I will go have lunch with you and we might settle it out there.

RECESS

Mr. MAHANY. Mr. President, I now move that the Senate do take a recess until 12:30 o'clock p. m., Eastern Standard Time.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assemby and the same being correct, the titles were publicly read as follows:

House Bill No. 1574, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to accept on behalf of the Commonwealth of Pennsylvania the conveyance, under certain conditions, of the site of Fort Mifflin, and making an appropriation.

House Bill No. 2092, entitled:

An Act to further amend section seven of the act, approved the fourteenth day of May, one thousand nine hudred fifteen (P. L. 524), entitled "An act creating a fund for the purpose of rebuilding, restoring, and replacing buildings, structures, equipment, or other property of the Commonwealth of Pennsylvania, damaged or destroyed by fire or other casualty, and regulating the placing of insurance thereon, and providing penalties for any violation of the provisions of this act," by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

HOUSE BILL No. 873 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Bill No. 873, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Law," prescribing duties and limitations for township supervisors as to holding other township offices, the number of meetings to be held, keeping of records and fixing compensation of certain township officers; changing the expense allowance for delegates to supervisors conventions and the officers eligible to attend; fixing the procedure for selling township property; making tax exempt properties liable for certain costs for fire protection; prescribing duties of auditors and fixing compensation of members of zoning board of adjustment; providing for the construction of sidewalks and curbs and the payment therefor; changing the provisions relating to abandoned cemeteries, the publication of ordinances, connecting with sewers of adjacent municipalities, and the dedication, laying out, opening, improving, changing, relocating, taking over and vacating roads, streets and highways.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 873

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. McGINNIS. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 1019, RECALLED FROM THE GOVERNOR TAKEN FROM TABLE

Mr. STEVENSON. Mr. President, I call from the table Senate Bill No. 1019, Printer's No. 582, which was recalled from the Governor for the purpose of amendment.

RECONSIDERATION OF SENATE BILL No. 1019

Mr. STEVENSON. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 1019, entitled:

An Act amending the act of May 12, 1943 (P. L. 259), entitled, as amended, "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies . . .," further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. STEVENSON. Mr. President, I voted with the prevailing side.

Mr. MALLERY. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. MALLERY. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. STEVENSON. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. STEVENSON. Mr. President, I voted with the prevailing side.

Mr. MALLERY. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. MALLERY. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. STEVENSON. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1, (Sec. 1), page 2, line 13, by striking out "a definite number of hours"; Amend Sec. 1, (Sec. 1), page 2, line 13, by inserting after "forty"; "hours".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

Ordered, That the bill as amended lie over for printing.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1720, Printer's No. 1707, on concurrence in House amendments recalled from the Governor, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1863, entitled:

An Act amending the "Vehicle Code" act of May 1 1929 (P. L. 905) by further regulating lighting equipment lights and devices and the use thereof and prescribing penalties.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1863, RECALLED FROM THE GOVERNOR

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1863, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1028, entitled:

An Act amending the "Vehicle Code" * * * permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1028

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1028.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	McPherson, Jr.,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1928

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1928, entitled:

An Act amending the "Ice Cream Law" approved May 20, 1949 (P. L. 1594) * * * extending its provisions to ice milk and ice milk confections and conferring additional powers and duties on the Department of Agriculture changing labeling requirements and regulating sales of packaged ice milk

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1928

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1928.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1324, entitled:

A Supplement to the act of April 1 1863 (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleages" making an appropriation for carry the same into effect

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Derk,	Lane,	Peelor,	Wagner,
Dent,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 1077, Printer's No. 679, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1086, entitled:

An Act to repeal the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 642) entitled "An act for the protection of the public health . . . and providing penalties for violations of the provisions of this act."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kopriver, Jr.,	Pechan,	Wade,
Chapman,	Lane,	Peelor,	Wagner,
Dent,	Kessler,	Propert,	Watkins,
Derk,	Mahany,	Ruth,	Watson,
Diehm,	Mallery,	Schmidt,	Weiner,
DiSilvestro,	Madigan,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1087, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828) entitled "Fiduciaries Investment Act of 1949" further prescribing the eligibility for authorized investments of the obligations of municipality authorities.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1815, entitled:

An Act authorizing council of any incorporated town to create the office of town manager and prescribe his powers and duties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1855, entitled:

An Act to further amend the act approved the twelfth day of June one thousand nine hundred fifty-one (P. L. 533) entitled "The Mental Health Act of 1951" by changing existing law for the commitment of persons who become insane after the death penalty is fixed or death sentence imposed.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1866, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law" further regulating the rights of employes of county health departments.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watson,
Diehm,	Mahany,	Ruth,	Watkins,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House

of Representatives with information that the Senate has passed the same without amendments.

DERICK—May 16—Mach 15

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 2087, Printer's No. 1735; and

House Bill No. 2096, Printer's No. 1702.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1092, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "The County Code" providing for special enrollments for determining population of counties for purpose of changing classification.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2008, entitled:

An Act amending the act of May 22, 1933 (P. L. 853) entitled "The General County Assessment Law" clarifying the exclusion of cities boroughs townships school districts and poor districts in counties of the second class from provision excluding certain items in valuing real estate.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. HAYS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 514, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire by purchase certain lands adjacent to the Pennsylvania Farm Museum of Landis Valley property providing for the control maintenance and improvement thereof and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" providing additional disability and super-annuation retirement allowances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 654, entitled:

An Act making an appropriation to The Boys' Industrial Home of Western Pennsylvania located at Oakdale Allegheny County for new buildings and repairs to existing buildings.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 695, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association Grove City, Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 859, entitled:

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1096, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the consent of the Department of Welfare, to sell or give to the Pennsylvania Game Commission a tract of Commonwealth land in Union and Hunlock Townships, Luzerne County, containing approximately five hundred acres and now constituting a portion of Retreat State Hospital lands under the administration of the Department of Welfare.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies, with the consent of the Department of Military Affairs and the approval of the Governor, to sell or give all or part of the Cold Springs Military Reservation in Lebanon County, formerly known as Camp Shand, to The Pennsylvania Game Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1639, entitled:

An Act making appropriations to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-five and limiting the amount thereof available for administrative expenses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1649, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1661, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Point Park in Pittsburgh.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2012, entitled:

An Act making an appropriation to the Department of Mines for expenses of supervising and administering the Anthracite Mine Drainage Program.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2089, entitled:

An Act to amend the premable and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2105, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care-maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof . . .," further regulating payments to certain beneficiaries under the fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ANNOUNCEMENT BY MAJORITY LEADER

Mr. MAHANY. Mr. President, we expect to have a Session tomorrow morning, at which time I hope there will be nothing taken up with the exception of the Calendar. We want to move up these bills which have been read for the first time today and pass them on Second Reading, in order that we may act upon them finally next Monday.

There will be no Session then on Saturday.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Friday, May 4, 1956, at 9:00 o'clock, a. m., Eastern Standard Time.

Mr. DERK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:14 o'clock, p. m., Eastern Standard Time, until Friday, May 4, 1956, at 9:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

THURSDAY, May 3, 1956.

The House met at 10:00 a. m., Eastern Standard Time. The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

Almighty God, the Creator and Preserver of all things, we thank Thee, that Thou hast made us but a little lower than the angels, and formed us with capacities to know, love, and rejoice in Thee for ever.

We thank Thee, for the mercies and gifts that have come to us in Thy good providence, and for all those satisfactions and comforts which have sustained and gladdened us in every stage of our pilgrimage.

We thank Thee, for the country in which Thou hast made it our privilege to live, a land of brooks and fountains, of valleys and hills, of vines, and goodly trees, a land where there is bread enough for all.

Accept, O God, these our thanksgivings through Jesus Christ Our Lord. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Tuesday, March 6, and Wednesday, March 7, 1956? If not, and without objection, the Journals are approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Wednesday, May 2, 1956, will be postponed until printed. The Chair hears none.

RESOLUTIONS INTRODUCED AND REFERRED

By Mrs. VARALLO, Messrs. GRANVILLE E. JONES and KOLANKIEWICZ. RESOLUTION No. 172.

In the House of Representatives, May 2, 1956.

Old St. Joseph's Church in Old Philadelphia in back of Walnut Street was founded in 1733 on the same location it now occupies at 321 Willing's Alley. Circumstances of its earliest years were such as to make it today, for Americans of all faiths, the symbol of a liberty which is precious to every citizen—perhaps the most basic to human dignity, of all our American freedoms. This is liberty of conscience, the religious freedom without which no man is wholly a man. Old St. Joseph's is a symbol of this freedom in a way which is unparalleled in any other place in our land.

The historical facts are these. In 1733 the religious penal laws of William III were being strictly enforced in all His Majesty's dominions—all, that is, except Pennsylvania. These laws, like similar ones of William's royal predecessors, were based on the principle that a man's right to worship God was strictly conditioned by his king's approval. Americans fought against this principle in many of the Colonies, but helplessly. Finally, Pennsylvania was the only Colony left where Religious Freedom remained an actuality.

On July 25, 1734, Governor Patrick Gordon appeared before the Meeting of the Provincial Council to lodge his protest against the existence of this Church, then in its first year, maintaining that it was "contrary to Laws of England . . . which extended to all His Majesty's dominions." The Council listened "sate long" (as Minutes of the Meeting describe it), and instructed the Governor to appear before it next Meeting for his answer. At that next Meeting, on July 31, 1734, the Council had all the laws concerned read publicly, called attention to the "Law of this Province concerning Liberty" which guaranteed freedom of worship, and concluded by formally refusing to sanction the closing of Old St. Joseph's. This was the only instance in the pre-Revolutionary history of our Nation that the right of a religious minority to exist, when challenged in the concrete, was ever successfully defended.

The glorious page in our History leaves Pennsylvania with unique distinction, since the issue was never raised again in this Colony, of being the birthplace of Religious Freedom as an enduring realty in America. And the issue was fought out around this venerable old Church.

To commemorate this great cornerstone and mainspring of our precious American heritage, His Excellency, Governor George M. Leader, intends to proclaim July 31, 1956, as the Religious Freedom Day in Pennsylvania, thus marking the 222nd Anniversary of what transcribed on the sacred grounds of Old St. Joseph's Church, on the freedom breeding soil of Pennsylvania on that memorable day of July 31, 1734.

As the usually torrid weather conditions in Philadelphia in the end of July would preclude an adequate attendance at the commemorative civic exercises on July 31, 1956, same will be held on May 22, 1956, at which time a narrative bronze tablet relating the glorious events of July 31, 1734, will be attached to one of the walls of the church which formed part of the St. Joseph's original edifice; therefore be it

Resolved, That the House of Representatives in the name of the people of Pennsylvania join the entire Nation in extolling the significance of the aforesaid commemorative exercises and that the Speaker of the House of Representatives appoint three members of the House of Representatives to participate therein; and be it further

Resolved, That a copy of the instant resolution be forwarded upon its adoption to The Rev. J. Joseph Bluett, S.J., Pastor of Old St. Joseph's Church in Philadelphia.

Referred to the Committee on Rules.

By Messrs. READINGER and CAPANO.

RESOLUTION No. 173.

In the House of Representatives, May 2, 1956.

The Pennsylvania Unemployment Compensation Fund has sharply decreased from $639,000,000 in November 1948 to $309,000,000 as of May 1, 1956.

This has caused a rise in the Unemployment Compensation tax rate for 1956 totaling $50,000,000 to the employers of Pennsylvania.

This sharp decrease is attributable principally to tax reductions, refunds and credits as a result of amendments to the Unemployment Compensation Law in 1949 and 1951 at the behest of employer associations and representatives of large individual employers, which were incorporated as Administrative measures, without adequate and proper explanation to the Legislature.

Such amendments were tailored to provide special, preferential and unjustified reductions for a few large individual employers at the expense of the Fund and the generality of employers.

Between December 31, 1949 and December 31, 1954, the state of New York showed a gain of 43 per cent in its unemployment compensation fund ($887,000,000 to $1,267,000,000) while the Pennsylvania Fund showed a loss of 31 per cent for the same period ($574,000,000 to $394,000,000), dropping to 47th position among the states in relation to insured payroll.

The New York fund is now three times better able to withstand unemployment charges than Pennsylvania because of this tax history; therefore be it

Resolved, That the Joint State Government Commission be directed to make a study of the effect of the amendments to the Unemployment Compensation Law of 1936 enacted in the 1949 and 1951 Sessions fo the General Assembly, and of the activities of employer associations and representatives of large individual employers with

regard to such amendments, and make a report thereon to the next Session of the General Assembly; and be it further

Resolved, That the Secretary of Labor and Industry provide to the Joint State Government Commission, for the purposes of this study, information on the activities of employer associations and representatives of large individual employers with regard to proposals and amendments submitted by such agencies and representatives as Administration measures, allegedly documented and justifiable under the facts, such information to include:

(a) The individual experience with regard to tax reductions of all firms currently giving employment to more than 2500 persons in Pennsylvania, and

(b) The amount of the tax credits obtained by each such firm as a result of the 1949-1951 amendments, and

(c) Identification of the firms which paid no taxes at all for any quarterly period as a result of such amendments; stating the duration of such tax exemption, and

(d) Identification of any firms which obtained disproportionately large tax reductions by reason of such amendments, and

(e) The total amount of tax charges waived in 1949 by elimination of charges made for benefit payments paid legally during industrial disputes of previous years, identifying the firms which benefited specially by this tax waiver, at the expense of the remaining employers, and

(f) Summary totals for all such firms, for a recent five-year period, of the amount of charges for benefits paid to their employes as opposed to moneys received from such firms in the form of tax contributions, such figures to show deficit or plus amounts, and

(g) Information establishing whether or not preferential bias on behalf of individual employers was administratively provided in establishing reserve ratios for such employers, to the permanent disadvantage of the generality of employers; and be it further

Resolved, That the Department of Labor and Industry and all other government departments, boards and commissions with information on this subject cooperate with the Joint State Government Commission in this study.

Referred to the Committee on Rules.

By Mr. McLAUGHLIN.

(Concurrent) RESOLUTION No. 174.

In the House of Representatives, May 2, 1956.

The Commonwealth of Pennsylvania is one of the very few states which has failed to adopt an official State song. The need for such a song should be of the utmost importance, both as to words and music, to all Pennsylvanians; therefore be it

Resolved (the Senate concurring), That the House of Representatives adopt the beautiful lyrics and music of the song entitled "My Beloved Pennsylvania" which was written by David Lincoln Cershel of Pittsburgh, Pennsylvania, as the official song of the Commonwealth; and be it further

Resolved, That the Chief Clerk of the House of Representatives transmit a copy of this resolution to the composer of the lyrics and music of this song, Mr. David Lincoln Cershel, 6551 Shetland Street, Pittsburgh 6, Pennsylvania.

Referred to the Committee on Rules.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 1574.

An Act authorizing the city of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin.

HOUSE BILL No. 2092.

An Act to further amend section seven of the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 524) entitled "An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania damaged or destroyed by fire or other casualty and regulating the placing of insurance thereon and providing penalties for any violation of the provisions of this act" by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTION

RECALLING HOUSE BILL No. 1894 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 3, 1956.

Resolved (if the Senate concur), that House Bill No. 1894, Printer's No. 1232, entitled "An act amending the act of June 24, 1939 (P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 2, 1956.

Resolved (if the Senate concur), that House Bill No. 1491, Printer's No. 1082, entitled "An act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

SENATE RECEDES FROM AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate recedes from its amendments, non-concurred in by the House of Representatives, to House Bill No. 1083, entitled:

An Act limiting in certain cases the right of appeal to the court of common pleas or to the county court of Allegheny County from decisions of magistrates aldermen and justices of the peace

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 188, entitled:

An Act relating to the practice of Ophthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered qualified Ophthalmic Dispensers creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for penalties for violations of the provisions thereof and providing for appeals to Court.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1943, entitled:

An Act to add section six hundred thirty-five point one to "The Penal Code" *** by regulating the serving and selling of milk in which chocolate cocoa or cacao products are used as an ingredient and prescribing penalties.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2013, entitled:

An Act amending the "Public School Code of 1949" *** providing for advance payments reimbursements and tuition in the case of area technical schools.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition.

The first section was read.

On the question,

Will the House agree to the section?

Mr. TOLL offered the following amendment:

Amend Sec. 1 (Sec. 1), page 3, line 5, by inserting after "commodity": "Provided, That the owner shall first have offered in writing to return such commodity to the producer thereof or the owner of such trade-mark brand or name for a price no more than the net invoiced cost of the owner proposing to discontinue delivery of such commodity which offer has not been accepted within three (3) days after receipt thereof."

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2108, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) removing certain limitations on the taxing power of school districts of the fourth class

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 151, entitled:

An Act amending the act of June 20, 1919 (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal exempting certain persons corporations and organizations from tax on the transfer of property inherited or received by them

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. SARRAF offered the following amendment:

Amend Sec. 2, page 4, line 12, by striking out "1956" and inserting in lieu thereof "1957."

It was agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 651, entitled:

An Act amending the "Public School Code of 1949 * * * changing the value of scholarships.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 900, entitled:

An Act amending the "Real Estate Tax Sale Law" * * * clarifying the provisions of the act relating to private sales of certain properties by the Tax Claim Bureau.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1018, entitled:

An Act amending the act of July 25 (P L 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institutions districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licenses and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 2098, Printer's No. 1722

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—179

Agnew,	**Frost,**	**Lovett,**	**Royer,**
Amarando,	**Gaffney,**	**Lutty,**	**Rubin,**
Anderson, M. S.,	**Garlock,**	Mahan,	Rudisill,
Anderson, S. A.,	Gelfand,	Markley,	Sarraf,
Ashton,	George,	Maxwell,	Scarcelli.
Banker,	**Gibson,**	**McCann,**	**Schuster,**
Barnatovich,	Goldstein,	McCormack,	Sherman,
Bell,	**Gramlich,**	McGee,	Sigman,
Blair,	**Greenwood,**	McInroy.	Smith, C. C.,
Boles,	Guss,	McKeever,	**Smith, Wm. B.,**
Bonner,	Guthrie,	McLaughlin,	Snider,
Boory,	Hamilton, R. K.,	McWherter,	Stank,
Bower,	**Hass.**	**Meholchick,**	**Stebbins,**
Branca,	Haudenshield,	Metz,	Steckel,
Breisch,	**Heavey,**	**Mihm,**	**Stephens,**
Brennan, A. P.,	**Helm,**	Mikula,	Stone,
Brennan, J. J.,	Hewitt,	Mills,	Stoner,
Brenninger,	**Hocker,**	Moody,	Strausser,
Breth,	**Holt,**	Moran,	Stroup.
Bucchin,	**Horst,**	**Muldowney,**	**Swartz,**
Bullen,	**Houk,**	Mullen,	Taylor,
Capano,	**Isaacs,**	Munley,	Thomas,
Cianfrani,	**Jenkins,**	Murphy,	Thompson,
Cioffi,	Johnson,	**Murray, H. P.,**	**Toll,**
Cochran,	Jones, G. E.,	Murray, J. J.,	**Tompkins,**
Comer,	Jones, T. H. W.,	Murray, P. G.,	**Toomey,**
Cooper,	**Jump,**	**Musto,**	**Varallo,**
Curwood,	**Kamyk,**	**Naugle,**	**Varner,**
Davis,	**Kehler,**	Needham,	Verona.
Donahue,	**Keller,**	**Olsen,**	**Wallace,**
Donaldson,	**Kent,**	**O'Neil,**	**Walsh,**
Dougherty,	**Kline,**	Pacchioli,	**Wargo,**
Eilberg,	**Knecht.**	Parry,	Waterhouse.
Erb,	Kolankiewicz,	Pashley,	Weidner,
Eshleman,	**Kooker,**	Paulhamus,	**Welsh,**
Ewing,	**Kornick,**	Petrosky,	**Wescott,**
Farabaugh,	**Kratz,**	Polaski,	**Wheeler,**
Filo,	Kromer,	**Polen,**	**Whitenight,**
Fineman,	Lafore,	Price,	**Willaredt.**
Flint,	Leiby,	**Readinger,**	**Williams,**
Floyd,	Leonard,	Reibman,	**Wilt,**
Flynn,	Leven,	**Reidenbach,**	Yetter,
Foster,	Limper,	**Renwick,**	**Yetzer,**
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,		Rovansek,	Andrews, Speaker

NAYS—10

Auker,	**Henzel,**	Moscrip,	**Puraley,**
Brown,	**Lippincott,**	**Ogilvie,**	**Worley,**
Gibb,	Miller,		

NOT VOTING—17

Adam,	Lawyer,	Monroe,	**Stevenson,**
Bazin,	Leisey,	Pettigrew,	Vaughan,
Down,	Light,	Pomeroy,	Wall,
Ehrgood,	Magee,	Rosen,	**Wood,**
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 944, entitled:

An Act amending "The Administrative Code of 1929" * * * requiring cotton fabrics used in State institutions to be flame-proofed.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Agnew,	**Gaffney,**	**Lutty,**	**Rovansek,**
Amarando,	Garlock,	Mahan,	**Royer,**
Anderson, M. S.,	Gelfand,	Markley,	Rubin,
Anderson, S. A.,	**George,**	**Maxwell,**	Rudisill,

Ashton,	Gibb,	McCann,	Sarraf,
Auker,	Gibson,	McCormack,	Scarcelli,
Banker,	Goldstein,	McGee,	Schuster,
Barnatovich,	Gramlich,	McInroy,	Sherman,
Bell,	Greenwood,	McKeever,	Sigman,
Blair,	Guss,	McLaughlin,	Smith, C. C.,
Boles,	Guthrie,	McWherter,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stone,
Brennan, J. J.,	Hewitt,	Moody,	Stoner,
Brenninger,	Hocker,	Moran,	Strausser,
Breth,	Holt,	Moscrip,	Stroup,
Brown,	Horst,	Muldowney,	Swartz,
Bucchin,	Houk,	Mullen,	Taylor,
Bullen,	Isaacs,	Munley,	Thomas,
Capano,	Jenkins,	Murphy,	Thompson,
Cianfrani,	Johnson,	Murray, H. P.,	Toll,
Cioffi,	Jones, G. E.,	Murray, J. J.,	Tompkins,
Cochran,	Jones, T. H. W.,	Murray, P. G.,	Toomey,
Comer,	Jump,	Musto,	Varallo,
Cooper,	Kamyk,	Naugle,	Varner,
Curwood,	Kehler,	Needham,	Verona,
Davis,	Keller,	Ogilvie,	Wallace,
Donahue,	Kent,	Olsen,	Walsh,
Donaldson,	Kline,	O'Neil,	Wargo,
Dougherty,	Knecht,	Pacchioli,	Waterhouse,
Eilberg,	Kolankiewicz,	Parry,	Weidner,
Erb,	Kooker,	Pashley,	Welsh,
Eshleman,	Kornick,	Paulhamus,	Wescott,
Ewing,	Kratz,	Petrosky,	Wheeler,
Farabaugh,	Kromer,	Polaski,	Whitenight,
Filo,	Lafore,	Polen,	Willaredt,
Fineman,	Leiby,	Price,	Williams,
Flint,	Leonard,	Pursley,	Wilt,
Floyd,	Leven,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Ziegler,
Frascella,	Lovett,	Rigby,	Andrews,
Frost,			Speaker

NAYS—0

NOT VOTING—17

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Pettigrew,	Vaughan,
Down,	Light,	Pomeroy,	Wall,
Ehrgood,	Magee,	Rosen,	Wood,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER,

The House resumed the consideration on final passage of House Bill No. 1957, entitled:

An Act to further amend subsection (a) of section twelve hundred one of "The Vehicle Code" approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety * * *" by providing for a one year statute of limitations for violation of section six hundred twenty (j).

On the question recurring,

Shall the bill pass finally?

Mr. LIPPINCOTT. Mr. Speaker, I rise to oppose the passage of this bill, as I did before when the bill was defeated on March 13th.

This bill would create an indefinite period of time within which a charge for making a false statement in a motor vehicle application could be brought. It permits bringing an action within one year from the date a false statement is discovered, not from the date it is made. For example, as Mr. Readinger admitted before, when he was interrogated on the bill, if a false statement were discovered twenty years after it was made, the charge could be then made within one year from that date or in, that is, twenty-one years after the crime allegedly occurred.

I think the purpose of this bill is a good one, that is to increase the time within which an action can be brought. But it seems to me that it is very poor legislation to allow a charge for such a minor offense to be brought. That is a longer period of statute of limitations that is allowed for treason, robbery, burglary or any other crime except murder in this state. I think it would clearly lead to political reprisals, and I therefore ask all of the Members to vote against this bill, and request that a slow roll call be taken with only those Members in their seats and voting recorded.

Mr. READINGER. Mr. Speaker, we debated this bill at great length before and it was defeated. I am simply going to say that the administration proposed this bill, thinking that it is a proper change in the law. If you desire to condone making false statements and giving the Commonwealth an opportunity to punish somebody when they do find out about it, then vote against the bill. If you think it is right that somebody who makes a false statement should be punished in some way, and I am quite sure the penalty is not very severe, then vote for the bill.

Mr. LIPPINCOTT. Mr. Speaker, I think the last remark might create the impression that to be against this bill is to condone the offense. I do not think that is true at all. I think if a reasonable period of time, say for example, two years from the date the crime is committed were imposed the bill would be fair. But I do not think it is fair or good legislation to have a completely indefinite period of time.

Mr. McCORMACK. Mr. Speaker, I would like to point out to the gentleman from Delaware that his analogy between the robbery and treason statutes and this particular amendment to the Vehicle Code is not in order, because there you have no question about a person committing one of those crimes. If a person commits a robbery and he should happen to flee the state, why, of course, you know that we can indict him in absentia. So there is no question as to the statute of limitations there, and there is no question as to the knowledge of the crime. But here it would place an impossible burden on administrative officials to go through all the applications within a certain period of time and determine whether or not there has been any false statement made.

I think this is a very reasonable amendment to the Act and I think it is somewhat similar to bills in equity where you have to bring them within a certain period of time after the discovery of the fraud. And for that reason I thing this is desirable.

Mr. GOLDSTEIN. Will the gentleman from Philadelphia, Mr. McCormack consent to be interrogated?

The SPEAKER. Will the gentleman from Philadelphia, Mr. McCormack, consent to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. GOLDSTEIN. What is the statute of limitations for a violation of the Internal Revenue laws?

Mr. McCORMACK. I believe there is a six year limitation.

Mr. GOLDSTEIN. Is it not anywhere from three to six years, depending upon the type of crime involved?

Mr. McCORMACK. There is a variable limitation, yes, Mr. Speaker.

Mr. GOLDSTEIN. All right, now, if a man violates the Internal Revenue laws and the District Director of Internal Revenue discovers it twenty years later, can the individual be prosecuted?

Mr. McCORMACK. Well, again it depends upon the fraudulent act or omission that took place. If for instance a person reported certain income, there is a limitation there.

Mr. GOLDSTEIN. Well, Mr. Speaker, is not the gentleman talking about civil liability? I am talking about criminal liability. If the gentleman makes a false statement in his tax return, if it is discovered after the statute of limitations, can he be prosecuted?

Mr. McCORMACK. I stand corrected, Mr. Speaker, but it seems to me where there has been an omission of revenue from a return, that the limitation does not apply.

Mr. GOLDSTEIN. I thank the gentleman, Mr. Speaker. I do not like to disagree with the learned gentleman from Philadelphia, but if a man makes a misstatement in his tax returns, the civil liability is never exonerated. If he makes a misstatement in his tax return a criminal liability is determined by the statute of limitations. We read in the papers many times where the Senate and House of Congress have investigated the fact that the department has ben lax in going after violators of the law. There is no distinction between this and the present bill.

As Mr. Lippincott has indicated, there should be a reasonable time within which the Commonwealth of Pennsylvania can institute a prosecution, but for an individual to be prosecuted many years later, when his means of evidence are gone, is contrary to the principles of American justice. I say to vote for this bill is a vote for American justice and not against law enforcement.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—68

Amarando,	**Floyd,**	**McCormack,**	**Renwick,**
Anderson, M. S.,	**Frank,**	**McKeever,**	**Rubin,**
Anderson, S. A.,	**Frascella,**	**McLaughlin,**	**Sarraf,**
Bonner,	**Gaffney,**	**Meholchick,**	**Scarcelli,**
Boory,	**Guss,**	**Mihm,**	**Sherman,**
Branca,	**Hamilton, R. K.,**	**Moran,**	**Smith, Wm. B.,**
Brennan, A. P.,	**Heavey,**	**Muldowney,**	**Snider,**
Brennan, J. J.,	**Holt,**	**Mullen,**	**Stank,**
Bucchin,	**Jones, G. E.,**	**Murray, J. J.,**	**Stebbins,**
Cianfrani,	**Kamyk,**	**Olsen,**	**Stephens,**
Cioffi,	**Kolankiewicz,**	**Pacchioli,**	**Taylor,**
Cochran,	**Leiby,**	**Pashley,**	**Thomas,**
Comer,	**Leonard,**	**Paulhamus,**	**Varallo,**
Curwood,	**Leven,**	**Petrosky,**	**Welsh,**
Dougherty,	**Limper,**	**Polaski,**	**Whitenight,**
Eilberg,	**Lutty,**	**Polen,**	**Yetter,**
Flint,	**McCann,**	**Readinger,**	**Andrews,** Speaker

NAYS—84

Agnew,	**Guthrie,**	Markley,	**Reibman,**
Auker,	**Haudenshield,**	Maxwell,	**Reidenbach,**
Bell,	**Helm,**	McInroy,	Rovansek,
Breisch,	**Hensel,**	McWherter,	**Royer,**
Brown,	**Hocker,**	Metz,	**Smith, C. C.,**
Bullen,	**Horst,**	**Mikula,**	**Steckel,**
Capano,	**Houk,**	Miller,	**Stone,**
Davis,	**Isaacs,**	**Mills,**	**Stoner,**
Donahue,	**Johnson,**	Moody,	**Strausser,**
Donaldson,	**Jones, T. H. W.,**	Moscrip,	**Thompson,**
Erb,	**Jump,**	Munley,	**Toll,**
Ewing,	**Kehler,**	Murphy,	**Toomey,**
Farabaugh,	**Keller,**	**Murray, H. P.,**	**Varner,**
Fineman,	**Kent,**	Musto,	**Walsh,**
Frost,	**Kline,**	**Naugle,**	**Wargo,**
Gelfand,	**Kooker,**	Needham,	**Waterhouse,**
Gibb,	**Kromer,**	**Ogilvie,**	**Weidner,**
Gibson,	**Lippincott,**	O'Neil,	**Willaredt,**
Goldstein,	**Lopresti,**	Parry,	**Wilt,**
Gramlich,	**Lovett,**	Price,	**Worley,**
Greenwood,	Mahan,	**Puraley,**	**Ziegler,**

NOT VOTING—54

Adam,	**Eshleman,**	**Lawyer,**	**Stevenson,**
Ashton,	**Filo,**	Leisey,	Stroup,
Banker,	**Flynn,**	Light,	**Swartz,**
Barnatovich,	**Foster,**	Magee,	**Tompkins,**
Bazin,	**Garlock,**	McGee,	**Vaughan,**
Blair,	**George,**	**Monroe,**	Verona,
Boies,	**Hass,**	Murray, P. G.,	**Wall,**
Bower,	**Hewitt,**	Pettigrew,	**Wallace,**
Brenninger,	**Jenkins,**	**Pomeroy,**	**Wescott,**
Breth,	**Knecht,**	**Rigby,**	**Wheeler,**
Cooper,	**Kornick,**	Rosen,	**Williams,**
Down,	**Kratz,**	**Rudisill,**	**Wood,**
Ehrgood,	**Lafore,**	Schuster,	**Yetzer,**
		Sigman,	**Young,**

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

ABSENCE OF QUORUM

Mr. McCORMACK. Mr. Speaker, I suggest the absence of a quorum.

The SPEAKER. Does the gentlmean insist upon his quorum call?

Mr. McCORMACK. Yes, I do, Mr. Speaker.

The SPEAKER. The Chair would suggest to the gentleman from Philadelphia that it is obvious we have a quorum and, unless the gentleman from Philadelphia is disposed to proceed under the quorum call and send for the absentees, there is no reason why we should have a quorum call.

Mr. McCORMACK. Mr. Speaker, it is not within my province to send for the Members, that depends upon the majority vote of this House, but I am certainly willing to proceed all the way.

The SPEAKER. It is quite all right with the Speaker if the House will go through with it otherwise it is just nonsense. The Chair will provide the policemen to round up the members.

Mr. McCORMACK. I ask leave of the House to withdraw my request.

The SPEAKER. The Chair accepts the gentleman's decision.

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm to preside temporarily.

Mr. HELM IN THE CHAIR

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. Speaker, I have asked for permission to make a brief statement at this time because we might get started

on a controversial bill which would delay us for some time.

I would like the Members to know now that I am going to request the House to recess from 12:30 to 1:00 o'clock for the purpose of allowing the Members to eat lunch and also to check out of the hotels today if they so desire, inasmuch as tomorrow's session will be a consent session.

We hope to dispose of many of the controversial bills on this calendar today, and it appears it will not be necessary to insist that the entire membership remain for tomorrow.

I hope the Members will cooperate and come back as close to 1:00 o'clock Standard Time as possible so that we will have at least four or five hours this afternoon to dispose of the business of the day.

Mr. LIPPINCOTT. Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, will the gentleman state what our schedule will be next week?

Mr. READINGER. Mr. Speaker, to the best of my present ability I would say we will have at least three working days next week, Monday, Tuesday and Wednesday, possibly four days.

Until I learn more about developments on the proposed sales tax amendments, and a few other items which are in conference committees, it will be impossbile now to say how many days it would be profitable to work next week. In other words, we will probably be certain by Tuesday of next week that the final adjournment cannot fall in that week. Therefore, if we must come back the following week, there is no point in staying here five or six days a week when we cannot finish during that week anyway.

REPORTS FROM COMMITTEES

Mr. STANK from the Committee on Rules, reported as committed, House Resolution No. 168.

Mr. McCANN from the Committee on Education, reported as amended, House Bill No. 584, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949, (P. L. 30), by further providing for reimbursement by the Commonwealth to school districts and vocation school districts, and harmonizing the language of existing amendments.

Mr. McCANN from the Committee on Education, re-reported as amended, House Bill No. 583, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30) * * * providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes.

Mr. LUTTY from the Committee on Insurance, reported as committed, Senate Bill No. 241, entitled:

An Act amending the act of May 11, 1949 (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" extending the types permitted and fixing requirements thereof.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 517, entitled:

An Act amending "The General State Authority Act of 1949" * * *, empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects.

Mr. FROST from the Committee on State Government, reported as committed Senate Bill No. 1022, entitled:

An Act relating to condemnation proceedings requiring the filing of plans and imposing duties on the recorder of deeds.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the administration and operation of the Foundation.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 241, entitled:

An Act amending the act of May 11, 1949 (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" extending the types permitted and fixing requirements thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 517, entitled:

An Act amending "The General State Authority Act of 1949" * * *, empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1022, entitled:

An Act relating to condemnation proceedings requiring the filing of plans and imposing duties on the recorder of deeds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the Administration and operation of the Foundation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

CUMBERLAND VALLEY JOINT HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House a delegation of students from the Cumberland Valley Joint High School of Cumberland County under the supervision of their teacher, Mr. Hostler. They are the guests of the gentleman from Cumberland Mr. Stoner.

BILLS ON THIRD READING

Mr. READINGER asked and obtained unanimous consent to call up out of order Senate Bill No. 590 on page 9 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 590, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located.

On the question,

Will the House agree to the bill on third reading?

Mr. McCANN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, last line of Title, by inserting after "located" and entitling additional districts to services provided through the county superintendent's office.

Amend Sec. 3, page 6, lines 1 to 6, by striking out all of said lines.

Amend Sec. 4, page 6, line 7, by striking out "4 Section 1022 of the act amended" and inserting in lieu thereof "3. Sections 1022 and 1091 of the act, section 1022 amended and section 1091 added."

Amend Sec. 4, page 6, line 8 ,by striking out "is" and inserting in lieu thereof "are."

Amend Sec. 4 (Sec. 1022), page 6, line 9, by inserting a bracket before "The."

Amend Sec. 4 (Sec. 1022), page 6, line 10, by striking out the bracket before "of," where it appears the first time in said line.

Amend Sec. 4 (Sec. 1022), page 6, line 14, by inserting a bracket after "of" and inserting immediately thereafter "In."

Amend Sec. 4 (Sec. 1022), page 6, lines 15, 16 and 17, by striking out "] in every county having a county superin-" in line 15, all of line 16 and "not within the county" in line 17 and inserting in lieu thereof "the school directors of all of the school districts under the supervision of the county superintendent, the school directors of all union and merged districts, the school directors of all districts of the third and fourth class employing district superintendents to operate joint school systems, the school directors of all school districts that are under the supervision of the county superintendent on the first Monday of July, 1956, the school directors of districts employing district superintendents who elect to become part of the county service system and school directors of districts of other counties."

Amend Bill, page 7, by inserting after line 13

Section 1091. Services Provided Through Office of County Superintendent.—Joint school systems operated by school districts of the third or fourth class that employ district superintendents for the joint school systems, [and] union and merged districts [of the third class employing district superintendents], districts that were under the supervision of the county superintendent on the first Monday of July, 1956, districts employing district superintendents which elect to become part of the county service system and districts of other counties that have joined with one or more districts of the county in establishing joint schools which conform to approved county plans shall be entitled to all services provided through the office of the county superintendent, subject to all conditions and requirements imposed on school districts under the supervision of the county superintendent.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Mr. READINGER asked and obtained unanimous consent to call up out of order Senate Bills Nos. 1040 and 1041 on page 11 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near the City of Chester Delaware County thence in a general northerly direction to connect with the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting the same legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Agnew,	Gaffney,	Lutty,	Rovansek,
Amarando,	Garlock,	Mahan,	Royer,
Anderson, M. S.,	Gelfand,	Markley,	Rubin,
Anderson, S. A.,	George,	Maxwell,	Rudisill,
Ashton,	Gibb,	McCann,	Sarraf,
Auker,	Gibson,	McCormack,	Scarcelli,
Banker,	Goldstein,	McGee,	Schuster,
Barnatovich,	Gramlich,	McInroy,	Sherman,
Bell,	Greenwood,	McKeever,	Sigman,
Blair,	Guss,	McLaughlin,	Smith, C. C.,
Boies,	Guthrie,	McWherter,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stone,
Brennan, J. J.,	Hewitt,	Moody,	Stoner,
Brenninger,	Hocker,	Moran,	Strausser,
Breth,	Holt,	Moscrip,	Stroup,
Brown,	Horst,	Muldowney,	Swartz,
Bucchin,	Houk,	Mullen,	Taylor,
Bullen,	Isaacs,	Munley,	Thomas,
Capano,	Jenkins,	Murphy,	Thompson,
Cianfrani,	Johnson,	Murray, H. P.,	Toll,
Cioffi,	Jones, G. E.,	Murray, J. J.,	Tompkins,
Cochran,	Jones, T. H. W.,	Murray, P. G.,	Toomey,
Comer,	Jump,	Musto,	Varallo,
Cooper,	Kamyk,	Naugle,	Varner,
Curwood,	Kehler,	Needham,	Verona,
Davis,	Keller,	Ogilvie,	Wallace,
Donahue,	Kent,	Olsen,	Walsh,
Donaldson,	Kline,	O'Neil,	Wargo,
Dougherty,	Knecht,	Pacchioli,	Waterhouse,
Eilberg,	Kolankiewicz,	Parry,	Weidner,
Erb,	Kooker,	Pashley,	Welsh,
Eshleman,	Kornick,	Paulhamus,	Wescott,
Ewing,	Kratz,	Petrosky,	Wheeler,
Farabaugh,	Kromer,	Polaski,	Whitenight,
Filo,	Lafore,	Polen,	Willaredt,
Fineman,	Leiby,	Price,	Williams,
Flint,	Leonard,	Pursley,	Wilt,
Floyd,	Leven,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Ziegler,
Frascella,	Lovett,	Rigby,	Andrews, Speaker
Frost.			

NAYS—0

NOT VOTING—17

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Pettigrew,	Vaughan,
Down,	Light,	Pomeroy,	Wall,
Ehrgood,	Magee,	Rosen,	Wood,
			Young.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1041, entitled:

An Act making an appropriation to the Senate committee appointed to investigate and study the reasons for the disapproval of the Allentown State Hospital by the American Psychiatric Association.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Agnew,	Frost,	Lovett,	Rovansek,
Amarando,	Gaffney,	Lutty,	Royer,
Anderson, M. S.,	Garlock,	Mahan,	Rubin,
Anderson, S. A.,	Gelfand,	Markley,	Rudisill,
Ashton,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Greenwood,	McKeever,	Smith, C. C.,
Boies,	Guss,	McLaughlin,	Smith, Wm. B.,
Bonner,	Guthrie,	McWherter,	Snider,
Boory,	Hamilton, R. K.,	Meholchick,	Stank,
Bower,	Hass,	Metz,	Stebbins,
Branca,	Haudenshield,	Mihm,	Steckel,
Breisch,	Heavey,	Mikula,	Stephens,
Brennan, A. P.,	Helm,	Miller,	Stone,
Brennan, J. J.,	Henzel,	Mills,	Stoner,
Brenninger,	Hewitt,	Moody,	Strausser,
Breth,	Hocker,	Moran,	Stroup,
Brown,	Holt,	Moscrip,	Swartz,
Bucchin,	Houk,	Muldowney,	Taylor,
Bullen,	Horst,	Mullen,	Thomas,
Capano,	Isaacs,	Munley,	Thompson,
Cianfrani,	Jenkins,	Murphy,	Toll,
Cioffi,	Johnson,	Murray, H. P.,	Tompkins,
Cochran,	Jones, G. E.,	Murray, J. J.,	Toomey,
Comer,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Cooper,	Jump,	Musto,	Varner,
Curwood,	Kamyk,	Naugle,	Verona,
Davis,	Kehler,	Needham,	Wallace,
Donahue,	Keller,	Ogilvie,	Walsh,
Donaldson,	Kent,	Olsen,	Wargo,
Dougherty,	Kline,	O'Neil,	Waterhouse,
Eilberg,	Knecht,	Pacchioli,	Weidner,
Erb,	Kolankiewicz,	Parry,	Welsh,
Eshleman,	Kooker,	Pashley,	Wescott,
Ewing,	Kornick,	Paulhamus,	Wheeler,
Farabaugh,	Kratz,	Petrosky,	Whitenight,
Filo,	Kromer,	Polaski,	Williams,
Fineman,	Lafore,	Polen,	Willaredt,
Flint,		Price,	Wilt,

Floyd,	Leiby,	Pursley,	Worley,
Flynn,	Leonard,	Readinger,	Yetter,
Foster,	Leven,	Reibman,	Yetzer,
Frank,	Limper,	Reidenbach,	Ziegler,
Frascella,	Lippincott,	Renwick,	Andrews,
	Lopresti,	Rigby,	Speaker

NAYS—0

NOT VOTING—17

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Pettigrew,	Vaughan,
Down,	Light,	Pomeroy,	Wall,
Ehrgood,	Magee,	Rosen	Wood,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. OLSEN asked and obtained permission for the Committee on Banking and Building and Loan Associations to meet during the session of the House.

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of Senate Bill No. 833, entitled:

An Act amending the "Second Class Township Code" of May 1, 1933 (P. L. 103) entitled "An act concerning townships of the second class and * * *" authorizing townships to improve public streets or roads without petition and collect the costs thereof from owners of abutting properties.

RECONSIDERATION OF VOTE

Mr. JOHNSON. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. KENT. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. JOHNSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1, page 2, lines 1 and 2 by striking out "and section 1135."

Amend Sec. 1, page 2, lines 3 and 4, by striking out "and amended May 24, 1951 (P. L. 370) are" and inserting in lieu "is."

Amend Bill, page 2, lines 7 to 17 by striking out all of said lines and inserting in lieu

Section 2. The act is amended by adding after section 1136, a new section to read:

Section 1136.1. Proceedings Without Petition. Townships without petition, may grade, curb, gutter, pave, macadamize, or otherwise improve public streets or roads or parts thereof, or a particular width or additional widths thereof, with or without the assistance or contribution of the State, county or a corporation occupying the thoroughfare, and may assess and collect the whole cost thereof, or the whole cost not thus aided or contributed, or any part thereof, from the owners of real estate abutting on the improvement, by an equal assessment on the foot front, including the expense of the necessary drainage. The board of supervisors may make equitable adjustments for corner lots, or lots of irregular shape, where an assessment for full frontage would be unjust. Property not otherwise assessable shall become assessable by the petition of the owner or the owner's representative. In all cases where the whole width of the street is being paved without State or county aid, and more than two-thirds of the total cost is proposed to be assessed on abutters, the township shall, for this purpose, be considered as owner of the non-assessable property, of street intersection, and of the deducted frontage on equitable adjustments.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

RECESS

The SPEAKER pro tempore. If there is no objection, the Chair will declare a recess until 1:00 p. m. EST. The Chair hears none and a recess is declared.

AFTER RECESS

The time of recess having elapsed, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

BILLS ON THIRD READING

Mr. READINGER asked and obtained unanimous consent to call up out of order Senate Bill No. 1044 on page 12 of today's calendar and Senate Bill No. 1069 on page 13 of today's calendar.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1044, entitled:

An Act amending the act of July 1 1937 (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties" further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Agnew,	Gaffney,	Lutty,	Rovansek,
Amarando,	Garlock,	Mahan,	Royer,
Anderson, M. S.,	Gelfand,	Markley,	Rubin,
Anderson, S. A.,	George,	Maxwell,	Rudisill,
Ashton,	Gibb,	McCann,	Sarraf,
Auker,	Gibson,	McCormack,	Scarcelli,
Banker,	Goldstein,	McGee,	Schuster,
Barnatovich,	Gramlich,	McInroy,	Sherman,
Bell,	Greenwood,	McKeever,	Sigman,
Blair,	Guss,	McLaughlin,	Smith, C. C.,
Boies,	Guthrie,	McWherter,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stone,
Brennan, J. J.,	Hewitt,	Moody,	Stoner,
Brenninger,	Hocker,	Moran,	Strausser,
Breth,	Holt,	Moscrip,	Stroup,
Brown,	Horst,	Muldowney,	Swartz,
Bucchin,	Houk,	Mullen,	Taylor,
Bullen,	Isaacs,	Munley,	Thomas,
Capano,	Jenkins,	Murphy,	Thompson,
Cianfrani,	Johnson,	Murray, H. P.,	Toll,
Cioffi,	Jones, G. E.,	Murray, J. J.,	Tompkins,
Cochran,	Jones, T. H. W.,	Murray, P. G.,	Toomey,
Comer,	Jump,	Musto,	Varallo,
Cooper,	Kamyk,	Naugle,	Varner,
Curwood,	Kehler,	Needham,	Verona,
Davis,	Keller,	Ogilvie,	Wallace,
Donahue,	Kent,	Olsen,	Walsh,
Donaldson,	Kline,	O'Neil,	Wargo,
Dougherty,	Knecht,	Pacchioli,	Waterhouse,
Eilberg,	Kolankiewicz,	Parry,	Weidner,
Erb,	Kooker,	Pashley,	Welsh,
Eshleman,	Kornick,	Paulhamus,	Wescott,
Ewing,	Kratz,	Petrosky,	Wheeler,
Farabaugh,	Kromer,	Polaski,	Whitenight,
Filo,	Lafore,	Polen,	Willaredt,
Fineman,	Leiby,	Price,	Williams,
Flint,	Leonard,	Pursley,	Wilt,
Floyd,	Leven,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Ziegler,
Frascella,	Lovett,	Rigby,	Andrews, Speaker
Frost,			

NAYS—0

NOT VOTING—17

Adam,	Lawyer,	Monroe,	Stevenson,
Bazin,	Leisey,	Pettigrew,	Vaughan,
Down,	Light,	Pomeroy,	Wall,
Ehrgood,	Magee,	Rosen,	Wood,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1069, entitled:

An Act amending the act of April 18, 1945 (P. L. 253) entitled "An act relating to suits by shareholders against officers or directors in a corporation domestic or foreign to enforce a secondary right because the corporation refuses to enforce rights which may be asserted by it requiring that plaintiff be a shareholder at the time of the transaction of which he complains or that his shares thereafter developed upon him by operation of law requiring security for defendant's expenses including attorney's fees and providing for the assessment and recovery of such expenses including attorneys' fees" specifically including a suit by shareholders to compel the declaration of dividends by a corporation as a suit within the provisions of the act.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

BILLS ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of Senate Bill No. 257, entitled:

An Act validating the action of any school board which has heretofore employed any teacher who was related to a member of the board without strictly complying with the law relating to such employment and relieving the members of the board from all liability.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. GOLDSTEIN. Mr. Speaker, the purpose of this particular bill is to validate not only the civil actions but the criminal actions of a school board.

We are all aware of the fact that the citizens of the State of Pennsylvania are protected by a provision in the Constitution that no ex post facto law shall be passed. In other words, what is not a crime today may be made a crime tomorrow by virtue of an act of Legislature.

This particular bill would tend to legalize criminal acts. It will set a very, very dangerous precedent. It is bad enough for the Commonwealth of Pennsylvania that the Board of Pardons from time to time has seen fit to release felons, particularly from the eastern district of Pennsylvania.

If this particular bill is followed in the future all that will be necessary where somebody of political importance is involved is to ask that the illegal actions particularly of a public office holder, be validated by an act of Legislature.

We feel this act is unsound, perhaps unconstitutional, and, as I indicated before, would set a very dangerous precedent.

I ask for a slow roll call and only those in their seats be counted as voting.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—64

Anderson, M. S.,	Gaffney,	Lutty,	Reibman,
Anderson, S. A.,	Gelfand,	Markley,	Reidenbach,
Boory,	Guss,	Maxwell,	Renwick,
Branca,	Hass,	McKeever,	Rovansek,
Brennan, A. P.,	Heavey,	Meholchick,	Rudisill,
Bucchin,	Holt,	Moran,	Smith, W. B.,
Cianfrani,	Jenkins,	Muldowney,	Snider,
Curwood,	Jones, G. E.,	Mullen,	Stank,
Davis,	Kamyk,	Munley,	Stebbins,
Dougherty,	Kolankiewicz,	Needham,	Stone,
Farabaugh,	Leiby,	Pacchioli,	Taylor,
Fineman,	Leonard,	Pashley,	Toll,

Flint,	Leven,	Petrosky,	Wallace,
Frank,	Limper,	Polaski,	Walsh,
Frascella,	Lopresti,	Polen,	Wargo,
Frost,	Lovett,	Readinger,	Welsh,

NAYS—49

Auker,	Helm,	McLaughlin,	Stoner,
Bell,	Henzel,	Miller,	Strausser,
Brown,	Horst,	Moody,	Stroup,
Bullen,	Houk,	Moscrip,	Swartz,
Donahue,	Isaacs,	Murphy,	Varner,
Erb,	Jump,	Murray, H. P.,	Weidner,
Filo,	Kehler,	Ogilvie,	Whitenight,
George,	Kline,	Parry,	Willaredt,
Gibson,	Kromer,	Paulhamus,	Worley,
Goldstein,	Lippincott,	Pursley,	Yetter,
Gramlich,	Mahan,	Royer,	Ziegler,
Greenwood,	McInroy,	Sarraf,	Andrews, Speaker
Guthrie,			

NOT VOTING—93

Adam,	Eilberg,	Light,	Scarcelli,
Agnew,	Eshleman,	Magee,	Schuster,
Amarando,	Ewing,	McCann,	Sherman,
Ashton,	Floyd,	McCormack,	Sigman,
Banker,	Flynn,	McGee,	Smith, C. C.,
Barnatovich,	Foster,	McWherter,	Steckel,
Bazin,	Garlock,	Metz,	Stephens,
Blair,	Gibb,	Mihm,	Stevenson,
Boies,	Hamilton, R. K.,	Mikula,	Thomas,
Bonner,	Haudenshield,	Mills,	Thompson,
Bower,	Hewitt,	Monroe,	Tompkins,
Breisch,	Hocker,	Murray, J. J.,	Toomey,
Breth,	Johnson,	Murray, P. G.,	Varallo,
Brennan, J. J.,	Jones, T. H. W.,	Musto,	Vaughan,
Brenninger,	Keller,	Naugle,	Verona,
Capano,	Kent,	Olsen,	Wall,
Cioffi,	Knecht,	O'Neil,	Waterhouse,
Cochran,	Kooker,	Pettigrew,	Wescott,
Comer,	Kornick,	Pomeroy,	Wheeler,
Cooper,	Kratz,	Price,	Williams,
Donaldson,	Lafore,	Rigby,	Wilt,
Down,	Lawyer,	Rosen,	Wood,
Ehrgood,	Leisey,	Rubin,	Yetzer,
			Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 1240, entitled:

An Act to amend the act, approved the twenty-third day of May, one thousand eight hundred eighty-seven (P. L. 164), entitled "An act to secure to laborers within this Commonwealth the benefit of the exemption laws of this Commonwealth, and to prevent assignment of claims for the purpose of securing their collection against laborers outside of this Commonwealth," by forbidding creditors to sue resident debtors of this Commonwealth in the courts of another State where the creditor, debtor and intended garnishee are within the jurisdiction of the Pennsylvania courts, and providing penalties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—117

Amarando,	Gramlich,	Maxwell,	Renwick,
Anderson, M. S.,	Greenwood,	McCormack,	Rovansek,
Anderson, S. A.,	Guss,	McInroy,	Royer,
Auker,	Hass,	McKeever,	Rudisill,
Bell,	Heavey,	McLaughlin,	Sarraf,
Boory,	Henzel,	Meholchick,	Scarcelli,
Branca,	Hocker,	Miller,	Smith, Wm. B.,
Brennan, A. P.,	Holt,	Moody,	Snider,
Brown,	Horst,	Moran,	Stank,
Bucchin,	Houk,	Moscrip,	Stebbins,
Bullen,	Isaacs,	Muldowney,	Stephens,
Capano,	Jenkins,	Mullen,	Stone,
Cianfrani,	Jones, G. E.,	Munley,	Stoner,
Cioffi,	Jump,	Murphy,	Strausser,
Curwood,	Kamyk,	Murray, H. P.,	Stroup,
Davis,	Kehler,	Musto,	Swartz,
Donahue,	Kline,	Needham,	Taylor,
Dougherty,	Kolankiewicz,	Ogilvie,	Toll,
Farabaugh,	Kromer,	Pacchioli,	Varner,
Filo,	Leiby,	Parry,	Wallace,
Fineman,	Leonard,	Pashley,	Walsh,
Flint,	Leven,	Paulhamus,	Wargo,
Flynn,	Limper,	Petrosky,	Welsh,
Frank,	Lippincott,	Polaski,	Whitenight,
Frascella,	Lopresti,	Polen,	Willaredt,
Gaffney,	Lovett,	Pursley,	Worley,
Garlock,	Lutty,	Readinger,	Yetter,
Gelfand,	Mahan,	Reibman,	Ziegler,
George,	Markley,	Reidenbach,	Andrews, Speaker
Goldstein,			

NAYS—9

Erb,	Gibson,	Helm,	Smith, C. C.,
Frost,	Guthrie,	Kent,	Toomey,
			Weidner,

NOT VOTING—80

Adam,	Ewing,	Magee,	Schuster,
Agnew,	Ehrgood,	McCann,	Sherman,
Ashton,	Eilberg,	McGee,	Sigman,
Banker,	Floyd,	McWherter,	Steckel,
Barnatovich,	Foster,	Metz,	Stevenson,
Bazin,	Gibb,	Mihm,	Thomas,
Blair,	Hamilton, R. K.,	Mikula,	Thompson,
Boies,	Haudenshield,	Mills,	Tompkins,
Bonner,	Hewitt,	Monroe,	Varallo,
Bower,	Johnson,	Murray, J. J.,	Vaughan,
Breisch,	Jones, T. H. W.,	Murray, P. G.,	Verona,
Brennan, J. J.,	Keller,	Naugle,	Wall,
Brenninger,	Knecht,	Olsen,	Waterhouse,
Breth,	Kooker,	O'Neil,	Wescott,
Cochran,	Kornick,	Pettigrew,	Wheeler,
Comer,	Kratz,	Pomeroy,	Williams,
Cooper,	Lafore,	Price,	Wilt,
Donaldson,	Lawyer,	Rigby,	Wood,
Down,	Leisey,	Rosen,	Yetzer,
Eshleman,	Light,	Rubin,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 1996, entitled:

An Act regulating arbitration of controveries between labor and management when arbitration is required by written contract or agreement providing a method of securing arbitration and the appointment of arbitrators or an umpire * * *

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—112

Amarando,	Gelfand,	McCormack,	Rovansek,
Anderson, M. S.,	Gibson,	McKeever,	Royer,
Anderson, S. A.,	Guss	McLaughlin,	Rubin,
Auker,	Hamilton, R. K.,	Meholchick,	Rudisill,
Banker,	Hass,	Moody,	Sarraf,

Bell,	Heavey,	Moran,	Scarcelli,
Boory,	Helm,	Moscrip,	Smith, C. C.,
Branca,	Hocker,	Muldowney,	Smith, Wm. B.,
Breisch,	Holt,	Mullen,	Snider,
Brennan, A. P.,	Jenkins,	Munley,	Stank,
Bucchin,	Johnson,	Murphy,	Stebbins,
Capano,	Jones, G. E.,	Murray, J. J.,	Stephens,
Cianfrani,	Jones, T. H. W.,	Musto,	Stone,
Cioffi,	Jump,	Needham,	Strausser,
Comer,	Kamyk,	Olsen,	Swartz,
Curwood,	Kent,	O'Neil,	Taylor,
Dougherty,	Kline,	Pacchioli,	Thomas,
Farabaugh,	Kolankiewicz,	Parry,	Toll,
Filo,	Leiby,	Pashley,	Varallo,
Fineman,	Leonard,	Paulhamus,	Varner,
Flint,	Leven,	Petrosky,	Wallace,
Floyd,	Limper,	Polaski,	Walsh,
Flynn,	Lopresti,	Polen,	Wargo,
Frank,	Lovett,	Price,	Welsh,
Frascella,	Lutty,	Readinger,	Whitenight,
Frost,	Markley,	Reibman,	Worley,
Gaffney,	Maxwell,	Reidenbach,	Ziegler,
Garlock,	McCann,	Renwick,	Andrews, Speaker

NAYS—28

Brown,	Greenwood,	Kooker,	Ogilvie,
Davis,	Guthrie,	Kromer,	Pursley,
Donahue,	Henzel,	Lippincott,	Stoner,
Erb,	Horst,	Mahan,	Stroup,
George,	Houk,	McInroy,	Weidner,
Goldstein,	Isaacs,	Miller,	Wescott,
Gramlich,	Kehler,	Murray, H. P.,	Willaredt,

NOT VOTING—66

Adam,	Down,	Light,	Sigman,
Agnew,	Ehrgood,	Magee,	Steckel,
Ashton,	Eilberg,	McGee,	Stevenson,
Barnatovich,	Eshleman,	McWherter,	Thompson,
Bazin,	Ewing,	Metz,	Tompkins,
Blair,	Foster,	Mihm,	Toomey,
Boles,	Gibb,	Mikula,	Vaughan,
Bonner,	Haudenshield,	Mills,	Verona,
Bower,	Hewitt,	Monroe,	Wall,
Brennan, J. J.,	Keller,	Murray, P. G.,	Waterhouse,
Brenninger,	Knecht,	Naugle,	Wheeler,
Breth,	Kornick,	Pettigrew,	Williams,
Bullen,	Kratz,	Pomeroy,	Wilt,
Cochran,	Lafore,	Rigby,	Wood,
Cooper,	Lawyer,	Rosen,	Yetter,
Donaldson,	Leisey,	Schuster,	Yetzer,
		Sherman,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Mr. READINGER. Mr. Speaker, in view of the atmosphere of sweetness and light today, I am now calling up House Bill 1202 on page 7 and asking the Democrats to vote for it.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1202, entitled:

An Act providing for the payment of the salary medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—141

Amarando,	Goldstein,	Mahan,	Reidenbach,
Anderson, M. S.,	Gramlich,	Markley,	Renwick,
Anderson, S. A.,	Greenwood,	Maxwell,	Rovansek,
Auker,	Guss,	McCann,	Royer,
Banker,	Guthrie,	McCormack,	Rubin,
Bell,	Hamilton, R. K.,	McGee,	Rudisill,
Boory,	Hass,	McInroy,	Sarraf,
Branca,	Heavey,	McKeever,	Scarcelli,
Breisch,	Helm,	McLaughlin,	Smith, C. C.,
Brennan, A. P.,	Henzel,	Meholchick,	Smith, Wm. B.,
Brown,	Hocker,	Miller,	Snider,
Bucchin,	Holt,	Moody,	Stank,
Capano,	Horst,	Moran,	Stebbins,
Cianfrani,	Houk,	Moscrip,	Stephens,
Cioffi,	Isaacs,	Muldowney,	Stone,
Comer,	Jenkins,	Mullen,	Stoner,
Curwood,	Johnson,	Munley,	Strausser,
Davis,	Jones, G. E.,	Murphy,	Stroup,
Donahue,	Jones, T. H. W.,	Murray, H. P.,	Swartz,
Dougherty,	Jump,	Murray, J. J.,	Taylor,
Erb,	Kamyk,	Musto,	Thomas,
Farabaugh,	Kehler,	Needham,	Toll,
Filo,	Kent,	Ogilvie,	Varallo,
Fineman,	Kline,	Olsen,	Varner,
Flint,	Kolankiewicz,	O'Neil,	Wallace,
Floyd,	Kooker,	Pacchioli,	Walsh,
Flynn,	Kromer,	Parry,	Wargo,
Frank,	Leiby,	Pashley,	Weidner,
Frascella,	Leonard,	Paulhamus,	Welsh,
Frost,	Leven,	Petrosky,	Wescott,
Gaffney,	Limper,	Polaski,	Whitenight,
Garlock,	Lippincott,	Polen,	Willaredt,
Gelfand,	Lopresti,	Price,	Worley,
George,	Lovett,	Pursley,	Ziegler,
Gibson,	Lutty,	Readinger,	Andrews, Speaker
		Reibman,	

NAYS—0

NOT VOTING—65

Adam,	Down,	Light,	Sigman,
Agnew,	Ehrgood,	Magee,	Steckel,
Ashton,	Eilberg,	McWherter,	Stevenson,
Barnatovich,	Eshleman,	Metz,	Thompson,
Bazin,	Ewing,	Mihm,	Tompkins,
Blair,	Foster,	Mikula,	Toomey,
Boles,	Gibb,	Mills,	Vaughan,
Bonner,	Haudenshield,	Monroe,	Verona,
Bower,	Hewitt,	Murray, P. G.,	Wall,
Brennan, J. J.,	Keller,	Naugle,	Waterhouse,
Brenninger,	Knecht,	Pettigrew,	Wheeler,
Breth,	Kornick,	Pomeroy,	Williams,
Bullen,	Kratz,	Rigby,	Wilt,
Cochran,	Lafore,	Rosen,	Wood,
Cooper,	Lawyer,	Schuster,	Yetter,
Donaldson,	Leisey,	Sherman,	Yetzer,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Mr. BANKER. The sponsor wishes to thank the Majority Leader for his kindness and cooperation.

Mr. READINGER. Mr. Speaker, the Majority Leader accepts the thanks of the gentleman on behalf of the majority and hopes that this spirit will continue throughout the afternoon.

PERMISSION TO ADDRESS HOUSE

Mr. AUKER asked and obtained unanimous consent to address the House.

Mr. AUKER. Mr. Speaker, I just would like to issue a little warning. We have a very light house and I might say if I hear many more counts like the one previous to this bill I am going to ask for a verification of the roll.

The SPEAKER. The Chair was of the opinion, very

much of the opinion, that the former roll call was accurate. It is always the privilege of a Member to verify the roll.

The Chair wants to say to the Members of this House that never within the memory of the Chair has there been a time when the roll calls have been as accurate, when as much pains have been taken to see that the Members were recorded as they voted, as during this session of the House. There never has been a time when there has been a session with such a small number of verifications of the roll.

The desk has been instructed to record only those present and voting, and the Chair is confident that on the previous roll call that is what the desk did.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 296, Printer's No. 1716 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 296.

An Act amending the act of May 16, 1951 (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county" extending provisions of the act to certain counties and limiting the amount counties may expend on training schools in certain cases.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 5 by inserting after the word "counties" the following: "and limiting the amount counties may expend on training schools in certain cases."

Amend bill, page 2, line 16, by inserting the following: Section 2 Except in second and fourth class counties the county commissioners shall not expend more than the sum of five hundred dollars ($500) for the purposes authorized by this act, and on page 3, line 1 by striking out after the word "act" the following: act except that counties which are prior to the effective date of this act contributing more than the sum specified herein shall not be affected by this limitation.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—141

Amarando,	Goldstein,	Mahan,	Reidenbach,
Anderson, M. S.,	Gramlich,	Markley,	Renwick,
Anderson, S. A.,	Greenwood,	Maxwell,	Rovansek,
Auker,	Guss,	McCann,	Royer,
Banker,	Guthrie,	McCormack,	Rubin,
Bell,	Hamilton, R. K.,	McGee,	Rudisill,
Boory,	Hass,	McInroy,	Sarraf,
Branca,	Heavey,	McKeever,	Scarcelli,
Breisch,	Helm,	McLaughlin,	Smith, C. C.,
Brennan, A. P.,	Henzel,	Meholchick,	Smith, Wm. B.,
Brown,	Hocker,	Miller,	Snider,
Bucchin,	Holt,	Moody,	Stank,
Capano,	Horst,	Moran,	Stebbins,
Cianfrani,	Houk,	Moscrip,	Stephens,
Cioffi,	Isaacs,	Muldowney,	Stone,
Comer,	Jenkins,	Mullen,	Stoner,
Curwood,	Johnson,	Munley,	Strausser,
Davis,	Jones, G. E.,	Murphy,	Stroup,
Donahue,	Jones, T. H. W.,	Murray, H. P.,	Swartz,
Dougherty,	Jump,	Murray, J. J.,	Taylor,
Erb,	Kamyk,	Musto,	Thomas,
Farabaugh,	Kehler,	Needham,	Toll,
Filo,	Kent,	Ogilvie,	Varallo,
Fineman,	Kline,	Olsen,	Varner,
Flint,	Kolankiewicz,	O'Neil,	Wallace,
Floyd,	Kooker,	Pacchioli,	Walsh,
Flynn,	Kromer,	Parry,	Wargo,
Frank,	Leiby,	Pashley,	Weidner,
Frascella,	Leonard,	Paulhamus,	Welsh,
Frost,	Leven,	Petrosky,	Wescott,
Gaffney,	Limper,	Polaski,	Whitenight,
Garlock,	Lippincott,	Polen,	Willaredt,
Gelfand,	Lopresti,	Price,	Worley,
George,	Lovett,	Pursley,	Ziegler,
Gibson,	Lutty,	Readinger,	Andrews,
		Reibman,	Speaker

NAYS—0

NOT VOTING—65

Adam,	Down,	Light,	Sigman,
Agnew,	Ehrgood,	Magee,	Steckel,
Ashton,	Eilberg,	McWherter,	Stevenson,
Barnatovich,	Eshleman,	Metz,	Thompson,
Bazin,	Ewing,	Mihm,	Tompkins,
Blair,	Foster,	Mikula,	Toomey,
Boles,	Gibb,	Mills,	Vaughan,
Bonner,	Haudenshield,	Monroe,	Verona,
Bower,	Hewitt,	Murray, P. G.,	Wall,
Brennan, J. J.,	Keller,	Naugle,	Waterhouse,
Brenninger,	Knecht,	Pettigrew,	Wheeler,
Breth,	Kornick,	Pomeroy,	Williams,
Bullen,	Kratz,	Rigby,	Wilt,
Cochran,	Lafore,	Rosen,	Wood,
Cooper,	Lawyer,	Schuster,	Yetter,
Donaldson,	Leisey,	Sherman,	Yetzer,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. OLSEN asked and obtained permission for the Committee on Banking and Building and Loan Associations to meet during the session of the House.

BILL INTRODUCED AND REFERRED

By Mr. PETROSKY. HOUSE BILL No. 2111.

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to sell and convey 26,270 square feet, more or less of land, situate in Middletown Township, Delaware County.

Referred to the Committee on Rules.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 880, Printer's No. 1718 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 880.

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commnowealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 2, by inserting after the word "act" the following: "the first day of July 1956 and"; page 4, line 14, by inserting after the word "as" the word "and."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—141

Amarando,	Gramlich,	Markley,	Reidenbach,
Anderson, M. S.,	Greenwood,	Maxwell,	Renwick,
Anderson, S. A.,	Guss,	McCann,	Rovansek,
Auker,	Guthrie,	McCormack,	Royer,
Banker,	Hamilton, R. K.,	McGee,	Rubin,
Bell,	Hass,	McInroy,	Rudisill,
Boory,	Heavey,	McKeever,	Sarraf,
Branca,	Helm,	McLaughlin,	Scarcelli,
Breisch,	Henzel,	Meholchick,	Smith, C. C.,
Brennan, A. P.,	Hocker,	Miller,	Smith, Wm. B.,
Brown,	Holt,	Moody,	Snider,
Bucchin,	Horst,	Moran,	Stank,
Capano,	Houk,	Moscrip,	Stebbins,
Cianfrani,	Isaacs,	Muldowney,	Stephens,
Cioffi,	Jenkins,	Mullen,	Stone,
Comer,	Johnson,	Munley,	Stoner,
Curwood,	Jones, G. E.,	Murphy,	Strausser,
Davis,	Jones, T. H. W.,	Murray, H. P.,	Stroup,
Donahue,	Jump,	Murray, J. J.,	Swartz,
Dougherty,	Kamyk,	Musto,	Taylor,
Erb,	Kehler,	Needham,	Thomas,
Farabaugh,	Kent,	Ogilvie,	Toll,
Filo,	Kline,	Olsen,	Varallo,
Fineman,	Kolankiewicz,	O'Neil,	Varner,
Flint,	Kooker,	Pacchioli,	Wallace,
Floyd,	Kromer,	Parry,	Walsh,
Flynn,	Leiby,	Pashley,	Wargo,
Frank,	Leonard,	Paulhamus,	Weidner,
Frascella,	Leven,	Petrosky,	Welsh,
Frost,	Limper,	Polaski,	Wescott,
Gaffney,	Lippincott,	Polen,	Whitenight,
Garlock,	Lopresti,	Price,	Willaredt,
Gelfand,	Lovett,	Pursley,	Worley,
George,	Lutty,	Readinger,	Ziegler,
Gibson,	Mahan,	Reibman,	Andrews, Speaker
Goldstein,			

NAYS—0

NOT VOTING—65

Adam,	Down,	Light,	Sigman,
Agnew,	Ehrgood,	Magee,	Steckel,
Ashton,	Eilberg,	McWherter,	Stevenson,
Barnatovich,	Eshleman,	Metz,	Thompson,
Bazin,	Ewing,	Mihm,	Tompkins,
Blair,	Foster,	Mikula,	Toomey,
Boies,	Gibb,	Mills,	Vaughan,
Bonner,	Haudenshield,	Monroe,	Verona,
Bower,	Hewitt,	Murray, P. G.,	Wall,
Brennan, J. J.,	Keller,	Naugle,	Waterhouse,
Brenninger,	Knecht,	Pettigrew,	Wheeler,
Breth,	Kornick,	Pomeroy,	Williams,
Bullen,	Kratz,	Rigby,	Wilt,
Cochran,	Lafore,	Rosen,	Wood,
Cooper,	Lawyer,	Schuster,	Yetter,
Donaldson,	Leisey,	Sherman,	Yetzer,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 8, entitled:

An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a toll bridge over the Ohio River in Beaver County between a point in or near the Borough of Shippingport to a point in or near the Borough of Midland on the opposite side of the Ohio River and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages

And has appointed Messrs. Wade, Fleming and Miller a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1694, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

And has appointed Messrs. Chapman, Propert, and Dent a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1935, Printer's No. 1725 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1935.

An Act amending the act of May 31, 1947 (P. L. 377) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' permitting certain State employes who during the war were loaned to the United States Government and who have now returned to State employment to pay into the retirement fund the amount of the contributions they would have made during such period with interest and prescribing how the Commonwealth shall build up the necessary State annuity reserves" providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 11, by striking out after the word "hundred" the following: "thirty-four" and inserting in lieu thereof the following: "thirty-three."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. LIPPINCOTT. Mr. Speaker, I rise to discuss very briefly this bill. I notice on the list of bills favored by our labor groups that today there are five bills listed. I also notice that so far today the Majority Leader or perhaps someone named Leader has called up three of the five.

It seems to me that this is obviously a deliberate process to call up bills when we have the lightest House attendance that we have had this week. The bills were not called up on Tuesday or Wednesday, but they are called up today after the Members are told that it might be well to check out, and of course, a great many of them have gone home.

I think the question might well be asked, is this thing done to get the Democratic Members off the hook?

The SPEAKER. The only question before the House is whether the House will concur in Senate amendments to a particular bill. Before the next order of business is called up, if the gentleman has any remarks along the lines that he is now pursuing he will be in order.

Mr. LIPPINCOTT. Mr. Speaker, this bill that I am discussing happens to be one of the bills favored by labor, and for that reason I think a certain amount of latitude should be given me in discussing this bill in connection with the other ones.

The SPEAKER. The gentleman is at liberty to discuss the bill, but is not at liberty while discussing the bill to discuss matters of policy insofar as the Floor Leader is concerned. He is at liberty to do that when we have disposed of the business before the House.

Mr. LIPPINCOTT. I say, Mr. Speaker, that this bill that we are now asked to concur in, as amended by the Senate, is one of the bills that is on the favored list. I say it is an example in calling it up now or either getting the Democratic Members off the hook or * * *

The SPEAKER. The gentleman is out of order. Either the amendments are of the sort that this House desires to concur in, or the amendments are of the sort that the House does not desire to concur in, and the only question before the House is the merits or demerits of the amendments. The remarks that the gentleman is now making are distinctly out of order. They would be in order before we take up the next order of business.

Mr. LIPPINCOTT. Is the Speaker ruling that it is improper to discuss in the debate of a bill why that bill is called up at a particular time?

The SPEAKER. I think this Chair would so rule from the tenor of the gentleman's remarks. He is discussing motives rather than actualities. In this particular situation, the Chair would hold that the gentleman's remarks are out of order.

Mr. LIPPINCOTT. Is the Chair ruling that the motives in calling up the bill cannot be discussed?

The SPEAKER. There are certain limitations in which motives could be discussed, but in the opinion of the Chair, the line the gentleman from Delaware is taking is distinctly out of order.

The Chair will recognize him for his remarks when we have disposed of the present order of business, or he can make a motion that this matter be temporarily placed upon the Speaker's table. There are several things that he can do and then he would be in order to make the line of remarks that he is now making.

MOTION TO LAY ON TABLE

Mr. LIPPINCOTT. Mr. Speaker, I move that this bill be placed temporarily upon the Speaker's table, so that I may conclude my remarks.

Mr. BELL. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The SPEAKER. Does the gentleman from Delaware request a division, a voice vote, or a roll call?

Mr. LIPPINCOTT. I will be satisfied with a division.

Mr. READINGER. Mr. Speaker, may I speak on this motion?

The SPEAKER. The gentleman is in order.

Mr. READINGER. Mr. Speaker, I would suggest that the gentleman withdraw his motion until this bill has been disposed of, and at that time I will be glad to ask

the House to give unanimous consent for him to address the House, on the subject upon which he desires to speak.

MOTION TO LAY ON TABLE WITHDRAWN

Mr. LIPPINCOTT. I will be satisfied to do that, and will withdraw the motion.

The SPEAKER. That was the tenor of the Chair's suggestions from the beginning.

The Chair thanks the gentleman.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—143

Amarando,	Goldstein,	Mahan,	Reidenbach,
Anderson, M. S.,	Gramlich,	Markley,	Renwick,
Anderson, S. A.,	Greenwood,	Maxwell,	Royer,
Auker,	Guss,	McCann,	Rubin,
Banker,	Guthrie,	McCormack,	Rovansek,
Bell,	Hamilton, R. K.,	McGee,	Rudisill,
Boory,	Hass,	McInroy,	Sarraf,
Bower,	Heavey,	McKeever,	Scarcelli,
Branca,	Helm,	McLaughlin,	Smith, C. C.,
Breisch,	Henzel,	Meholchick,	Smith, Wm. B.,
Brennan, A. P.,	Hocker,	Miller,	Snider,
Brown,	Holt,	Moody,	Stank,
Bucchin,	Horst,	Moran,	Stebbins,
Capano,	Houk,	Moscrip,	Stephens,
Cianfrani,	Isaacs,	Muldowney,	Stone,
Cioffi,	Jenkins,	Mullen,	Stoner,
Comer,	Johnson,	Munley,	Strausser,
Curwood,	Jones, G. E.,	Murphy,	Stroup,
Davis,	Jones, T. H. W.,	Murray, H. P.,	Swartz,
Donahue,	Jump,	Murray, J. J.,	Taylor,
Dougherty,	Kamyk,	Musto,	Thomas,
Erb,	Kehler,	Needham,	Toll,
Farabaugh,	Kent,	Ogilvie,	Varallo,
Filo,	Kline,	Olsen,	Varner,
Fineman,	Kolankiewicz,	O'Neil,	Wallace,
Flint,	Kooker,	Pacchioli,	Walsh,
Floyd,	Kromer,	Parry,	Wargo,
Flynn,	Leiby,	Pashley,	Weidner,
Frank,	Leonard,	Paulhamus,	Welsh,
Frascella,	Leven,	Petrosky,	Wescott,
Frost,	Limper,	Polaski,	Whitenight,
Gaffney,	Lippincott,	Polen,	Willaredt,
Garlock,	Lopresti,	Price,	Worley,
Gelfand,	Lovett,	Pursley,	Yetter,
George,	Lutty,	Readinger,	Ziegler,
Gibson,		Reibman,	Andrews, Speaker

NAYS—0

NOT VOTING—63

Adam,	Down,	Light,	Sigman,
Agnew,	Ehrgood,	Magee,	Steckel,
Ashton,	Eilberg,	McWherter,	Stevenson,
Barnatovich,	Eshleman,	Metz,	Thompson,
Bazin,	Ewing,	Mihm,	Tompkins,
Blair,	Foster,	Mikula,	Toomey,
Boies,	Gibb,	Mills,	Vaughan,
Bonner,	Haudenshield,	Monroe,	Verona,
Brennan, J. J.,	Hewitt,	Murray, P. G.,	Wall,
Brenninger,	Keller,	Naugle,	Waterhouse,
Breth,	Knecht,	Pettigrew,	Wheeler,
Bullen,	Kornick,	Pomeroy,	Williams,
Cochran,	Kratz,	Rigby,	Wilt,
Cooper,	Lafore,	Rosen,	Wood,
Donaldson,	Lawyer,	Schuster,	Yetzer,
	Leisey,	Sherman,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADDRESS HOUSE

Mr. LIPPINCOTT asked and obtained unanimous consent to address the House.

Mr. Speaker, as I started to say, and I will conclude very briefly, it seems to me that calling these labor favored bills up on a day when we have the lightest attendance of the week, the question could well be asked, is the Democratic party trying to get its own Members off the hook, or is this an indication that it is really only giving lip service to the labor party.

Thanks to the Republican votes, these labor favored bills have passed, but I think the motive might well be inquired into.

PERMISSION TO ADDRESS HOUSE

Mrs. REIBMAN asked and obtained unanimous consent to address the House.

Mr. Speaker, I notice that according to the House calendar, House Bill No. 1935 was passed by this House March 21, by a vote of 190-0; that it was passed in the Senate April 17th, 47-0. I question the motives of the previous speaker in directing his remarks * * *

The SPEAKER. The lady is not privileged to question the Member's motives.

Mrs. REIBMAN. I merely wanted to state that this bill had unanimous approval in both the House and the Senate and that it is not a question of whether it is a labor favored bill or not.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. Speaker, I am quite disappointed that the gentleman from Delaware would make a statement such as he has made today. I hold him in high regard and I consider him very intelligent. I am amazed and disappointed in him when he says what he says today.

I say that emphatically for the reason that he well knows that there have been many, many days when I have been trying to get as many Members here as possible, so that bills of this type, as well as other types, could be disposed of.

When he raised the question of the motive of the Floor Leader in calling bills of any kind on a day like this, then I think he is really slipping, because if the Democratic party wanted to make labor or any particular type of bill a favorite we would certainly not call it up when a lot of our own Members are not here.

The gentleman also must know from his experience here in the House that bills come over from the Senate whenever they come. They are put on the calendar and we dispose of them if and as we can. That is the case with House Bill 1935, which was just now voted upon.

Some of the other bills have been on the calendar for quite a long time and they have been passed over because these have been a relatively large number of absentees from time to time, or other matters were more pressing.

They have not been passed over for any particular reason other than that we think they are good bills and would like to see them passed. But the gentleman also must know that we are near the end of this session and if bills are not passed now they are never going to be

passed. So we do not have much choice any more. We bring them up and we hope they pass, if they don't they don't. If that is showing favoritism to any group then I cannot understand the gentleman's thinking.

I am not trying to defend any course of action that I have taken. I have used my best judgment and followed the directions of our caucus as to what to do about certain bills, when they should be called, and so forth. I am certainly disappointed in the statement made by the gentleman.

The SPEAKER. Does the gentleman from Delaware, Mr. Lippincott desire to be recognized.

Mr. LIPPINCOTT. I do, Mr. Speaker.

The SPEAKER. The gentleman will proceed.

Mr. LIPPINCOTT. I note a number of these bills have been on the calendar for many weeks and certainly have been on the calendar when the Democratic party has been in greater attendance than it is today. I also note the bills were on the calendar this week on Tuesday and Wednesday when we had comparatively a full House.

It seems odd indeed that they were not called up until today when we have the lightest House of the week, especially when we will be here three days next week and undoubtedly will have a heavier attendance than today. If that is not a basis for inquiry as to why they are called up at this time, I do not know what is.

PERMISSION TO ADDRESS HOUSE

Mr. FROST asked and obtained unanimous consent to address the House.

Mr. Speaker, for the information of the gentleman from Delaware, Mr. Lippincott, and the other Members of the House, this is not a labor bill. This is a retirement bill and it has nothing to do with labor. What the attitude of labor might be toward it, I do not know.

It is essentially a retirement bill, the same bill as was passed by this House in 1953—it might not have been exactly the same wording, but the purpose was exactly the same in 1953—without a dissenting vote.

Unless I am asked to go into the details of the bill, I do not care to at this time. It is perfectly all right, the bill is all right, and the amendments put in by the Senate are clarifying amendments.

Mr. LIPPINCOTT. Mr. Speaker, I did not say it was a labor bill, I stated it is on the list of bills favored by labor.

At this point I would like to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, the only two bills on this list favored by labor which have not been called up today are House Bill 1379 and Senate Bill 316. Does the Majority Leader intend to call those two bills up now?

Mr. READINGER. You will learn that when I make the decision.

Mr. LIPPINCOTT. Are they on the Majority Leader's calendar marked to be called up?

Mr. READINGER. You will learn that when I make the announcement.

Mr. LIPPINCOTT. If the Majority Leader does not want to state what his intention is, I think the only way we can find out is by asking questions. If his decision is not to call them all up, then I think we should know it.

Mr. READINGER. You will know in due course.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1891, Printer's No. 1719 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1891.

An Act amending the act of April 12, 1951 (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" authorizing the board to investigate and cause the prosecution of unlicensed establishments authorizing the confiscation of certain property with certain limitations and changing penalties.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 3, line 16, by striking out the bracket before the word "not"; line 20, by striking out the bracket before the word "not" and after the word "dollars."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,	Gramlich,	Maxwell,	Royer,
Anderson, M. S.,	Greenwood,	McCann,	Rubin,
Anderson, S. A.,	Guss,	McCormack,	Rudisill,
Auker,	Guthrie,	McGee,	Sarraf,
Banker,	Hamilton, R. K.,	McInroy,	Scarcelli,
Bell,	Hass,	McKeever,	Smith, C. C.,
Bonner,	Heavey,	McLaughlin,	Smith, Wm. B.,
Boory,	Helm,	Meholchick,	Snider,
Bower,	Henzel,	Miller,	Stank,
Branca,	Hocker,	Moody,	Stebbins,
Breisch,	Holt,	Moran,	Steckel,
Brennan, A. P.,	Horst,	Moscrip,	Stephens,

Brown,	Houk,	Muldowney,	Stone,
Bucchin,	Isaacs,	Mullen,	Stoner,
Capano,	Jenkins,	Munley,	Strausser,
Cianfrani,	Johnson,	Murphy,	Stroup,
Cioffi,	Jones, G. E.,	Murray, H. P.,	Swartz,
Comer,	Jones, T. H. W.,	Murray, J. J.,	Taylor,
Curwood,	Jump,	Musto,	Thomas,
Davis,	Kamyk,	Needham,	Toll,
Donahue,	Kehler,	Ogilvie,	Toomey,
Dougherty,	Kent,	Olsen,	Varallo,
Erb,	Kline,	O'Neil,	Varner,
Farabaugh,	Kolankiewicz,	Pacchioli,	Wallace,
Filo,	Kooker,	Parry,	Walsh,
Fineman,	Kromer,	Pashley,	Wargo,
Flint,	Leiby,	Paulhamus,	Waterhouse,
Floyd,	Leonard,	Petrosky,	Weidner,
Flynn,	Leven,	Polaski,	Welsh,
Frank,	Limper,	Polen,	Wescott,
Frascella,	Lippincott,	Price,	Whitenight,
Frost,	Lopresti,	Pursley,	Willaredt,
Gaffney,	Lovett,	Readinger,	Worley,
Garlock,	Lutty,	Reibman,	Yetter,
Gelfand,	Mahan,	Reidenbach,	Yetzer,
George,	Markley,	Renwick,	Ziegler,
Gibson,		Rovansek,	Andrews,
Goldstein,			Speaker

NAYS—0

NOT VOTING—58

Adam,	Down,	Lawyer,	Rosen,
Agnew,	Ehrgood,	Leisey,	Schuster,
Ashton,	Eilberg,	Light,	Sherman,
Barnatovich,	Eshleman,	Magee,	Sigman,
Bazin,	Ewing,	McWherter,	Stevenson,
Blair,	Foster,	Metz,	Thompson,
Boies,	Gibb,	Mihm,	Tompkins,
Brennan, J. J.,	Haudenshield,	Mikula,	Vaughan,
Brenninger,	Hewitt,	Mills,	Verona,
Breth,	Keller,	Monroe,	Wall,
Bullen,	Knecht,	Murray, P. G.,	Wheeler,
Cochran,	Kornick,	Naugle,	Williams,
Cooper,	Kratz,	Pettigrew,	Wilt,
Donaldson,	Lafore,	Pomeroy,	Wood,
		Rigby,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 2074, Printer's No. 1724 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2074.

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" further regulating the payment of salaries in certain counties.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 11, by striking out the light brackets before and after the word "The" and striking out the following: "In counties of the third fourth and fifth classes."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,	Goldstein,	Maxwell,	Royer,
Anderson, M. S.,	Gramlich,	McCann,	Rubin,
Anderson, S. A.,	Greenwood,	McCormack,	Rudisill,
Auker,	Guss,	McGee,	Sarraf,
Banker,	Guthrie,	McInroy,	Scarcelli,
Bell,	Hamilton, R. K.,	McKeever,	Smith, C. C.,
Bonner,	Hass,	McLaughlin,	Smith, Wm. B.,
Boory,	Heavey,	Meholchick,	Snider,
Bower,	Helm,	Miller,	Stank,
Branca,	Henzel,	Moody,	Stebbins,
Breisch,	Hocker,	Moran,	Steckel,
Brennan, A. P.,	Holt,	Moscrip,	Stephens,
Brown,	Horst,	Muldowney,	Stone,
Bucchin,	Houk,	Mullen,	Stoner,
Capano,	Isaacs,	Munley,	Strausser,
Cianfrani,	Jenkins,	Murphy,	Stroup,
Cioffi,	Johnson,	Murray, J. J.,	Swartz,
Comer,	Jones, G. E.,	Murray, H. P.,	Taylor,
Curwood,	Jones, T. H. W.,	Musto,	Thomas,
Davis,	Jump,	Needham,	Toll,
Donahue,	Kamyk,	Ogilvie,	Toomey,
Dougherty,	Kehler,	Olsen,	Varallo,
Erb,	Kent,	O'Neil,	Varner,
Farabaugh,	Kline,	Pacchioli,	Wallace,
Filo,	Kolankiewicz,	Parry,	Walsh,
Fineman,	Kooker,	Pashley,	Wargo,
Flint,	Kromer,	Paulhamus,	Waterhouse,
Floyd,	Leiby,	Petrosky,	Weidner,
Flynn,	Leonard,	Polaski,	Welsh,
Frank,	Leven,	Polen,	Wescott,
Frascella,	Limper,	Price,	Whitenight,
Frost,	Lippincott,	Pursley,	Willaredt,
Gaffney,	Lopresti,	Readinger,	Worley,
Garlock,	Lovett,	Reibman,	Yetter,
Gelfand,	Lutty,	Reidenbach,	Yetzer,
George,	Mahan,	Renwick,	Ziegler,
Gibson,	Markley,	Rovansek,	Andrews,
			Speaker

NAYS—0

NOT VOTING—58

Adam,	Down,	Lawyer,	Rosen,
Agnew,	Ehrgood,	Leisey,	Schuster,
Ashton,	Eilberg,	Light,	Sherman,
Barnatovich,	Eshleman,	Magee,	Sigman,
Bazin,	Ewing,	McWherter,	Stevenson,
Blair,	Foster,	Metz,	Thompson,
Boies,	Gibb,	Mihm,	Tompkins,
Brennan, J. J.,	Haudenshield,	Mikula,	Vaughan,
Brenninger,	Hewitt,	Mills,	Verona,
Breth,	Keller,	Monroe,	Wall,
Bullen,	Knecht,	Murray, P. G.,	Wheeler,
Cochran,	Kornick,	Naugle,	Williams,
Cooper,	Kratz,	Pettigrew,	Wilt,
Donaldson,	Lafore,	Pomeroy,	Wood,
		Rigby,	Young,

The majority required by the Cnostitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1889, Printer's No. 1721 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1889.

An Act amending the act of August 10, 1951 (P. L. 1182) entitled "An act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction providing for the granting suspension and revocation of licenses issued by the board preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction conferring jurisdiction upon the court of common pleas of Dauphin County and prescribing penalties" further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic or manual therapy.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 2, line 2, by inserting after the word "chiropractic" the words "or manual therapy." Amend bill, section 1, page 2, by striking out all of lines 1 to 4, inclusive, as follows:

Section 1 Subsection (c.1) of section 5 act of August 10, 1951 (P. L. 1182) known as the "Chiropractic Registration Act of 1951" added July 22, 1955 (P. L. 272) is amended to read.

Section 5 Licensing Present Practitioners * * *

and inserting in lieu thereof the following:

Section 1 Subsection (A) of section 5 act of August 10, 1951 (P. L. 1182) knwon as the "Chiropractic Registration Act of 1951" amended June 19, 1953 (P. L. 295) and subsection (c.1) of section 5 added July 22, 1955 (P. L. 272) are amended to read

Section 5 Licensing present practitioners

(a) Any person of good character who has been engaged in the fulltime practice of chiropractic for twenty-five (25) years or more the last five of which have been in this state prior to the effective date of this act and who was graduated from a legally incorporated and reputable school or college of chiropractic shall be entitled to take a limited examination for licensure any person of good character who has been engaged in the full-time practice of chiropractic for less than twenty-five (25) but more than twenty (20) years the last five of which have been in this state prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent as approved by the Department of Public Instruction and in excess of eighteen hundred (1800) hours of classroom instruction or its equivalent in a legally incorporated and reputable school or college of chiropractic and has been graduated therefrom shall be entitled to take a limited examination for licensure any person of good character who has been engaged in the full-time practice of chiropractic for less than twenty (20) years but more than ten (10) years the last five of which have been in this state prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent as approved by the Department of Public Instruction and not less than two thousand one hundred and fifty (2150) hours of classroom instruction or its equivalent in a legally incorporated and reputable school of chiropractic and has graduated therefrom shall be entitled to take a limited examination for licensure any person of good character who has engaged in the full-time practice of chiropractic in this state for at least one (1) year but less than ten (10) years prior to the effective date of this act and possessing a general education of not less than a standard four year high school course or its equivalent and not less than one year of college credits in chemistry biology and physics as approved by the Department of Public Instruction and not less than two thousand five hundred and fifty (2550) hours of classroom instruction in a legally incorporated and reputable school of chiropractic and has graduated therefrom shall be entitled to take a limited examination for licensure application to take any limited examination under the provisions of this act for licensure shall be made in such form as may be provided by the board and must be made by the applicant before the first day of January one thousand nine hundred fifty-four

* * *

Page 6, line 1, by inserting after the word "chiropractic" the words "or manual therapy."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,	Goldstein,	Maxwell,	Royer,
Anderson, M. S.,	Gramlich,	McCann,	Rubin,
Anderson, S. A.,	Greenwood,	McCormack,	Rudisill,
Auker,	Guss,	McGee,	Sarraf,
Banker,	Guthrie,	McInroy,	Scarcelli,
Bell,	Hamilton, R. K.,	McKeever,	Smith, C. C.,
Bonner,	Hass,	McLaughlin,	Smith, Wm. B.,
Boory,	Heavey,	Meholchick,	Snider,
Bower,	Helm,	Miller,	Stank,
Branca,	Henzel,	Moody,	Stebbins,
Breisch,	Hocker,	Moran,	Steckel,
Brennan, A. P.,	Holt,	Moscrip,	Stephens,
Brown,	Horst,	Muldowney,	Stone,
Bucchin,	Houk,	Mullen,	Stoner,
Capano,	Isaacs,	Munley,	Strausser,
Cianfrani,	Jenkins,	Murphy,	Stroup,
Cioffi,	Johnson,	Murray, H. P.,	Swartz,
Comer,	Jones, G. E.,	Murray, J. J.,	Taylor,
Curwood,	Jones, T. H. W.,	Musto,	Thomas,
Davis,	Jump,	Needham,	Toli,
Donahue,	Kamyk,	Ogilvie,	Toomey,
Dougherty,	Kehler,	Olsen,	Varallo,
Erb,	Kent,	O'Neil,	Varner,
Farabaugh,	Kline,	Pacchioli,	Wallace,
Filo,	Kolankiewicz,	Parry,	Walsh,
Fineman,	Kooker,	Pashley,	Wargo,
Flint,	Kromer,	Paulhamus,	Waterhouse,
Floyd,	Leiby,	Petrosky,	Weidner,
Flynn,	Leonard,	Polaski,	Welsh,
Frank,	Leven,	Polen,	Wescott,
Frascella,	Limper,	Price,	Whitenight,
Frost,	Lippincott,	Pursley,	Willaredt,
Gaffney,	Lopresti,	Readinger,	Worley,
Garlock,	Lovett,	Reibman,	Yetter,
Gelfand,	Lutty,	Reidenbach,	Yetzer,
George,	Mahan,	Renwick,	Ziegler,
Gibson,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—58

Adam,	Down,	Lawyer,	Rosen,
Agnew,	Ehrgood,	Leisey,	Schuster,
Ashton,	Eilberg,	Light,	Sherman,
Barnatovich,	Eshleman,	Magee,	Sigman,
Bazin,	Ewing,	McWherter,	Stevenson,
Blair,	Foster,	Metz,	Thompson,
Boles,	Gibb,	Mihm,	Tompkins,
Brennan, J. J.,	Haudenshield,	Mikula,	Vaughan,
Brenninger,	Hewitt,	Mills,	Verona,
Breth,	Keller,	Monroe,	Wall,
Bullen,	Knecht,	Murray, P. G.,	Wheeler,
Cochran,	Kornick,	Naugle,	Williams,

Cooper,	Kratz,	Pettigrew,	Wilt,
Donaldson,	Lafore,	Pomeroy,	Wood,
		Rigby,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of House Bill No. 1379, entitled:

An Act amending the "Full Crew Act" of June 1, 1937 (P. L. 1120) by further regulating the size of locomotive crews.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

A verification of the roll was requested by Mr. ISAACS, Mrs. HENZEL and Mr. GRAMLICH.

The roll was verified and was as follows:

YEAS—93

Amarando,	Gaffney,	McCann,	Reibman,
Anderson, M. S.,	Garlock,	McCormack,	Renwick,
Anderson, S. A.,	Gelfand,	McGee,	Rubin,
Auker,	Goldstein,	McKeever,	Rudisill,
Bell,	Guss,	McLaughlin,	Sarraf,
Bonner,	Hamilton, R. K.,	Meholchick,	Scarcelli,
Boory,	Hass,	Moran,	Smith, Wm. B.,
Branca,	Heavey,	Muldowney,	Snider,
Brennan, A. P.,	Holt,	Mullen,	Stank,
Bucchin,	Jenkins,	Munley,	Stebbins,
Cianfrani,	Jones, G. E.,	Murphy,	Stephens,
Cioffi,	Jump,	Murray, J. J.,	Stone,
Comer,	Kamyk,	Musto,	Swartz,
Curwood,	Kolankiewicz,	Needham,	Taylor,
Donahue,	Leiby,	Olsen,	Thomas,
Dougherty,	Leonard,	O'Neil,	Varallo,
Farabaugh,	Leven,	Pacchioli,	Wallace,
Filo,	Limper,	Pashley,	Walsh,
Fineman,	Lopresti,	Paulhamus,	Wargo,
Flint,	Lovett,	Polaski,	Whitenight,
Floyd,	Lutty,	Polen,	Yetter,
Flynn,	Markley,	Price,	Yetzer,
Frank,	Maxwell,	Readinger,	Andrews,
Frascella,			Speaker

NAYS—37

Banker,	Henzel,	Moscrip,	Strausser,
Brown,	Hocker,	Murray, H. P.,	Stroup,
Capano,	Horst,	Ogilvie,	Toll,
Davis,	Isaacs,	Parry,	Toomey,
Frost,	Johnson,	Pursley,	Varner,
Gibson,	Kent,	Rovansek,	Waterhouse,
Gramlich,	Kooker,	Royer,	Weidner,
Guthrie,	Kromer,	Smith, C. C.,	Wescott,
Helm,	Mahan,	Stoner,	Worley,
			Ziegler,

NOT VOTING—76

Adam,	Erb,	Leisey,	Rigby,
Agnew,	Eshleman,	Light,	Rosen,
Ashton,	Ewing,	Lippincott,	Schuster,
Barnatovich,	Foster,	Magee,	Sherman,
Bazin,	George,	McInroy,	Sigman,
Blair,	Gibb,	McWherter,	Steckel,
Boies,	Greenwood,	Metz,	Stevenson,
Bower,	Haudenshield,	Mihm,	Thompson,
Breisch,	Hewitt,	Mikula,	Tompkins,
Brennan, J. J.,	Houk,	Miller,	Vaughan,
Brenninger,	Jones, T. H. W.,	Mills,	Verona,
Breth,	Kehler,	Monroe,	Wall,
Bullen,	Keller,	Moody,	Welsh,
Cochran,	Kline,	Murray, P. G.,	Wheeler,
Cooper,	Knecht,	Naugle,	Willaredt,
Donaldson,	Kornick,	Petrosky,	Williams,
Down,	Kratz,	Pettigrew,	Wilt,
Ehrgood,	Lafore,	Pomeroy,	Wood,
Eilberg,	Lawyer,	Reidenbach,	Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of House Bill No. 1387, entitled:

An Act amending the "Child Labor Law" * * *" regulating the employment of minors on farms.

On the question recurring,

Shall the bill pass finally?

Mr. TOLL. Mr. Speaker, I just want to say a word or two about this bill.

This bill is now before the House on reconsideration. I want to urge the Members of the House to vote for it. I call your attention to the fact that it does not apply to any farm which has less than twelve employes. It does not apply to minors over twelve years of age. In other words, changes have been made to make it satisfactory to almost everyone and it now applies only to minors under twelve years of age and it does not apply to farms having less than twelve employes.

I hope you will give it favorable consideration.

Mr. WORLEY. Mr. Speaker, if you want to help reduce child delinquency, then vote against this bill. If you want to help the farmers in a rush season of harvesting fruits and vegetables, then you should vote against this bill.

Mr. Speaker, I hope my colleagues will vote "no" on this bill. I ask to be recorded as voting "no."

Mr. MOSCRIP. Mr. Speaker, briefly on this bill I would ask the Members to consider it very carefully because it strikes at the fundamental problem of our American way of life.

We have a lot of successful people who were kids raised on farms. Our farmers today are caught in a pinch, it is difficult for them to get labor. Farming is an industry where the weather will not wait. When Mother Nature says something is ready to be harvested, it means long hours and it has to be done right now or the entire year's income may be lost.

I ask the Members of the House to consider this carefully and to vote against the bill.

Mr. STROUP. Mr. Speaker, I too would like to ask you to consider this bill very carefully. It has been noised around through my county, which to a great extent is fundamentally rural and farming, that the bill is before us. I have received numerous calls and requests from my farmers to see that this bill is not enacted into law.

It is contrary to the best interests particularly of our farming communities. For that reason I am asking to be recorded against it and ask you to vote against the bill.

Mr. TOLL. Mr. Speaker, I would like to call to the attention of the Members of the House that this does not apply to the parents of children on farms or guardians of children. This bill really strikes at the problem of migratory labor, the families with very small children six, seven, eight and nine years of age who are brought

up from the South to work on the farms in this Commonwealth.

I think in all fairness and in all decency, to give these very, very small and immature children a chance, they should not be exploited. Those who feel they need that kind of labor to work their farms should vote against it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—79

Amarando,	Gaffney,	McCormack,	Renwick,
Anderson, M. S.,	Gelfand,	McGee,	Rovansek,
Anderson, S. A.,	Goldstein,	McKeever,	Rubin,
Bonner,	Hamilton, R. K.,	McLaughlin,	Sarraf,
Boory,	Heavey,	Meholchick,	Scarcelli,
Branca,	Holt,	Moran,	Smith, Wm. B.,
Brennan, A. P.,	Hocker,	Muldowney,	Stank,
Bucchin,	Jenkins,	Mullen,	Stone,
Capano,	Jones, G. E.,	Munley,	Swartz,
Cianfrani,	Jump,	Murray, J. J.,	Taylor,
Cioffi,	Kamyk,	Musto,	Thomas,
Comer,	Kolankiewicz,	Needham,	Toll,
Dougherty,	Leonard,	Olsen,	Varallo,
Farabaugh,	Leven,	Pacchioli,	Walsh,
Filo,	Limper,	Pashley,	Wargo,
Fineman,	Lopresti,	Paulhamus,	Welsh,
Floyd,	Lovett,	Polaski,	Yetter,
Flynn,	Lutty,	Readinger,	Yetzer,
Frank,	Maxwell,	Reibman,	Andrews,
Frascella,	McCann,	Reidenbach,	Speaker

NAYS—51

Auker,	Gramlich,	Markley,	Stephens,
Banker,	Guss,	Moscrip,	Stoner,
Bower,	Guthrie,	Murray, H. P.,	Strausser,
Brown,	Hass,	Ogilvie,	Stroup,
Curwood,	Helm,	O'Neil,	Toomey,
Davis,	Henzel,	Parry,	Varner,
Donahue,	Horst,	Price,	Wallace,
Flint,	Isaacs,	Pursley,	Waterhouse,
Frost,	Jones, T. H. W.,	Royer,	Weidner,
Garlock,	Kent,	Rudisill,	Wescott,
George,	Kooker,	Snider,	Whitenight,
Gibson,	Kromer,	Stebbins,	Worley,
	Leiby,	Steckel,	Ziegler,

NOT VOTING—76

Adam,	Erb,	Light,	Pomeroy,
Agnew,	Eshleman,	Lippincott,	Rigby,
Ashton,	Ewing,	Magee,	Rosen,
Barnatovich,	Foster,	Mahan,	Schuster,
Bazin,	Gibb,	McInroy,	Sherman,
Bell,	Greenwood,	McWherter,	Sigman,
Blair,	Haudenshield,	Metz,	Smith, O. C.,
Boies,	Hewitt,	Mihm,	Stevenson,
Breisch,	Houk,	Mikula,	Thompson,
Brennan, J. J.,	Johnson,	Miller,	Tompkins,
Brenninger,	Kehler,	Mills,	Vaughan,
Breth,	Keller,	Monroe,	Verona,
Bullen,	Kline,	Moody,	Wall,
Cochran,	Knecht,	Murphy,	Wheeler,
Cooper,	Kornick,	Murray, P. G.,	Willaredt,
Donaldson,	Kratz,	Naugle,	Williams,
Down,	Lafore,	Petrosky,	Wilt,
Ehrgood,	Lawyer,	Pettigrew,	Wood,
Eilberg,	Leisey,	Polen,	Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1000, entitled:

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law" fixing minimum salaries for prothonotaries and deputies in Philadelphia.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

REPORT FROM COMMITTEE

Mr. LOVETT from the Committee on Appropriations, re-reported as amended, Senate Bill No. 1038, entitled:

An Act amending the act September 3, 1955 (Act No. 18-A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations.

RECESS

Mr. READINGER. At this time I request the Chair to call a recess for a period of one-half hour for the purpose of holding a Republican and a Democratic caucus. There are quite a few bills on the calendar which can be processed today but neither side has had an opportunity to caucus on them.

The SPEAKER. At the request of the Majority Leader, the Chair declares a recess of one-half hour for the purpose of holding a Democratic and a Republican caucus. The Chair hears no objection, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 598, entitled:

An Act amending "The Administrative Code of 1929" * * * increasing amount of money available for aids and services to blind persons and persons of impaired vision.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,	Goldstein,	Maxwell,	Royer,
Anderson, M. S.,	Gramlich,	McCann,	Rubin,
Anderson, S. A.,	Greenwood,	McCormack,	Rudisill,
Auker,	Guss,	McGee,	Sarraf,
Banker,	Guthrie,	McInroy,	Scarcelli,
Bell,	Hamilton, R. K.,	McKeever,	Smith, C. C.,
Bonner,	Hass,	McLaughlin,	Smith, Wm. B.,
Boory,	Heavey,	Meholchick,	Snider,
Bower,	Helm,	Miller,	Stank,
Branca,	Henzel,	Moody,	Stebbins,
Breisch,	Hocker,	Moran,	Steckel,
Brennan, A. P.,	Holt,	Moscrip,	Stephens,
Brown,	Horst,	Muldowney,	Stone,
Bucchin,	Houk,	Mullen,	Stoner,
Capano,	Isaacs,	Munley,	Strausser,
Cianfrani,	Jenkins,	Murphy,	Stroup,
Cioffi,	Johnson,	Murray, H. P.,	Swartz,
Comer,	Jones, G. E.,	Murray, J. J.,	Taylor,
Curwood,	Jones, T. H. W.,	Musto,	Thomas,
Davis,	Jump,	Needham,	Toll,
Donahue,	Kamyk,	Ogilvie,	Toomey,
Dougherty,	Kehler,	Olsen,	Varallo,
Erb,	Kent,	O'Neil,	Varner,
Farabaugh,	Kline,	Pacchioli,	Wallace,
Filo,	Kolankiewicz,	Parry,	Walsh,
Fineman,	Kooker,	Pashley,	Wargo,
Flint,	Kromer,	Paulhamus,	Waterhouse,
Floyd,	Leiby,	Petrosky,	Weidner,
Flynn,	Leonard,	Polaski,	Welsh,
Frank,	Leven,	Polen,	Wescott,
Frascella,	Limper,	Price,	Whitenight,
Frost,	Lippincott,	Pursley,	Willaredt,
Gaffney,	Lopresti,	Readinger,	Worley,
Garlock,	Lovett,	Reibman,	Yetter,
Gelfand,	Lutty,	Reidenbach,	Yetzer,
George,	Mahan,	Renwick,	Ziegler,
Gibson,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—58

Adam,	Ehrgood,	Leisey,	Rosen,
Agnew,	Eilberg,	Light,	Schuster,
Ashton,	Eshleman,	Magee,	Sherman,
Barnatovich,	Ewing,	McWherter,	Sigman,
Bazin,	Foster,	Metz,	Stevenson,
Blair,	Gibb,	Mihm,	Thompson,
Boies,	Haudenshield,	Mikula,	Tompkins,
Brennan, J. J.,	Hewitt,	Mills,	Vaughan,
Brenninger,	Keller,	Monroe,	Verona,
Breth,	Knecht,	Murray, P. G.,	Wall,
Bullen,	Kornick,	Naugle,	Wheeler,
Cochran,	Kratz,	Pettigrew,	Williams,
Cooper,	Lafore,	Pomeroy,	Wilt,
Donaldson,	Lawyer,	Rigby,	Wood,
Down,			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 599, entitled:

An Act amending "The Administrative Code of 1929" * * * authorizing the State Council for the Blind to accept certain payments and donations and increasing the services which may be given by it to certain blind persons.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,	Goldstein,	Maxwell,	Rubin,
Anderson, M. S.,	Gramlich,	McCann,	Rudisill,
Anderson, S. A.,	Greenwood,	McCormack,	Sarraf,
Auker,	Guss,	McGee,	Scarcelli,
Banker,	Guthrie,	McInroy,	Smith, C. C.,
Bell,	Hamilton, R. K.,	McKeever,	Smith, Wm. B.,
Bonner,	Hass,	McLaughlin,	Snider,
Boory,	Heavey,	Meholchick,	Spencer,
Bower,	Helm,	Miller,	Stank,
Branca,	Henzel,	Moody,	Stebbins,
Breisch,	Hocker,	Moran,	Steckel,
Brennan, A. P.,	Holt,	Moscrip,	Stephens,
Brown,	Horst,	Muldowney,	Stone,
Bucchin,	Houk,	Mullen,	Stoner,
Capano,	Isaacs,	Munley,	Strausser,
Cianfrani,	Jenkins,	Murphy,	Stroup,
Cioffi,	Johnson,	Murray, H. P.,	Swartz,
Comer,	Jones, G. E.,	Murray, J. J.,	Taylor,
Curwood,	Jones, T. H. W.,	Musto,	Thomas,
Davis,	Jump,	Needham,	Toll,
Donahue,	Kamyk,	Ogilvie,	Toomey,
Dougherty,	Kehler,	Olsen,	Varallo,
Erb,	Kent,	O'Neil,	Varner,
Farabaugh,	Kline,	Pacchioli,	Wallace,
Filo,	Kolankiewicz,	Parry,	Walsh,
Fineman,	Kooker,	Pashley,	Wargo,
Flint,	Kromer,	Paulhamus,	Waterhouse,
Floyd,	Leiby,	Petrosky,	Weidner,
Flynn,	Leonard,	Polaski,	Welsh,
Frank,	Leven,	Polen,	Wescott,
Frascella,	Limper,	Price,	Whitenight,
Frost,	Lippincott,	Pursley,	Willaredt,
Gaffney,	Lopresti,	Readinger,	Worley,
Garlock,	Lovett,	Reibman,	Yetter,
Gelfand,	Lutty,	Reidenbach,	Yetzer,
George,	Mahan,	Renwick,	Ziegler,
Gibson,	Markley,	Rovansek,	Andrews, Speaker
		Royer,	

NAYS—0

NOT VOTING—58

Adam,	Ehrgood,	Leisey,	Rosen,
Agnew,	Eilberg,	Light,	Schuster,
Ashton,	Eshleman,	Magee,	Sherman,
Barnatovich,	Ewing,	McWherter,	Sigman,
Bazin,	Foster,	Metz,	Stevenson,
Blair,	Gibb,	Mihm,	Thompson,
Boies,	Haudenshield,	Mikula,	Tompkins,
Brennan, J. J.,	Hewitt,	Mills,	Vaughan,
Brenninger,	Keller,	Monroe,	Verona,
Breth,	Knecht,	Murray, P. G.,	Wall,
Bullen,	Kornick,	Naugle,	Wheeler,
Cochran,	Kratz,	Pettigrew,	Williams,
Cooper,	Lafore,	Pomeroy,	Wilt,
Donaldson,	Lawyer,	Rigby,	Wood,
Down,			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 876, entitled:

An Act amending the "Public School Code of 1949" * * * changing limitations on driver-education expenses of the Department changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,	Goldstein,	Maxwell,	Royer,
Anderson, M. S.,	Gramlich,	McCann,	Rubin,
Anderson, S. A.,	Greenwood,	McCormack,	Rudisill,
Auker,	Guss,	McGee,	Sarraf,
Banker,	Guthrie,	McInroy,	Scarcelli,
Bell,	Hamilton, R. K.,	McKeever,	Smith, C. C.,
Bonner,	Hass,	McLaughlin,	Smith, Wm. B.,
Boory,	Heavey,	Meholchick,	Snider,
Bower,	Helm,	Miller,	Stank,
Branca,	Henzel,	Moody,	Stebbins,
Breisch,	Hocker,	Moran,	Steckel,
Brennan, A. P.,	Holt,	Moscrip,	Stephens,
Brown,	Horst,	Muldowney,	Stone,
Bucchin,	Houk,	Mullen,	Stoner,
Capano,	Isaacs,	Munley,	Strausser,
Cianfrani,	Jenkins,	Murphy,	Stroup,
Cioffi,	Johnson,	Murray, H. P.,	Swartz,
Comer,	Jones, G. E.,	Murray, J. J.,	Taylor,
Curwood,	Jones, T. H. W.,	Musto,	Thomas,
Davis,	Jump,	Needham,	Toll,
Donahue,	Kamyk,	Ogilvie,	Toomey,
Dougherty,	Kehler,	Olsen,	Varallo,
Erb,	Kent,	O'Neil,	Varner,
Farabaugh,	Kline,	Pacchioli,	Wallace,
Filo,	Kolankiewicz,	Parry,	Walsh,
Fineman,	Kooker,	Pashley,	Wargo,
Flint,	Kromer,	Paulhamus,	Waterhouse,
Floyd,	Leiby,	Petrosky,	Weidner,
Flynn,	Leonard,	Polaski,	Welsh,
Frank,	Leven,	Polen,	Wescott,
Frascella,	Limper,	Price,	Whitenight,
Frost,	Lippincott,	Pursley,	Willaredt,
Gaffney,	Lopresti,	Readinger,	Worley,
Garlock,	Lovett,	Reibman,	Yetter,
Gelfand,	Lutty,	Reidenbach,	Yetzer,
George,	Mahan,	Renwick,	Ziegler,
Gibson,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—58

Adam,	Ehrgood,	Leisey,	Rosen,
Agnew,	Eilberg,	Light,	Schuster,
Ashton,	Eshleman,	Magee,	Sherman,
Barnatovich,	Ewing,	McWherter,	Sigman,
Bazin,	Foster,	Metz,	Stevenson,
Blair,	Gibb,	Mihm,	Thompson,
Boles,	Haudenshield,	Mikula,	Tompkins
Brennan, J. J.,	Hewitt,	Mills,	Vaughan,
Brenninger,	Keller,	Monroe,	Verona,
Breth,	Knecht,	Murray, P. G.,	Wall,
Bullen,	Kornick,	Naugle,	Wheeler,
Cochran,	Kratz,	Pettigrew,	Williams,
Cooper,	Lafore,	Pomeroy,	Wilt,
Donaldson,	Lawyer,	Rigby,	Wood,
Down,			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1058, entitled:

An Act amending the act of April 26, 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses" authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,	Gramlich,	Maxwell,	Royer,
Anderson, M. S.,	Greenwood,	McCann,	Rubin,
Anderson, S. A.,	Guss,	McCormack,	Rudisill,
Auker,	Guthrie,	McGee,	Sarraf,
Banker,	Hamilton, R. K.,	McInroy,	Scarcelli,
Bell,	Hass,	McKeever,	Smith, C. C.,
Bonner,	Heavey,	McLaughlin,	Smith, Wm. B.,
Boory,	Helm,	Meholchick,	Snider,
Bower,	Henzel,	Miller,	Stank,
Branca,	Hocker,	Moody,	Stebbins,
Breisch,	Holt,	Moran,	Steckel,
Brennan, A. P.,	Horst,	Moscrip,	Stephens,
Brown,	Houk,	Muldowney,	Stone,
Bucchin,	Isaacs,	Mullen,	Stoner,
Capano,	Jenkins,	Munley,	Strausser,
Cianfrani,	Johnson,	Murphy,	Stroup,
Cioffi,	Jones, G. E.,	Murray, H. P.,	Swartz,
Comer,	Jones, T. H. W.,	Murray, J. J.,	Taylor,
Curwood,	Jump,	Musto,	Thomas,
Davis,	Kamyk,	Needham,	Toll,
Donahue,	Kehler,	Ogilvie,	Toomey,
Dougherty,	Kent,	Olsen,	Varner,
Erb,	Kline,	O'Neil,	Varallo,
Farabaugh,	Kolankiewicz,	Pacchioli,	Wallace,
Filo,	Kooker,	Parry,	Walsh,
Fineman,	Kromer,	Pashley,	Wargo,
Flint,	Leiby,	Paulhamus,	Waterhouse,
Floyd,	Leonard,	Petrosky,	Weidner,
Flynn,	Leven,	Polaski,	Welsh,
Frank,	Limper,	Polen,	Wescott,
Frascella,	Lippincott,	Price,	Whitenight,
Frost,	Lopresti,	Pursley,	Willaredt,
Gaffney,	Lovett,	Readinger,	Worley,
Garlock,	Lutty,	Reibman,	Yetter,
Gelfand,	Mahan,	Reidenbach,	Yetzer,
George,	Markley,	Renwick,	Ziegler,
Gibson,		Rovansek,	Andrews, Speaker
Goldstein,			

NAYS—0

NOT VOTING—58

Adam,	Down,	Lawyer,	Rosen,
Agnew,	Ehrgood,	Leisey,	Schuster,
Ashton,	Eilberg,	Light,	Sherman,
Barnatovich,	Eshleman,	Magee,	Sigman,
Bazin,	Ewing,	McWherter,	Stevenson,
Blair,	Foster,	Metz,	Thompson,
Boles,	Gibb,	Mihm,	Tompkins,
Brennan, J. J.,	Haudenshield,	Mikula,	Vaughan,
Brenninger,	Hewitt,	Mills,	Verona,
Breth,	Keller,	Monroe,	Wall,
Bullen,	Knecht,	Murray, P. G.,	Wheeler,
Cochran,	Kornick,	Naugle,	Williams,
Cooper,	Kratz,	Pettigrew,	Wilt,
Donaldson,	Lafore,	Pomeroy,	Wood,
		Rigby,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1065, entitled:

An Act amending the "Public School Code of 1949" * * * changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,	Goldstein,	Maxwell,	Royer,
Anderson, M. S.,	Gramlich,	McCann,	Rubin,
Anderson, S. A.,	Greenwood,	McCormack,	Rudisill,
Auker,	Guss,	McGee,	Sarraf,
Banker,	Guthrie,	McInroy,	Scarcelli,
Bell,	Hamilton, R. K.,	McKeever,	Smith, C. C.,
Bonner,	Hass,	McLaughlin,	Smith, Wm. B.,
Boory,	Heavey,	Meholchick,	Snider,
Bower,	Helm,	Miller,	Stank,
Branca,	Henzel,	Moody,	Stebbins,
Breisch,	Hocker,	Moran,	Steckel,
Brennan, A. P.,	Holt,	Moscrip,	Stephens,
Brown,	Horst,	Muldowney,	Stone,
Bucchin,	Houk,	Mullen,	Stoner,
Capano,	Isaacs,	Munley,	Strausser,
Cianfrani,	Jenkins,	Murphy,	Stroup,
Cioffi,	Johnson,	Murray, H. P.,	Swartz,
Comer,	Jones, G. E.,	Murray, J. J.,	Taylor,
Curwood,	Jones, T. H. W.,	Musto,	Thomas,
Davis,	Jump,	Needham,	Toll,
Donahue,	Kamyk,	Ogilvie,	Toomey,
Dougherty,	Kehler,	Olsen,	Varallo,
Erb,	Kent,	O'Neil,	Varner,
Farabaugh,	Kline,	Pacchioli,	Wallace,
Filo,	Kolankiewicz,	Parry,	Walsh,
Fineman,	Kooker,	Pashley,	Wargo,
Flint,	Kromer,	Paulhamus,	Waterhouse,
Floyd,	Leiby,	Petrosky,	Weidner,
Flynn,	Leonard,	Polaski,	Welsh,
Frank,	Leven,	Polen,	Wescott,
Frascella,	Limper,	Price,	Whitenight,
Frost,	Lippincott,	Pursley,	Willaredt,
Gaffney,	Lopresti,	Readinger,	Worley,
Garlock,	Lovett,	Reibman,	Yetter,
Gelfand,	Lutty,	Reidenbach,	Yetzer,
George,	Mahan,	Renwick,	Ziegler,
Gibson,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—58

Adam,	Down,	Lawyer,	Rosen,
Agnew,	Ehrgood,	Leisey,	Schuster,
Ashton,	Eilberg,	Light,	Sherman,
Barnatovich,	Eshleman,	Magee,	Sigman,
Bazin,	Ewing,	McWherter,	Stevenson,
Blair,	Foster,	Metz,	Thompson,
Boies,	Gibb,	Mihm,	Tompkins,
Brennan, J. J.,	Haudenshield,	Mikula,	Vaughan,
Brenninger,	Hewitt,	Mills,	Verona,
Breth,	Keller,	Monroe,	Wall,
Bullen,	Knecht,	Murray, P. G.,	Wheeler,
Cochran,	Kornick,	Naugle,	Williams,
Cooper,	Kratz,	Pettigrew,	Wilt,
Donaldson,	Lafore,	Pomeroy,	Wood,
		Rigby,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—148

Amarando,	Goldstein,	Maxwell,	Royer,
Anderson, M. S.,	Gramlich,	McCann,	Rubin,
Anderson, S. A.,	Greenwood,	McGee,	Rudisill,
Auker,	Guss,	McCormack,	Sarraf,
Banker,	Guthrie,	McInroy,	Scarcelli,
Bell,	Hamilton, R. K.,	McKeever,	Smith, C. C.,
Bonner,	Hass,	McLaughlin,	Smith, Wm. B.,
Boory,	Heavey,	Meholchick,	Snider,
Bower,	Helm,	Miller,	Stank,
Branca,	Henzel,	Moody,	Stebbins,
Breisch,	Hocker,	Moran,	Steckel,
Brennan, A. P.,	Holt,	Moscrip,	Stephens,
Brown,	Horst,	Muldowney,	Stone,
Bucchin,	Houk,	Mullen,	Stoner,
Capano,	Isaacs,	Munley,	Strausser,
Cianfrani,	Jenkins,	Murphy,	Stroup,
Cioffi,	Johnson,	Murray, H. P.,	Swartz,
Comer,	Jones, G. E.,	Murray, J. J.,	Taylor,
Curwood,	Jones, T. H. W.,	Musto,	Thomas,
Davis,	Jump,	Needham,	Toll,
Donahue,	Kamyk,	Ogilvie,	Toomey,
Dougherty,	Kehler,	Olsen,	Varallo,
Erb,	Kent,	O'Neil,	Varner,
Farabaugh,	Kline,	Pacchioli,	Wallace,
Filo,	Kolankiewicz,	Parry,	Walsh,
Fineman,	Kooker,	Pashley,	Wargo,
Flint,	Kromer,	Paulhamus,	Waterhouse,
Floyd,	Leiby,	Petrosky,	Weidner,
Flynn,	Leonard,	Polaski,	Welsh,
Frank,	Leven,	Polen,	Wescott,
Frascella,	Limper,	Price,	Whitenight,
Frost,	Lippincott,	Pursley,	Willaredt,
Gaffney,	Lopresti,	Readinger,	Worley,
Garlock,	Lovett,	Reibman,	Yetter,
Gelfand,	Lutty,	Reidenbach,	Yetzer,
George,	Mahan,	Renwick,	Ziegler,
Gibson,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—58

Adam,	Down,	Lawyer,	Rosen,
Agnew,	Ehrgood,	Leisey,	Schuster,
Ashton,	Eilberg,	Light,	Sherman,
Barnatovich,	Eshleman,	Magee,	Sigman,
Bazin,	Ewing,	McWherter,	Stevenson,
Blair,	Foster,	Metz,	Thompson,
Boies,	Gibb,	Mihm,	Tompkins,
Brennan, J. J.,	Haudenshield,	Mikula,	Vaughan,
Brenninger,	Hewitt,	Mills,	Verona,
Breth,	Keller,	Monroe,	Wall,
Bullen,	Knecht,	Murray, P. G.,	Wheeler,
Cochran,	Kornick,	Naugle,	Williams,
Cooper,	Kratz,	Pettigrew,	Wilt,
Donaldson,	Lafore,	Pomeroy,	Wood,
		Rigby,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the "Uniform Commercial Code" * * * by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the second party

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—147

Amarando,	Goldstein,	Markley,	Rovansek,
Anderson, M. S.,	Gramlich,	Maxwell,	Royer,
Anderson, S. A.,	Greenwood,	McCann,	Rubin,
Auker,	Guss,	McCormack,	Rudisill,
Banker,	Guthrie,	McGee,	Sarraf,
Bell,	Hamilton, R. K.,	McInroy,	Scarcelli,
Bonner,	Hass,	McKeever,	Smith, C. C.,
Boory,	Heavey,	McLaughlin,	Smith, Wm. B.,
Bower,	Helm,	Meholchick,	Snider,
Branca,	Henzel,	Miller,	Stank,
Breisch,	Hocker,	Moody,	Stebbins,
Brennan, A. P.,	Holt,	Moran,	Steckel,
Brown,	Horst,	Moscrip,	Stephens,
Bucchin,	Houk,	Muldowney,	Stone,
Capano,	Isaacs,	Mullen,	Stoner,
Cianfrani,	Jenkins,	Munley,	Strausser,
Cioffi,	Johnson,	Murphy,	Stroup,
Comer,	Jones, G. E.,	Murray, H. P.,	Swartz,
Curwood,	Jones, T. H. W.,	Murray, J. J.,	Taylor,
Davis,	Jump,	Musto,	Thomas,
Donahue,	Kamyk,	Needham,	Toll,
Dougherty,	Kehler,	Ogilvie,	Toomey,
Erb,	Kent,	Olsen,	Varallo,
Farabaugh,	Kline,	O'Neil,	Varner,
Filo,	Kolankiewicz,	Pacchioli,	Wallace,
Fineman,	Kooker,	Parry,	Walsh,
Flint,	Kromer,	Pashley,	Wargo,
Floyd,	Leiby,	Paulhamus,	Waterhouse,
Flynn,	Leonard,	Petrosky,	Weidner,
Frank,	Leven,	Polaski,	Welsh,
Frascella,	Limper,	Polen,	Wescott,
Frost,	Lippincott,	Price,	Whitenight,
Gaffney,	Lopresti,	Pursley,	Willaredt,
Garlock,	Lovett,	Readinger,	Yetter,
Gelfand,	Lutty,	Reibman,	Yetzer,
George,	Mahan,	Reidenbach,	Ziegler,
Gibson,		Renwick,	Andrews, Speaker

NAYS—1

Worley,

NOT VOTING—58

Adam,	Down,	Lawyer,	Rosen,
Agnew,	Ehrgood,	Leisey,	Schuster,
Ashton,	Eilberg,	Light,	Sherman,
Barnatovich,	Eshleman,	Magee,	Sigman,
Bazin,	Ewing,	McWherter,	Stevenson,
Blair,	Foster,	Metz,	Thompson,
Boies,	Gibb,	Mihm,	Tompkins,
Brennan, J. J.,	Haudenshield,	Mikula,	Vaughan,
Brenninger,	Hewitt,	Mills,	Verona,
Breth,	Keller,	Monroe,	Wall,
Bullen,	Knecht,	Murray, P. G.,	Wheeler,
Cochran,	Kornick,	Naugle,	Williams,
Cooper,	Kratz,	Pettigrew,	Wilt,
Donaldson,	Lafore,	Pomeroy,	Wood,
		Rigby,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

HOUSE RESOLUTION No. 163

Mr. READINGER. Mr. Speaker, I call up House Resolution No. 163 on page 17 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, March 13, 1956.

The Upper Allegheny River Valley last week suffered the most disastrous flood since 1865 The Borough of Warren alone has been damaged reckoned in money far in excess of a million dollars Most other up-river communities have suffered in proportion

In contrast Pittsburgh and the Lower Allegheny Valley have incurred but little damage The reason clearly is that sizable heads of water were held back by the system of flood control dams in operation for the benefit of the lower river

This system was authorized twenty years ago by the seventy-fourth Congress of the United States However the flood control dams for the upper river still remain in the preliminary planning stage notably the great dam to be built athwart the Allegheny above Warren reportedly near Kinzua

Continued in action in proceeding with the construction of the upper river flood control system commencing with the main dam above Warren means a heavy handicap to the northwestern Pennsylvania area an ever-to-be-reckoned-with threat to life and property and an active and deadening threat to the economic development of the region therefore be it

Resolved (the Senate concurring) That the General Assembly of the Comomnwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation to bring into being the main upper Allegheny Dam and other uncompleted units of the Allegheny Valley flood control system without further delay and be it further

Resolved That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE RESOLUTION No. 171

Mr. READINGER. Mr. Speaker, I call up House Resolution No. 171 on page 18 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 13, 1956.

The General Assembly has before it many bills which attempt to remedy in various degrees and in different manners various problems pertaining to the relationship between the Commonwealth and its political subdivisions as employers and the great number of public servants as employes

The General Assembly requires for its use comprehensive factual information concerning the employer-employe relationship of State and political subdivision employes and how they are affected by State laws therefore be it

Resolved (the Senate concurring) That the Speaker of the House of Representatives appoint three members of the House and the President Pro Tempore of the Senate appoint three members of the Senate who together with three persons appointed by the Governor shall constitute a commission to study State laws and their effect on employer-employe relationship between the Commonwealth of Pennsylvania and its political subdivisions and their employes particularly as they relate to

(1) A retirement system for State and municipal employes especially as to the relationship of such plans to the OASI program and as to the mutual recognition of service credits for retirement purposes

(2) Improvement of State Civil Service programs and procedures

(3) Cooperative recruitment of professional and technical personnel in short supply

(4) Working hours and vacation and sick leaves of public employes

(5) Cooperative State and local in-service training programs and be it further

Resolved That the commission report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry the recommendations into effect

Ordered, That the Clerk present the same to the Senate for concurrence.

HOUSE RESOLUTION (Not Printed)

Mr. READINGER. Mr. Speaker, I call up House Resolution (not printed) congratulating the Palmerton High School Basketball Team.

The resolution was read, considered and adopted as follows:

In the House of Representatives, March 26, 1956.

The little community of Palmerton in Carbon County, a borough of 6600 people, has produced a champion that bettered its greater and more powerful neighbors in the Eastern part of the State. On Wednesday, March 21st of this year, the Palmerton High School basketball team, after a series of 18 victories, best Radnor High School and became the Eastern Regional Class A PIAA Champion.

It was a great vistory, after a great season, for a truly great team. The people of this community, though small in number, gave largely of themselves to produce a winner, and as a consequence, in matters of civic activity became a real winner, therefore be it

Resolved, That the members of the House of Representatives extend our most earnest congratulations to the people of Palmerton, to the student body and school officials of Palmerton High School and to the Palmerton High School basketball team and its coach and commend all of them for their spirit and determination; and be it further

Resolved, That a copy of this resolution be forwarded to the principal of Palmerton High School.

HOUSE RESOLUTION (Not Printed)

Mr. READINGER. Mr. Speaker, I call up House Resolution (not printed) congratulating the Farrell High School Basketball team.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 4, 1956.

On March 24, 1956, before a capacity crowd at Penn's Palestra, Philadelphia, the basketball team of Farrell High School western Pennsylvania champions, defeated the eastern Pennsylvania champions, Palmerton High School basketball team for the PIAA Class A State Championship by the score of 57 to 45.

Farrell High School entered the championship play-offs with an outstanding season's record of twenty-eight wins in thirty-two games. Eddie McCloskey, coach of the Farrell High School basketball team has compiled a record probably unequaled by any other high school coach in Pennsylvania. In his eight years as coach, Farrell High School won the State championship in 1952 and 1954. In addition, Farrell has been undefeated on its home court in ninety-six consecutive games extending over a period of approximately seven years. However, his record is not his sole attribute. He has always instructed his teams to fight hard but in a clean sportsmanship manner and his team at the championship game at the Palestra displayed the fact that his instructions were followed to the letter.

Although Palmerton battled Farrell through every quarter, the excellently coached team of Farrell displaying a full court press, excellent ball handling, accurate shooting combined with the tremendous rebounding efforts and defensive play by Jones were just too much for Palmerton High School.

The citizens of Farrell, justly proud of one of the finest basketball teams ever to represent their city in a State championship play-off, subscribed $4,000 to offset the expense of a special radio program for the Farrell coach and players; therefore be it

Resolved, That the House of Representatives extend its heartiest congratulations to Coach Eddie McCloskey and players of Farrell High School basketball team and wish it continued success in the future; and be it further

Resolved, That the Chief Clerk transmit copies of this resolution to Coach McCloskey of the Farrell High School basketball team and the principal of Farrell High School.

ADJOURNMENT

Mr. RENWICK. Mr. Speaker, I move that this House do now adjourn until Friday, May 4, 1956 at 1:00 p. m. E.S.T.

The motion was agreed to, and (at 4:40 p. m. E.S.T.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., FRIDAY, MAY 4, 1956. No. 175.

SENATE

FRIDAY, May 4, 1956.

The Senate met at 9:00 o'clock, a.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable EDWARD J. KESSLER, a Member of the Senate from Lancaster County, offered the following prayer:

Almighty God, how excellent is Thy Name in all the earth. May we never be so overcome by the troubles of the day that we fail to see the beauty of the world around us and forget the goodness of the people we work with.

Burn into our minds and hearts these words of the Prophet Micah, "What doth the Lord require of thee, but to do justly, and to love mercy, and to walk humbly with thy God." Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. WADE, further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

HOUSE CONCURRENT RESOLUTION No. 163 REFERRED TO COMMITTEE

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives which was twice read as follows and referred to the Committee on Rules:

ALLEGHENY DAM

In the House of Representatives, March 13, 1956.

The Upper Allegheny River Valley last week suffered the most disastrous flood since 1865. The Borough of Warren alone has been damaged, reckoned in money, far in excess of a million dollars. Most other up-river communities have suffered in proportion.

In contrast, Pittsburgh and the Lower Allegheny Valley have incurred but little damage. The reason, clearly, is that sizable heads of water were held back by the system of flood control dams in operation for the benefit of the lower river.

This system was authorized twenty years ago by the seventy-fourth Congress of the United States. However, the flood control dams for the upper river stall remain in the preliminary planning stage—notably the great dam to be built athwart the Allegheny above Warren, reportedly near Kinzua.

Continued inaction in proceeding with the construction of the upper river flood control system, commencing with the main dam above Warren, means a heavy handicap to the northwestern Pennsylvania area—an ever-to-be-reckoned-with threat to life and property, and an active and deadening threat to the economic development of the region; therefore be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation to bring into being the main upper Allegheny Dam and other uncompleted units of the Allegheny Valley flood control system without further delay; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

HOUSE CONCURRENT RESOLUTION No. 171 REFERRED TO COMMITTEE

He also presented extract from the Journal of the House of Representatives which was twice read as follows and referred to the Committee on Rules:

JOINT COMMITTEE TO STUDY STATE LAWS AND THEIR EFFECT ON EMPLOYER-EMPLOYE RELATIONSHIP BETWEEN THE COMMONWEALTH AND POLITICAL SUBDIVISIONS

In the House of Representatives, April 16, 1956.

The General Assembly has before it many bills which attempt to remedy in various degrees and in different manners, various problems pertaining to the relationship between the Commonwealth and its political subdivisions as employers and the great number of public servants as employes.

The General Assembly requires for its use comprehensive factual information concerning the employer-employe relationship of State and political subdivision employes and how they are affected by State laws; therefore be it

Resolved (the Senate concurring), That the Speaker of the House of Representatives appoint three members of the House and the President pro tempore of the Senate appoint three members of the Senate, who together with three persons appointed by the Governor shall constitute a commission, to study State laws and their effect on employer-employe relationship between the Commonwealth of Pennsylvania and its political subdivisions and their employes; particularly as they relate to:

(1) A retirement system for State and municipal employes, especially as to the relationship of such plans to

the OASI program and as to the mutual recognition of service credits for retirement purposes.

(2) Improvement of State Civil Service programs and procedures.

(3) Cooperative recruitment of Professional and technical personnel in short supply.

(4) Working hours and vacation and sick leaves of public employes.

(5) Cooperative State and local in-service training programs; and be it further

Resolved, That the commission report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry the recommendations into effect.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 296

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 296, entitled:

An Act amending the act of May 16, 1951 (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county," extending provisions of the act to certain counties.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 880

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 880, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employe's Retirement Law," by permitting any State employe, as a contributor under the provisions of the State employes' retirement system, and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service, to obtain credit for such service in the State employes' retirement system under certain conditions.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1889

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1889, entitled:

An Act amending the act of August 10, 1951 (P. L. 1182), entitled "Chiropractic Registration Act of 1951," further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1891

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1891, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," authorizing the board to investigate and cause the prosecution of unlicensed establishments; authorizing the confiscation of certain property with certain limitations; and changing penalties.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1935

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1935, entitled:

An Act amending the act of May 31, 1947 (P. L. 377), a supplement to the State Employes' Retirement Law, providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2074

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2074, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," further regulating the payment of salaries in certain counties.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 1202, entitled:

An Act providing for the payment of the salary, medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty, and providing that absence during such injury shall not reduce any usual sick leave period.

Which was committed to the Committee on Rules.

House Bill No. 1240, entitled:

An Act to amend the act, approved the twenty-third day of May, one thousand eight hundred eighty-seven (P. L. 164), entitled "An act to secure to laborers within this Commonwealth the benetfit of the exemption laws of this Commonwealth, and to prevent assignment of claims for the purpose of securing their collection against laborers outside of this Commonwealth," by forbidding creditors to sue resident detors of this Commonwealth in the courts of another State where the creditor, debtor and intended garnishee are within the juridiction of the Pennsylvania courts, and providing penalties.

Which was committed to the Committee on Rules.

House Bill No. 1996, entitled:

An Act regulating arbitration of controversies between labor and management when arbitration is required by written contract or agreement; providing a method of securing arbitration and the appointment of arbitrators or an unpire; regulating hearings, evidence and awards; imposing duties on courts of common pleas.

Which was committed to the Committee on Rules.

HOUSE CONCURS IN SENATE BILL No. 598

He also returned to the Senate, Senate Bill No. 598, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," increasing amount of money available for aids and services to blind persons and persons of impaired vision.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 599

He also returned to the Senate, Senate Bill No. 599, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," authorizing the State Council for the Blind to accept certain payments and donations, and increasing the services which may be given by it to certain blind persons.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 876

He also returned to the Senate, Senate Bill No. 876, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing limitations on driver-education expenses of the Department; changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs; and providing for deductions from payments on account of instruction and tutition in the case of school districts having standardized driver-education programs.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1040

He also returned to the Senate, Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near the City of Chester, Delaware County, thence in a general northerly direction to connect with the Pennsylvania Turnpike System, at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1041

He also returned to the Senate, Senate Bill No. 1041, entitled:

An Act making an appropriation to the Senate committee appointed to investigate and study the reasons for the disapproval of the Allentown State Hospital by the American Psychiatric Association.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1044

He also returned to the Senate, Senate Bill No. 1044, entitled:

An Act amending the act of July 1, 1937 (P. L. 2460), entitled "An act creating a joint legislative commission, to be known as the Joint State Government Commission; . . ." further regulating membership of the commission and the powers and duties of the Commission and providing for the scheduling of its meetings, imposing powers and duties on standing committees of the General Assembly.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1058

He also returned to the Senate, Senate Bill No. 1058, entitled:

An Act amending the act of April 26, 1855 (P. L. 328), entitled "An act relating to Corporations and to Estates held for Corporate, Religious and Charitable uses," authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1068

He also returned to the Senate, Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1083

He also returned to the Senate, Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the act, approved the sixth day of April, one thousand nine hundred fifty-three (P. L. 3), entitled "Uniform Commercial Code," by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

with the information that the House has passed the same without amendments.

SENATE BILL No. 944 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 944, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "The Administrative Code of 1929," requiring cotton fabrics used in State Institutions to be flameproof.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on Monday's Calendar.

SENATE BILL No. 999 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591), entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on Monday's Calendar.

SENATE BILL No. 1002 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 1002 entitled:

An Act amending the act of January 8, 1952 (P. L. 1851), entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases; . . .," regulating bail for persons charged with commission of sex crimes.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on Monday's Calendar.

SENATE BILL No. 1065 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 1065, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended will appear on Monday's Calendar.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1894

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 3, 1956.

Resolved (if the Senate concur), That House Bill No. 1894, Printer's No. 1232, entitled:

An Act amending the act of June 24, 1939 (P. L. 872), entitled "The Penal Code," making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 317

Mr. MAHANY. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 317, entitled:

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court, the President Judge and judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County, certain associate judges not learned in the law, and repealing certain inconsistent acts.

The PRESIDENT. This Report of Committee of Conference will appear on Monday's Calendar.

BILL INTRODUCED AND REFERRED

Mr. KESSLER, on behalf of Mr. PECHAN, read in his place and presented to the Chair Senate Bill No. 1101, entitled:

An Act to amend clause (87) of Section 101 of the act, approved the twenty-eight day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws; . . ." by changing the definition of "physician."

Which was committed to the Committee on Rules.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR, OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1720, Printer's No. 1707, on concurrence in House amendments, recalled from the Governor, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on concurrence in House amendments, go over in their order:

Senate Bill No. 892, Printer's No. 696;
Senate Bill No. 895, Printer's No. 697; and
Senate Bill No. 896, Printer's No. 680.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 905, entitled:

An Act authorizing the Department of Property and Supplies to acquire by gift ninety-three acres more or less of land with buildings thereon in the City of Pittsburgh Allegheny County for maintenance by the Department of Health as a sanatorium or hospital for the reception and treatment of indigent persons affected with tuberculosis and making an appropriation

which was returned from the House of Representatives with amendments

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 905

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 905.

Mr. DENT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 972, Printer's No. 698, on concurrence in House amendments, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 1019, entitled:

An Act amending the act of May 12 1943 (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, vi:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

The majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 789, entitled:

An Act authorizing the Department of Military Affairs to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft and making an appropriation

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 917, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" providing for equal reimbursement to school districts of the first class A and first class for the school year 1954-1955

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F. F. A. district dairy shows and in addition a Statewide show to be held in the Fall of the year as preliminary to the State Farm Show

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming.	McMenamin,	Stevenson,	

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1648, entitled:

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 675, Printer's No. 1655; and

Senate Bill No. 1077, Printer's No. 679.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1092, entitled:

An Act amending the act of August 9 1955 (P. L. 323) entitled "The County Code" providing for special enrollments for determining population of counties for purpose of changing classification

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2008, entitled:

An Act amending the act of May 22 1933 (P. L. 853) entitled "The General County Assessment Law" clarifying the exclusion of cities boroughs townships school districts and poor districts in counties of the second class from provision excluding certain items in valuing real estate

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Barr,	Haluska,	McPherson, Jr.	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays.	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman.	Kopriver, Jr.	Peelor,	Wade,
Derk,	Madigan,	Propert,	Wagner,
Diehm,	Mahany,	Ruth,	Watkins,
DiSilvestro,	Mallery,	Schmidt,	Watson,
Donolow,	McCreesh,	Scott,	Weiner,
Flack,	McGinnis.	Seyler,	Whalley,
Fleming,	McMenamin,	Silvert,	Wolfe,
			Yosko,

NAYS—2

Dent,	Lane,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 2087, Printer's No. 1735; and

House Bill No. 2096, Printer's No. 1702.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

APPROPRIATION BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 514, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire by purchase certain lands adjacent to the Pennsylvania Farm Museum of Landis Valley property providing for the control maintenance and improvement thereof and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 654, entitled:

An Act making an appropriation to The Boys Industrial Home of Western Pennsylvania located at Oakdale Allegheny County for new buildings and repairs to existing buildings

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 695, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association Grove City Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 859, entitled:

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1639, entitled:

An Act making appropriations to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-five and for the payment of assistance and expenses accrued or incurred

prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-five and limiting the amount thereof available for administrative expenses.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1649, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1661, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Point Park in Pittsburgh

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2012, entitled:

An Act making an appropriation to the Department of Mines for expenses of supervising and administering the Anthracite Mine Drainage Program

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" providing additional disability and super-annuation retirement allowances

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1096, entitled:

An Act authorizing the Department of Projerty and Supplies with the approval of the Governor and the consent of the Department of Welfare to sell or give to the Pennsylvania Game Commission a tract of Commonwealth land in Union and Hunlock Townships Luzerne County containing approximately five hundred acres and now constituting a portion of Retreat State Hospital lands under the administration of the Department of Welfare

And said bill having been read a length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies with the consent of the Department of Military Affairs and the approval of the Governor to sell or give all or part of the Cold Springs Military Reservation in Lebanon County formerly known as Camp Shand to The Pennsylvania Game Commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2105, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof . . ." further regulating payments to certain beneficiaries under the fund.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, May 7, 1956, at 12:00 o'clock, m., Eastern Standard Time.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 9:34 o'clock, a.m., Eastern Standard Time, until Monday, May 7, 1956, at 12:00 m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

FRIDAY, May 4, 1956

The House met at 1:00 p. m. EST.

The SPEAKER (Hiram G. Andrews) in the Chair.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Thursday, May 3, 1956 will be postponed until printed. The Chair hears none.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 584, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) by further providing for reimbursement by the Commonwealth to school districts and vocational school districts and harmonizing the language of existing amendments

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 186, entitled:

An Act amending the "Anthracite Strip Mining Law" approved June 27, 1947 (P. L. 1095) changing security requirements and adding penalties

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 437, entitled:

An Act to provide for an additional law judge of the court of common pleas in the thirty-first judicial district

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 188, entitled:

An Act relating to the practice of Ophthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered qualified Ophthalmic Dispensers creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for penalties for violations of the provisions thereof and providing for appeals to Court.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 241, entitled:

An Act amending the act of May 11, 1949 (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" extending the types permitted and fixing requirements thereof

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 517, entitled:

An Act amending "The General State Authority Act of 1949" *** empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1022, entitled:

An Act relating to condemnation proceedings requiring the filing of plans and imposing duties on the recorder of deeds

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1038, entitled:

An Act amending the act of September 3, 1955 (Act No. 18A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the administration and operation of the Foundation

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

The SPEAKER. If there is no objection, all other bills on today's calendar will be passed over. The Chair hears none.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 1845, 1946, 1972, 2045, 2077 and 2082.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1845, Printer's No. 1589, entitled "An Act amending the act of June 20 1919 (P. L. 521) entitled as amended 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' changing the tax rate on property transferred to lineal descendants of adopted children."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1946, Printer's No. 1551, entitled "An Act amending the act of May 5 1921 (P. L. 374) entitled 'An Act providing for the licensing and regulation of corporations copartnerships associations and individuals engaged in the business of receiving payments or contributions to be held or used in any plan of accumulation or investment or of issuing negotiating offering for sale or selling any certificates securities contracts or other choses in actions evidenced by writing on the partial payment or instalment plan or of assuming fixed obligations or issuing in connection therewith a contract based upon payments being made upon instalments or single payments under which all or part of the total amount received is to be repaid at some future time with or without profit and imposing penalties' authorizing deposit of bonds of authorities created by the State or political sub-divisions as security for licensure."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1972, Printer's No. 1539, entitled "An Act amending the act of September 26 1951 (P. L. 1505) entitled 'An act to authorize the revival of judgments entered in favor of the Comonwealth of Pennsylvania by filing a suggestion of nonpayment' authorizing the giving of notice by certified mail return recepit requested."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2045, Printer's No. 1483, entitled "An Act amending the act of July 24 1913 (P. L. 965) entitled 'An act defining commodities regulating the sale thereof and providing penalties for violation hereof' clarifying enforcement provision of the act."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2077, Printer's No. 1641, entitled "An Act amending the act of March 31, 1949 (P.

L. 372) entitled 'An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act' authorizing the issuance of bonds for refunding purposes."

GEORGE M. LEADER

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2082, Printer's No. 1615, entitled "An Act amending the act of July 28, 1953 (P. L. 723) entitled 'A act relating to counties of the second class amending revising consolidating and changing the laws relating thereto' authorizing employes of the Commonwealth of Pennsylvania cities of the second and third class boroughs and townships upon application to become members of the county retirement system upon becoming county employes providing for payments by the employes and former employes into the county retirement fund."

GEORGE M. LEADER

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 620 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 620, Printer's No. 1654, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1269 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1269, Printer's No. 1532, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1504 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1504, Printer's No. 1565, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1890 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives, of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1890, Printer's No. 1536, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 1086.

An Act to repeal the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 642) entitled "An act for the protection of the public health *** and providing penalties for violations of the provisions of this act"

Referred to the Committee on Rules.

SENATE BILL No. 1087.

An Act amending the act of May 26, 1949 (P. L. 1828) entitled "Fiduciaries Investment Act of 1949" further prescribing the eligibility for authorized investments of the obligations of municipality authorities

Referred to the Committee on Rules.

SENATE MESSAGE

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 905.

An Act authorizing the Department of Property and Supplies to acquire by gift ninety-three acres more or less of land with buildings thereon in the City of Pittsburgh Allegheny County for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis and making an appropriation

SENATE BILL No. 1028.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" permitting certain persons to equip and use warming devices on commercial motor vehicles for limited purposes

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 3, 1956.

Resolved (if the Senate concur), that House Bill No. 1894, Printer's No. 1232, entitled "An act amending the act of June 24, 1939 P. L. 872) entitled 'An act to consolidate amend and revise the penal laws of the Commonwealth' making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1815.

An Act authorizing council of any incorporated town to create the office of town manager and prescribe his powers and duties

HOUSE BILL No. 1855.

An Act to further amend the act approved the twelfth day of June one thousand nine hundred fifty-one (P. L. 533) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" by changing existing law for the commitment of persons who become insane after the death penalty is fixed or death sentence imposed.

HOUSE BILL No. 1866.

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration hereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve, excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," further regulating the rights of employes of county health departments.

HOUSE BILL No. 2008.

An Act amending the act of May 22, 1933 (P. L. 853), entitled "an act relating to taxation, designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes; and for the use of those municipal and quasi municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," clarifying the exclusion of cities, boroughs, townships, school districts and poor districts in counties of the second class from provision excluding certain items in valuing real estate.

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 147.

An Act amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," providing for increasing the membership of county boards of school directors in certain counties.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend bill, section 1, page 2, line 13 by striking out after the word "over" the following: "one hundred thousand (100,000)" and inserting in lieu thereof the following: "eighty thousand (80,000)"; page 3, line 14 by striking out the word "over" the following: "one hundred thousand (100,000)" and inserting in lieu thereof the following: "eighty thousand (80,000)".

On the question,

Will the House concur in the amedments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 789.

An Act authorizing the Department of Military Affairs to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft and making an appropriation

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 2, line 4, by inserting after the word "order" the following: "or lease".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. O'NEIL. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 879

An Act to further amend clause seven of section one of the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employe's retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 13, by striking out after the word "fifty" the word "six" and inserting in lieu thereof the word "seven"; page 5, line 10, by inserting after the word "employe" the words "and the accumulated deductions to the credit of such contributor."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 917.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for equal reimbursement to school districts of the first class A and first class for the school year 1954-1955

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments

The Clerk read the amendments as follows:

Amend the title, page 1, line 6, by inserting after the word "class" the following: "for the school year 1954-1955".

Amend Section 1, page 2, line 8, by striking out the bracket before the word "during"; line 10, by striking out after the figure "1954" the following: ")each year" and

inserting in lieu thereof the following "or during the school year 1955-1956 for the school year 1954-1955".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 983.

An Act amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles. pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen. justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," including within the definition of "Commercial Motor Vehicle," and excluding from the definition of "Motor Omnibus," buses transporting pupils of private and parochial schools and Sunday school children and by regulating the use of commercial motor vehicles

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 2, line 14, by inserting after the word "children" the following: "and by regulating the use of commercial motor vehicles;" Amend Section 1, page 3, line 16, by striking out after the second word "children" the words "to and from" and inserting in lieu thereof the words "between their homes and"; page 4, line 12, by striking out after the second word "children" the words "to and from" and inserting in lieu thereof the words "between their homes and"; Amend bill by inserting all of Sections 2 and 3, pages 4, 5 and 6, as follows:

Section 2 A new section is added after section 502 of said act to read

Section 502.1 Use of commercial registration plates limited except for transporting authorized employees of the owner or lessee school children for school purposes or children between their homes and Sunday School in commercial motor vehicles owned by any school district parochial school or private school and school children between their homes and school and children between their homes and Sunday School in commercial motor vehicles operated under contract with any school district parochial school or private school it shall be unlawful for any person or political subdivision to operate any commercial vehicle for the carriage of passengers a copy of any lease or contract shall be maintained in the vehicle at all times

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five ($25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 The provisions of section 2 of the act shall take effect in ten (10) days

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 984.

An Act amending the act of May 28 1937 (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalties engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in odrer to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant cost and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies

and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicle

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 3, line 18, by inserting after the word "with" the words "School Districts" and line 20, by striking out after the word "school" the words "and dump trucks used or furnished for transportation of any construction materials"; amend Section 1, page 5, line 6, by inserting after the word "children" the words "for school purposes or between their homes and Sunday School"; page 5, line 9, by inserting after the second word "or" the words "transportation of school children between their homes and school or children between their homes and Sunday School in any motor vehicle"; page 5, line 14, by striking out after the word "private" the words "school or parochial school for the transportation of school children or children to and from Sunday School" and inserting in lieu thereof the following: "school or parochial school"; page 5, line 16, by striking out after the second word "school" the following: "for the transportation of school children between their homes and school or children between their homes and Sunday School which transportation is paid by the school or school districts from school school district or church funds"; page 7, line 16, by striking out after the word "children" the words "or, children to and from Sunday School" and inserting in lieu thereof the words "for school purposes or between their homes and Sunday School"; page 7, line 19, by inserting after the second word "or" the following: "the transportation of school children between their homes and school or children between their homes and Sunday School in any motor vehicle."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1295.

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F F A district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 1 by striking out after the word "of" the following: "thirty thousand dollars ($30,000)" and inserting in lieu thereof the following: "ten thousand dollars ($10,000)".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. MORAN. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1324.

A Supplement to the act of April 1, 1863 (P L 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 4, by striking out after the word "of" the following: "twenty-five million one hundred ninety-four thousand dollars ($25,194,000) twenty-seven million one hundred ninety-four thousand ($27,194,000)" and inserting in lieu thereof the following: "Twenty-six million one hundred ninety-four thousand dollars ($26,194,000)"; page 3, line 4, by striking out after the word "of" the following: "twenty-four million seven hundred eighty-three thousand dollars ($24,783,000) twenty-six million seven hundred eighty-three thousand dollars ($26,783,000)" and inserting in lieu thereof the following: "twenty-five million seven hundred eighty-three thousand dollars ($25,783,000)".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1648.

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishiment of fires in abandoned coal mines

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1 by striking out after the word "of" the words and figures "two million five hundred thousand dollars ($2,500,000) one million five hundred thousand dollars ($1,500,000)" and inserting in lieu thereof the words and figures "nine hundred thousand dollars ($900,000)".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. HOCKER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 1019.

An Act amending the act of May 12, 1943 (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 13, by striking out after the word "working" the following: "a definite number of hours" and by inserting after the word "forty" the word "hours".

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. STRAUSSER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 944, entitled:

An Act amending the act of August twenty-fourth one thousand nine hundred fifty-one (Pamphlet Laws 1417) entitled as amended "An act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increasing the rate of tax for a limited period of time

COMMUNICATION AND BILL LAID ON TABLE

Mr. FARABAUGH. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1928

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1928.

REPORT ON THE COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1928

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1928, entitled: "An act amending the act of May 20 1949 (P. L. 1594) entitled 'An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and possessing with intent to sell of adulterated or deleterious ice cream french ice cream french custard frozen custard frozen ice confections frozen sherbet confections sherbet ice and fruit ice including coated ice cream and the coating thereof fixing standards for ice cream custard ice cream french ice

cream french custard including sherbet frozen ice confections frozen sherbet confections frozen dairy confections ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing for licensing conferring powers and imposing duties upon the Department of Agriculture prescribing penalties and providing for the enforcement thereof' extending its provisions to ice milk and ice milk confections and conferring additional powers and duties on the Department of Agriculture and regulating sales of packaged ice milk"

Respectfully submit the following bill as our report:

ALBERT E. MADIGAN,
JO HAYS,
T. P. HARNEY,
(Committee on the part of the Senate)

ROBERT KENT,
E. GADD SNIDER,
E. J. FARABAUGH,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1863

An Act amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds" further regulating lighting equipment lights and devices and the use thereof and prescribing penalties.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 873, entitled:

An Act amending the act of May 1 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" prescribing duties and limitations for township supervisors as to holding other township offices the number of meetings to be held keeping of records and fixing compensation of certain township officers fixing officers of the state association changing the expense allowance for delegates to supervisors' conventions and the officers eligible to attend fixing the procedure for selling township property making tax exempt properties liabile for certain costs for fire protection prescribing duties of auditors and fixing compensation of members of zoning board of adjustment providing for the construction of sidewalks and curbs and the payment therefor changing the provisions relating to abandoned cemeteries the publication of ordinances connecting with sewers of adjacent municipalities and the dedication laying out opening improving changing relocating taking over and vacating roads streets and highways

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

BILL INTRODUCED AND REFERRED

By Mrs. VARALLO and Mr. SARRAF.

HOUSE BILL No. 2112.

An Act making an appropriation to the committee appointed by the House of Representatives to investigate the policies, methods, and practice of the State Board of Medical Education and Licensure with respect to acceptance for internship and licensure of graduates of foreign medical schools.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 1092.

An Act amending the act of August 9 1955 (P. L. 323) entitled "The County Code" providing for special enrollments for determining population of counties for purpose of changing classification

Referred to the Committee on Rules.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 317

Mr. READINGER. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 317.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 296.

An Act amending the act of May 16 1951 (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the

paid and volunteer firemen of municipalities within the county" extending provisions of the act to certain counties and limiting the amount counties may expend on training schools in certain cases

HOUSE BILL No. 880.

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act estabilshing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances return benefits and rights from taxation and judicial process and providing penalties" by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions

HOUSE BILL No. 881.

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Comonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting former conrtibutors who have become State employes and members of the State Employes' Retirement Assocation to restore membership in the Public School Employes' Retirement Association and authorizing the transfer of monetary credits in the Public School Employes' Retirement Association to the State Employes' Retirement Association under certain conditions

HOUSE BILL No. 882.

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting any school employe as a contributor under the provisions of the School Employes' Retirement System and who was an employe under the State Employes' Retirement System of the Commonwealth and made contributions to the State Employes' Retirement Fund on account of such State service to obtain credit for such service in the school Employes' Retirement System under certain conditions

HOUSE BILL No. 883.

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the head of the departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting former contributors who have become public school employes and members of the Public School Employes' Retirement System to restore membership in the State Employes' Retirement Association and authorizing the transfer of monetary credits in the State Employes' Retirement Association to the Public School Employes' Retirement Association under certain conditions

HOUSE BILL No. 895.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting disability annuitants who withdrew from school service to elect to become members of the one one-hundred-fortieth (1/140) class upon restoration to school service

HOUSE BILL No. 1083.

An Act limiting in certain cases the right of appeal to the court of common pleas from decisions of magistrates aldermen and justices of the peace

HOUSE BILL No. 1863.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating lighting equipment lights and devices and the use thereof and prescribing penalties

HOUSE BILL No. 1928.

An Act amending the act of May 20, 1949 (P. L. 1594) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and possessing with intent to sell of adulterated or deleterious ice cream french ice cream custard frozen custard frozen ice confections frozen sherbet confections sherbet ice and fruit ice including coated ice cream and the coating thereof fixing standards for ice cream custard ice cream french ice cream french custard including sherbet frozen ice

confections frozen sherbet confections frozen dairy confections ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing for licensing conferring powers and imposing duties upon the Department of Agriculture prescribing penalties and providing for the enforcement thereof" extending its provisions to ice milk and ice milk confections and conferring additional powers and duties on the Department of Agriculture and regulating sales of packaged ice milk

HOUSE BILL No. 1935.

An Act amending the act of May 31, 1947 (P. L. 377) entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' permitting certain State employes who during the war were loaned to the United States Government and who have now returned to State employment to pay into the retirement fund the amount of the contributions they would have made during such period with interest and prescribing how the Commonwealth shall build up the necessary State annuity reserves" providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government

HOUSE BILL No. 1945.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers College abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" changing requirements in promulgating rules and regulations by the Department of Health

HOUSE BILL No. 2001.

An Act amending the act of June 20, 1947 (P. L. 745) entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties" fixing a period of limitations for making assessments and for beginning suits for collection of unpaid taxes and reducing the penalty on unpaid taxes

HOUSE BILL No. 2055.

An Act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeaus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University

HOUSE BILL No. 2056.

An Act to amend the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956 as State employes

HOUSE BILL No. 2057.

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws 1043) entitled "An act establishing a Public School Employes' Retirement System and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a members of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions

HOUSE BILL No. 2058.

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State Employes' Retirement System and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" per-

mitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions.

HOUSE BILL No. 2074.

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" further regulating the payment of salaries in certain counties

Whereupon,
The SPEAKER, in the presence of the House, signed the same.

ADJOURNMENT

Mr. STRAUSSER. Mr. Speaker, I move that this House do now adjourn until Monday, May 7, 1956 at 1:00 p. m., E.S.T.

The motion was agreed to, and (at 1:38 p. m., E.S.T.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., MONDAY, MAY 7, 1956. No. 176.

SENATE

MONDAY, May 7, 1956.

The Senate met at 12:00 o'clock m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Our Dear Heavenly Father, we thank Thee for the blessed privilege which was ours yesterday to go to our houses of worship and there get that refilling of our spirits to meet the problems that shall come to us this week. We pray that Thou will help us to do our work well. We thank Thee for the opportunity that comes to us to serve our fellowmen in so many capacities.

May we always realize that when we come to an uphill road, or a barrier, Thou art near to us and if we reach out and touch Thy hand, Thou wilt give us the strength to go ahead. We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. MULLIN, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 7, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James B. Stevenson, 430 East Main Street, Titusville, Crawford County, for reappointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified.

GEORGE M. LEADER

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Chester P. Hake, 79 West Main Street, Windsor, York County, for appointment as Justice of the Peace in and for the Borough of Windsor, York County, to serve until the first Monday of January 1958, vice Ervin C. Grim, deceased.

GEORGE M. LEADER

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 296, entitled:

An Act amending the act of May 16, 1951 (P. L. 300) entitled "An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county," extending provisions of the act to certain counties.

Senate Bill No. 470, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," changing in certain cases the limitations as to width of vehicles and loads allowed on the highways.

Senate Bill No. 543, entitled:

An Act to further amend clause (f) of section nine hundred three of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by changing the maximum gross weight and axle load of certain commercial motor vehicles.

Senate Bill No. 598, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," increasing amount of money available for aids and services to blind persons and persons of impaired vision.

Senate Bill No. 599, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," authorizing the

State Council for the Blind to accept certain payments and donations, and increasing the services which may be given by it to certain blind persons.

Senate Bill No. 600, entitled:

An Act to amend clause (2) of the second paragraph of section 498 as amended of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 90) entitled "Liquor Code," by permitting sales on credit of liquor malt or brewed beverages by railroad or pullman companies in dining club or buffet cars to passengers for consumption while enroute holding authorized credit cards issued by railroad or railroad credit bureaus.

Senate Bill No. 876, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing limitations on driver-education expenses of the Department; changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs; and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs.

House Bill No. 880, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employe's Retirement Law," by permitting any State employe, as a contributor under the provisions of the State employes' retirement system, and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service, to obtain credit for such service in the State employes' retirement system under certain conditions.

House Bill No. 881, entitled:

A Supplement to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employes' Retirement Law," by permitting former contributors who have become State employes and members of the State Employes' Retirement Association to restore membership in the Public School Employes' Retirement Association, and authorizing the transfer of monetary credits in the Public School Employes' Retirement Association to the State Employes' Retirement Association under certain conditions.

House Bill No. 882, entitled:

A Supplement to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043, entitled "School Employes' Retirement Law," by permitting any school employe, as a contributor under the provisions of the School Employes' Retirement System, who was an employe under the State Employes' Retirement System of the Commonwealth and made contributions to the State Employes' Retirement Fund on account of such State service, to obtain credit for such service in the School Employes' Retirement System under certain conditions.

House Bill No. 883, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 853), entitled "State Employes' Retirement Law," by permitting former contributors who have become public school employes and members of the Public School Employes' Retirement System to restore membership in the State Employes' Retirement Association, and authorizing the transfer of monetary credits in the State Employes' Retirement Association to the Public School Employes' Retirement Association under certain conditions.

Senate Bill No. 891, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; . . ." changing and clarifying contributions and credit provisions where employes are placed under social security.

Senate Bill No. 893, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes Retirement Law," changing and clarifying benefits, contributions and credit provisions when employes are placed under social security; providing for payments by the Commonwealth and for reimbursements from apppropriations.

House Bill No. 895, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "School Employes' Retirement Law," by permitting contributors who withdrew from school service upon restoration to school service to transfer to members of the one one-hundred-fortieth (1-140) class.

Senate Bill No. 905, entitled:

An Act authorizing the Department of Property and Supplies, to acquire by gift ninety-three acres more or less, of land with buildings thereon in the City of Pittsburgh, Allegheny County, for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis; and making an appropriation.

Senate Bill No. 997, entitled:

An Act amending the act of June 27, 1923 (P. L. 858), entitled "State Employes' Retirement Law," extending the benefits of the act to employes of institutions of political sub-divisions acquired by the Commonwealth for use as hospitals or sanatoriums in the care and treatment of indigent persons.

Senate Bill No. 1002, entitled:

An Act amending the act of January 8, 1952 (P. L. 1851), entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases; . . .," regulating bail for persons charged with commission of sex crimes.

Senate Bill No. 1028, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code" permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes.

Senate Bill No. 1040, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near the City of Chester, Delaware County, thence in a general northerly direction to connect with the Pennsylvania Turnpike System, at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable.

Senate Bill No. 1041, entitled:

An Act making an appropriation to the Senate committee appointed to investigate and study the reasons for the disapproval of the Allentown State Hospital by the American Psychiatric Association.

Senate Bill No. 1044, entitled:

An Act amending the act of July 1, 1937 (P. L. 2460),

entitled "An act creating a joint legislative commission, to be known as the Joint State Government Commission; . . ." further regulating membership of the commission and the powers and duties of the commission and providing for the scheduling of its meetings, imposing powers and duties on standing committees of the General Assembly.

Senate Bill No. 1058, entitled:

An Act amending the act of April 26, 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate, Religious and Charitable uses," authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania.

Senate Bill No. 1068, entitled:

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money.

Senate Bill No. 1083, entitled:

An Act to amend subsection (4) of Section 9-403 of the act, approved the sixth day of April, one thousand nine hundred fifty-three (P. L. 3), entitled "Uniform Commercial Code," by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

House Bill No. 1083, entitled:

An Act limiting in certain cases the right fo appeal to the court of common pleas from decisions of magistrate, aldermen and justices of the peace.

House Bill No. 1863, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," further regulating lighting equipment, lights and devices, and the use thereof and prescribing penalties.

House Bill No. 1928, entitled:

An Act amending the act of May 20, 1949 (P. L. 1594), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and possessing with intent to sell, of adulterated or deleterious ice cream, french ice cream, french custard, frozen custard, frozen ice confections, frozen sherbet confections, sherbet, ice and fruit ice, including coated ice cream and the coating thereof . . ." extending its provisions to ice milk and ice milk confections; and conferring additional powers and duties on the Department of Agriculture, and changing labeling requirements.

House Bill No. 1935, entitled:

An Act amending the act of May 31, 1947 (P. L. 377), a supplement to the State Employes' Retirement Law, providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government.

House Bill No. 1945, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing requirements in promulgating rules and regulations by the Department of Health.

House Bill No. 2001, entitled:

An Act amending the act of June 20, 1947 (P. L. 745), entitled "An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein; providing for its levy and collection; for the issuance of mercantile licenses upon the payment of fees therefor; conferring and imposing powers and duties on boards of public education, receivers of school taxes and school treasurers in such districts; saving certain ordinances of council of certain cities, and providing compensation for certain officers, and employes and imposing penalties," fixing a period of limitations for making assessments and for beginning suits for collection of unpaid taxes and reducing the penalty on unpaid taxes.

House Bill No. 2055, entitled:

An Act to further amend section nine of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "School Employes Retirement Law," by providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction, State Teachers Colleges, Thaddeus Stevens Trade School, Pennsylvania State Oral School for the Deaf, Scotland School for Veterans' Children, and Pennsylvania State University.

House Bill No. 2056, entitled:

An Act to further amend the act of June 27, 1923 (P. L. 858, entitled: "State Employes' Retirement Law," by defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956, as State employes.

House Bill No. 2057, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "School Employes Retirement Law," by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and make contributions to the Public School Employes" Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions.

House Bill No. 2058, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled, "State Employes' Retirement Law" by permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions.

House Bill No. 2074, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," further regulating the payment of salaries in certain counties.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEE

Mr. PECHAN, from the Committee on Rules, reported as committed, House Bill No. 1202, entitled:

An Act providing for the payment of the salary medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the perforcance of their duty and providing that absence during such injury shall not reduce any usual sick leave period.

He also, from the Committee on Rules, reported as committed, House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "The Vehicle Code," by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

HOUSE CONCURRENT RESOLUTION No. 163 REPORTED FROM COMMITTEE AND LAID ON THE TABLE

Mr. PECHAN, from the Committee on Rules, to which was referred on May 4, 1956, the following resolution from the House of Representatives, reported the same without amendments as follows, viz:

ALLEGHENY DAM

In the House of Representatives, March 13, 1956.

The Upper Allegheny River Valley last week suffered the most disastrous flood since 1865. The Borough of Warren alone has been damaged, reckoned in money, far in excess of a million dollars. Most other up-river communities have suffered in proportion.

In contrast, Pittsburgh and the Lower Allebheny Valley have incurred but little damage. The reason, clearly, is that sizable heads of water were held back by the system of flood control dams in operation for the benefit of the lower river.

This system was authorized twenty years ago by the seventy-fourth Congress of the United States. However, the flood control dams for the upper river stall remain in the preliminary planning stage—notably the great dam to be built athwart the Allegheny above Warren, reportedly near Kinzua.

Continued inaction in proceeding with the construction of the upper river flood control system, commencing with the main dam above Warren, means a heavy handicap to the northwestern Pennsylvania area—an ever-to-be-reconed-with threat to life and property, and an active and deadening threat to the economic development of the region; therefore be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation to bring into being the main upper Allegheny Dam and other uncompleted units of the Allegheny Valley flood control system without further delay; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Laid over for one day under the Rules.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1720, Printer's No. 1707, on concurrence in House amendments recalled from the Governor, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on concurrence in House amendments, go over in their order:

Senate Bill No. 892, Printer's No. 696;
Senate Bill No. 895, Printer's No. 697; and
Senate Bill No. 896, Printer's No. 680.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 944, entitled:

An Act amending "The Administrative Code of 1929" * * * requiring cotton fabrics used in State Institutions to be flame-proofed

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 944

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 944.

Mr. SCHMIDT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming.	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent

that Senate Bill No. 972, Printer's No. 698, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 999, entitled:

An Act amending the act of May 20 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

MOTION THAT SENATE NON-CONCUR IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 999

Mr. MAHANY. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 999.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, could you tell the Membership of the Senate why you are taking the position of non-concurring in the amendments made by the House to Senate Bill No. 999?

Mr. MAHANY. Senator Lane, as this bill left the Senate, it provided that the salary of the mayor shall be not more than $12,500 per annum. As I undestand it, this affects the city of Scranton, it being the only second class A city in the Commonwealth of Pennsylvania. As far as we were concerned, we were willing to have the salary of the mayor of Scranton raised to $12,500 if the council of that city desired to pay him that much. However, the amendments placed in the bill by the House go further than that. I think, by these amendments, they are doing something which we have never done in any legislation before and that is to provide a minimum salary for the mayor. The amendments provide that the salary of the mayor shall be not less than $10,000. Perhaps the council in Scranton would like to keep the mayor's salary at $7,500 or it might want to raise his salary to $8,000. We have given them a ceiling over which they cannot raise it, and that ceiling is $12,500. I am sorry, Senator Lane; the ceiling that we gave them in the bill, as it left the Senate, was $10,000 and not $12,500.

Have I answered your question sufficiently?

Mr. LANE. Yes.

Senator Mahany, do you not think, in all fairness, that before we take any definite action on concurring or non-concurring, we should await Senator McMenamin, who is the sponsor of the bill? Then, of course, you can consult with him and work this thing out. We are now arbitrarily non-concurring. I would suggest that you let the bill go over in order until Senator McMenamin arrives, and then you can work something out with him.

Mr. MAHANY. Are you of the opinion that Senator McMenamin will be here sometime this afternoon?

Mr. LANE. I imagine he will be, Senator Mahany.

Mr. MAHANY. I will consent to have the bill go over in order temporarily, hoping that Senator McMenamin will be here. However, if we want to adjourn some day, it will be necessary to take action on these bills. If they have to go to conference committees, I want the conference committees to work and get their reports back to us so that we may adopt them. Personally, I do not believe we are ever going to vote for a bill that will place a minimum salary on the mayor of the city of Scranton.

Mr. LANE. Senator Mahany, I observe that Senator McMenamin is the only sponsor of this particular piece of legislation. It directly affects the city in which he resides, and I do feel that if you will consent to have the bill go over in order, probably Senator McMenamin and you can work something out. I do believe, however, that he will be here this afternoon.

Mr. MAHANY. I will consent to the bill going over in order temporarily today, for the time being.

MOTION THAT SENATE NON-CONCUR IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 999 WITHDRAWN

Mr. MAHANY. Mr. President, I now withdraw my motion that the Senate do non-concur in the amendments made by the House to Senate Bill No. 999.

Mr. PECHAN. Mr. President, I withdraw my second to the motion.

And the question recurring,

Will the Senate concur in the same?

BILL OVER IN ORDER TEMPORARILY

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 999, Printer's No. 700, on concurrence in House amendments, go over in its order temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1002, entitled:

An Act amending the act of January 8, 1952 (P. L. 1851) entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto" regulating bail for persons charged with commission of sex crimes.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1002

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1002.

Mr. MULLIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1065, entitled:

An Act amending the "Public School Code of 1949" * * * changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1065

Mr. MAHANY. Mr. President, when the House placed amendments in Senate Bill No. 1065, Printer's No. 701, inadvertently the title of the bill was not corrected so as to include the wording that was placed in the amendments to the body of the bill. Therefore, Mr. President, it will be necessary for us to non-concur so that the Conference Committee can correct this technical mistake.

Mr. President, I now move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 1065.

Mr. SEYLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 317

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 317, entitled:

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court the President Judge and judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain State officers and the salary and expenses of the members of the General Assembly and repealing certain inconsistent acts.

On the question,

Will the Senate adopt the Report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 317

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 317.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—38

Barr,	Flack,	Mallery,	Seyler,
Berger,	Fleming,	McCreesh,	Silvert,
Blass,	Haluska,	McGinnis,	Stevenson,
Camiel,	Harney,	McMenamin,	Stiefel,
Chapman,	Hays,	Mullin,	Van Sant,
Dent,	Kessler,	Peelor,	Wagner,
Derk,	Kopriver, Jr.	Ruth,	Watkins,
Diehm,	Lane,	Schmidt,	Watson,
DiSilvestro,	Mahany,	Scott,	Weiner,
Donolow,			Yosko,

NAYS—9

Madigan,	Miller,	Propert,	Wade,
McPherson, Jr.	Pechan,	Taylor,	Whalley,
			Wolfe,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1507, entitled:

An Act amending revising clarifying and changing the act of April 6, 1953 (P. L. 3) entitled "Uniform Commercial Code."

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

Mr. WEINER. Mr. President, on this bill which has been on our Calendar for some time, House Bill No. 1507, I would like to inform the Members of the Senate that this is a 117-page bill. I doubt very much whether anybody in the Senate, other than perhaps one other Member, has read this bill. I doubt, too, if even the persons who have read the bill understand what it contains. I am sure that the Members of the Senate who are going to vote on this bill would like to do so intelligently and would like to know, at least, what they are voting for. If somebody, who might be one of their constituents, accosts them and appears to be a little bit angry about this bill and asks whether the Senator voted for it, this Member of the Senate, at least, would like to know what is in the bill and what he voted for.

Mr. President, this Act has been in effect in this Commonwealth possibly two years or maybe not even quite that long. Incidentally, this Act is called the Uniform Commercial Code, so much so that we are the only State in the Union that has one. New York spent over $500,000 investigating whether they wanted the same type of a code and they rejected it. California has done likewise and Texas has done likewise, after about two or three years study of this situation.

I think, in the short time that we have lived with it, we have had numerous amendments. Two of them have just passed the Senate and are over in the House, waiting for this bill to pass here. The Joint State Government Commission took up this bill and, after some of the members made a study of it, they did not quite understand what was in the 117 pages either. I think for us to just run ahead and vote for this bill and pass it without letting us live with this code for some time, and letting the people who have to deal with it and operate under it give us the benefit of the experience they had over the time which they have used this code, is a foolish act on our part and one that does not show that we use much intelligence in passing most of the things which appear on this Calendar.

Mr. President, I am, therefore, asking my colleagues, and the other gentlemen in this Chamber who want to do things intelligently and who want to be responsible for their actions, to vote "no" on this bill.

Mr. MAHANY. Mr. President, I can well imagine that Senator Weiner belongs to the Pennsylvania Bar Association, as I do, and I know that several of the Members of the Senate who are also attorneys belong to the Pennsylvania Bar Association. This is the result of the work of a committee of the Pennsylvania Bar Association.

After we passed the Uniform Commercial Code, during the last Session, it was found there were certain amendments which were needed to that Uniform Commercial Code in order to make it a more workable piece of legislation. Also, because of conferences between this committee, representing the Pennsylvania Bar Association, and the New York State authorities, they found that these are amendments which the New York State authorities are recommending. They feel that if these amendments are adopted, New York State and other States will also adopt the Uniform Commercial Code.

In this particular amendment, there is a provision for only single filing of the paper representing the security transaction, but amendments have been put in, and have passed the Senate, which will restore the dual filing provision of the Uniform Commercial Code if those amendments are passed by the House and I trust that they will be. However, Mr. President, for the time being, I hope that the Members of the Senate will have a certain confidence in the committee representing the Pennsylvania Bar Association, whose work this is. I hope that, with that confidence, they will vote favorably for House Bill No. 1507.

Mr. WEINER. Mr. President, I feel badly that I must differ with the Majority Floor Leader. However, we have probably misread the same material, and I would like to just clarify it for the Members of the Senate.

Mr. President, this work on these changes was done by a very small group of the Bar; notably, one of the gentlemen is from Philadelphia, a lawyer, and a gentleman from Pittsburgh. I have never seen an endorsement on this by the Pennsylvania Bar Association, number one. Secondly, New York State has definitely come out within the last few months and said it will not adopt this code, as have the other States. Therefore, there is no possibility, now that we have adopted it, that New York State will adopt it.

We have lived with this for two years and they have taken no action and New York has now definitely abandoned any desire, or any need, to pass this act. Most of the lawyers, who are practitioners and who deal with this act feel, and have stated many many times, that they are sorry we ever adopted this code and they are having difficulty operating under it.

And the question recurring,

Shall the bill pass finally?

(During the calling of the roll, the following occurred).

VERIFICATION OF THE ROLL

Mr. WEINER. Mr. President, I ask for a verification of the roll.

Mr. KOPRIVER, JR. Mr. President, I would like to be recorded as voting "no."

The PRESIDENT. The gentleman from Allegheny will be so recorded.

Mr. FLEMING. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDENT. The gentleman from Allegheny will be so recorded.

Mr. WADE. Mr. President, having voted under a misapprehension, I desire to change my vote from "aye" to "no."

The PRESIDENT. The gentleman from Cumberland will be so recorded.

Request has been made to have the roll verified.

The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

Berger,	Harney,	Pechan,	Wagner,
Blass,	Kessler,	Propert,	Watson,
Chapman,	Madigan,	Stevenson,	Whalley,
Diehm,	Mahany,	Taylor,	Wolfe,
Flack,	Mallery,	Van Sant,	

The PRESIDENT. Are there any corrections? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

Barr,	Hays,	McPherson, Jr.,	Wade,
Dent,	Kopriver, Jr.	Mullin,	Weiner,
Derk,	Lane,	Ruth,	Yosko,
Fleming,	McCreesh,	Schmidt,	

The PRESIDENT. Are there any corrections? The Chair hears none. The negative roll will stand as verified.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—19

Berger,	Harney,	Pechan,	Wagner,
Blass,	Kessler,	Propert,	Watson,
Chapman,	Madigan,	Stevenson,	Whalley,
Diehm,	Mahany,	Taylor,	Wolfe,
Flack,	Mallery,	Van Sant,	

NAYS—15

Barr,	Hays,	McPherson, Jr.	Wade,
Dent,	Kopriver, Jr.	Mullin,	Weiner,
Derk,	Lane,	Ruth,	Yosko,
Fleming,	McCreesh,	Schmidt,	

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for ten minutes, for the purpose of having a Republican Caucus.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

BILLS INTRODUCED AND REFERRED

Mr. SCHMIDT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. SCHMIDT and BARR read in place and presented to the Chair Senate Bill No. 1102, entitled:

An Act amending the act of May 5, 1933 (P. L. 289) entitled "Nonprofit Corporation Law" authorizing keeping of investments in the name of the corporation or a nominee.

Which was committed to the Committee on Rules.

Mr. WADE. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE, on behalf of Messrs. DIEHM and DENT, read in place and presented to the Chair Senate Bill No. 1103, entitled:

An Act amending the act of May 1, 1929 (P. L. 1005) entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines, and fixing fees for such permits.

Which was committed to the Committee on Rules.

Mr. MULLIN. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MULLIN read in place and presented to the Chair Senate Bill No. 1104, entitled:

An Act amending the act of August 22, 1953 (P. L. 1344) entitled "The Marriage Law" authorizing notaries public in certain counties to examine applicants and complete applications for marriage licenses.

Which was committed to the Committee on Rules.

REPORT FROM COMMITTEE

Mr. WADE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WADE, from the Committee on State Government, reported as committed, Senate Bill No. 201, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims; providing for the examination, adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

RECONSIDERATION OF HOUSE BILL No. 1507

Mr. McPHERSON, JR. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 1507, entitled:

An Act amending revising clarifying and changing the act of April 6 1953 (P. L. 3) entitled "Uniform Commercial Code."

failed of passage on final passage earlier today.

The PRESIDENT. How did the Senator vote?

Mr. McPHERSON, JR. Mr. President, I voted with the prevailing side.

Mr. FLEMING. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. FLEMING. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

BILL OVER IN ORDER

Mr. McPHERSON, JR. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 999 CALLED UP

Mr. MAHANY. Mr. President, at this time I call up, from page 3 of today's Calendar, Senate Bill No. 999, Printer's No. 700, on concurrence in House amendments, which went over in its order temporarily.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMEDMENTS MADE BY THE HOUSE TO SENATE BILL No. 999

Mr. MAHANY. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 999.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 514, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire by purchase certain lands adjacent to the Pennsylvania Farm Museum of Landis Valley property providing for the control maintenance and improvement thereof and making an appropriation.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 654, entitled:

An Act making an appropriation to The Boys Industrial Home of Western Pennsylvania located at Oakdale Allegheny County for new buildings and repairs to existing buildings.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 695, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association Grove City Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House

of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 859, entitled:

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1639, entitled:

An Act making appropriations to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-five and limiting the amount thereof available for administrative expenses.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1649, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, House Bill No. 1649 provides for an appropriation to the Public School Building Authority, and I note that it was cut from $856,000 to $825,000. Do you have figures to justify that reduction?

Mr. MAHANY. I do not have the justification for this reduction. I understand the committee went into these amounts and this, therefore, is the recommendation of the committee, to reduce it from $856,000 to $825,000. Evidently, that is all the committee figured they needed at this time.

Mr. LANE. As the majority Leader, do you feel that if we accept this reduction, it will hamstring the operation of the State Public School Building Authority?

Mr. MAHANY. I do not think it will, Senator Lane. It is just like when my wife asks me for $500 and I try to settle for $400. I do not figure that I am hamstringing her; I am just trying to economize a little bit.

Mr. LANE. Do you mean to infer that we operate our Senate Appropriations Committee like your wife or my wife would operate her budget for the operation of her kitchen?

Mr. MAHANY. It is about the same thing, except over here they want more money, of course, than my wife ever gets for operating the kitchen. However, you will find that most all of these requests can be cut down somewhat without having the heavens fall on us.

Mr. LANE. Then, for the record, you would agree that if we accept this appropriation, it will not curtail the activities of the State Public School Building Authority, is that correct?

Mr. MAHANY. I would say that it might curtail somewhat the amount they would otherwise spend. However, I do not think it will unduly harm them. I would say that they will be able to get along on $825,000.

Mr. LANE. I wish to thank the gentleman, Mr. President.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1661, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Point Park in Pittsburgh

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, in referring to your wife's budget operation, you surely do not cut it in half. I know that I cannot get away with that and I am sure you cannot either.

I notice in House Bill No. 1661, which provides for an appropriation for Point Park, in Pittsburgh,—not my Point Park, but the city of Pittsburgh's Point Park—you cut it from $1,000,000 to $500,000. Do you believe that is justifiable?

Mr. MAHANY. I think it would be justifiable because they do not have as long now to work in connection with this project as they would if we had adopted this appropriation a year ago. Therefore, it can be cut down.

I might also add at this time that perhaps if we had been political in this matter, we would not have tried to cut down these appropriations. We would have just put them in as they left the House, or even added some to them, and we could have left the job of cutting them up to the Governor, as has been done many years before this. We felt that this was an amount with which they could do a job and which would be adequate to take care of the amount that they presently need.

Mr. LANE. Your statement just now has convinced me that you are quite sure that the Governor does not have enough money to operate the government as it should be. Therefore, you say that you are taking the heat off the Governor, whereby he would be forced to cut this appropriation. You imply that you are doing the Governor a favor in cutting this appropriation before it reaches the front office. Is that correct?

Mr. MAHANY. I think we would be, if the Governor did not have a sufficient amount of money to pay out this amount of the original appropriation in the sum of $1,000,000. We have done that for many Sessions here. Almost every Session since you and I have become Members, we have put appropriations on the Governor's desk that he had to cut. This certainly would not be the first Governor who had to cut appropriations, or do you not pay any attention to them after we adjourn sine die?

Mr. LANE. I pay particular attention to appropriations and I am wondering if you feel that the $1,000,000, as requested, was a fictitious figure. If you feel that way, then, of course, I feel you are justified in cutting the appropriation in half. However, it seems to me that the persons who submitted the figure of $1,000,000 probably knew what they were doing. When you cut it in half, are you deliberately trying to hamstring the development of Point Park because it happens to be in a Democratic city? Is that the case?

Mr. MAHANY. You know that is not the case, Senator Lane. We feel that this is a sufficient amount of money at this time, and I believe that the good people in Pittsburgh will be satisfied with this amount. They might not be content, but I think they will be satisfied. The difference between the two is this. Somebody asked a person one time, "What is the difference between content and satisfied?" The fellow answered and said, "I am satisfied that my neighbor is kissing my wife, but I am not content about it."

Mr. LANE. What would be the difference than between good people and Democrats from Pittsburgh? Do you agree that the good people are Democrats and that the Democrats are good people?

Mr. MAHANY. I would say there are both good Democrats and good Republicans in Pittsburgh and I hope that this $500,000 will aid them in their fine work in redeveloping and rehabilitating the city of Pittsburgh. I hope that the Democrats do not take the entire credit for it. I think they have had a lot of help from certain Republicans in the city of Pittsburgh and I think the Republicans in Pittsburgh have been statesmanlike enough to give credit to the Democrats for aiding them in their endeavor.

Mr. LANE. Your statement then infers that you work on both sides of the street. You are determined now to make both sides, Republican and Democrats, mad in Pittsburgh. Thank you very much.

Mr. MAHANY. We are trying to make them happy, Mr. President.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,

Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin.	Stevenson,	

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. SILVERT. Mr. President, I desire to interrogate the gentleman from Armstrong, Senator Pechan.

The PRESIDENT. Will the gentleman from Armstrong, Mr. Pechan, permit himself to be interrogated?

Mr. PECHAN. I will, Mr. President.

Mr. SILVERT. Mr Pechan, in your role as Majority Leader, can you tell us why you cut the appropriation for the development, operation and maintenance of the Independence Mall in Philadelphia from $1,000,000, as passed by the House, to $500,000?

Mr. PECHAN. Senator Silvert, I think the same arguments would prevail with House Bill No. 1662 as Senator Mahany expressed to Senator Lane a little while ago regarding House Bill No. 1661.

Half of the biennium has passed and we feel there is sufficient money there to do what they can during the time which is left.

Mr. SILVERT. I want to thank you, Senator Pechan. I was under the impression that the possible reason for the cut was because the Independence Mall happens to be located in Philadelpha.

Mr. PECHAN. That was not the reason for the cut, Senator.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

APPROPRIATION BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. PECHAN. Mr. President, on behalf of Senator Chapman, I ask unanimous consent to offer amendments at this time.

The PRESIDENT Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1, page 1, lines 2 and 3 by striking out "twenty-two million one hundred fifteen thousand four hundred dollars" and inserting in lieu thereof: "twenty-two million one hundred eighty-three thousand four hundred dollars ($22,183,400)"; Amend Section 1, page 2, line 1 by striking out "($22,115,400)"; Amend Section 1, page 8, line 16 by striking out the figure "$96,000" and inserting in lieu thereof: "120,000"; Amend Section 1, page 12, line 12 by striking out the figure "250,000" and inserting in lieu theerof: "275,000"; Amend Section 1, page 12, line 13 by striking out the figure "76,000" and inserting in lieu thereof: "95,000."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

APPROPRIATION BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 1856, Printer's No. 1750, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 2012, Printer's No. 1744, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" providing additional disability and super-annuation retirement allowances.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 13), page 3, line 2 by striking out "May" and inserting in lieu thereof: "September"; Amend Sec. 2 (Sec. 14), page 3, line 11 by striking out "May" and inserting in lieu thereof: "September."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 653, Printer's No. 1713, on third reading, go over in its order as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I understand that Senator McMenamin has some amendments to this bill and he is not on the floor of the Senate at this time, but expects to be here tomorrow.

Therefore, Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 1077, Printer's No. 679, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL RECOMMITTED

Mr. MAHANY. Mr. President, I move that Senate Bill No. 1096, on third reading, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the consent of the Department of Welfare to sell or give to the Pennsylvania Game Commission a tract of Commonwealth land in Union and Hunlock Townships Luzerne County containing approximately five hundred acres and now constituting a portion of Retreat State Hospital lands under the administration of the Department of Welfare.

be recommitted to the Committee on Rules.

Mr. DIEHM. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies with the consent of the Department of Military Affairs and the approval of the Governor to sell or give all or part of the Cold Springs Military Reservation in Lebanon County formerly known as Camp Shand to The Pennsylvania Game Commission.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 2087, Printer's No. 1735, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,

Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 2096, Printer's No. 1702, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2105, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof . . ." further regulating payments to certain beneficiaries under the fund.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1060

Mr. BLASS. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1060, entitled:

An Act defining and providing for the licensing of water well drillers prevention of waste and pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties.

The PRESIDENT. The report will lie over for printing under the rules.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I have some statements here made by the Secretary of Highways, Mr. Lawler, which I would ask be printed and added to the Appendix of the Journal. This is a statement showing Pennsylvania's position in requesting more funds for the highways of Pennsylvania under the allocations of the Federal Road Bill.

I am going to pass copies of this statement to the Republican leadership, as well as to the Democratic leadership, and to the Chairman of the Highways Committee.

The PRESIDENT. This statement, submitted by the gentleman from Westmoreland, Mr. Dent, will be spread upon the Appendix to the Legislative Journal.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, reported as amended, House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I noticed an editorial in the Sunday Patriot-News, which is published here in Harrisburg, last Sunday's issue, which states:

"Our General Assembly wound up its week's work in a real rush early Friday so some of the legislative leaders and just plain, ordinary legislators could make a pilgrimage to the Kentucky Derby.

"The State Senators and Representatives, who dotted the scene at Churchill Downs yesterday, should have felt right at home.

"They had been off to the races all this past week right here in Harrisburg, where Pennsylvania's tangled finances are concerned.

"While so many of our legislators are in a betting mood, we'll offer them a little wager."

The editorial then goes on to wager that we are going to wind up this biennium with a gigantic deficit, and that the next Session of the General Assembly will be more tumultuous than the present one and so on and so forth.

Mr. President, the thing I want to call to the attention of the editor is the fact that I do not believe there was more than one Senator who went to the Kentucky Derby. I would like to make a wager with the editor of the paper. I would be glad to pay him a certain sum of money for each Senator over five who went to the Derby, if he will pay me the same amount for each Senator under five who went to the Kentucky Derby.

I do not understand why the editor of this paper should feel that we neglected our work in any way whatsoever last week. I think the Senate and the House worked very hard at their jobs last week. The fact of the matter is that I did not get out of here until about six o'clock

Friday evening, and I found that most of the boys and girls on the Hill had packed their bags and were on their way home when I left my office. I think we accomplished quite a good bit of work last week in both the Senate and in the House.

What I do object to, Mr. President, is this constant misrepresentation in the newspapers. Why should an editor of a newspaper make a statement such as that when he does not know the facts and tries to belittle this Legislature and the Members of it? If the newspapers want to try to build up our democratic process, they certainly should at least be fair to the elected representatives of the people.

If I go to the Kentucky Derby and the newspapers feel that this is news and worth-while printing, it will be all right with me if they put that item in their papers. I hope they will see to it that my own local Titusville Herald carries the story, because a lot of the people in Titusville feel sure that I go to the Kentucky Derby whether or not I go and if the newspapers would put it in the papers when I do go, then they will probably call upon me at the next meeting of the Rotary Club to describe the mob scenes attendant at the Kentucky Derby and perhaps to describe in detail the race. It certainly does not hurt me in any way, politically or otherwise, if they choose to put in the newspapers that I go to the Kentucky Derby. However, I do feel it is wrong when they say a great number of people, who are Members of the House and Senate, went to the Kentucky Derby when that is not the case at all.

Mr. President, this is just another one of those instances which we complained about a month or so ago when the newspapers chose to put in their columns that a great number of lobbyists had come into my office on a certain day, when we had a conference between the Democratic and Republican leaders, and that was not the case.

I do not think it is asking too much to ask the newspapers to try to be fair in their report of what happens and try, as much as they can, to print the truth as to what is happening to us on Capitol Hill. We come down here as elected representatives of the people and we feel we are entitled to be accorded a little fairer treatment in the newspapers. We come down here to Harrisburg and patronize the merchants who patronize this particular newspaper. We also patronize the hotels and we spend a lot of our money down here in this little town of Harrisburg, and all we ask is to be accorded at least a little fair treatment from the newspapers which are published here in Harrisburg.

HOUSE CONCURRENT RESOLUTION, SERIAL No. 185, TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Concurrent Resolution, Serial No. 185.

The Clerk read the resolution as follows:

HIGHWAY MEMORIAL

In the House of Representatives, March 6, 1956.

The Honorable William Flinn (1851-1924) was the father of the first chemically prepared hard surfaced road in Pennsylvania. While a member of the State Senate from Allegheny County, this man of extraordinary character, originality and courage, originated and introduced in 1879 in the General Assembly the first recommendation to amend the State Constitution to permit and provide a State-wide improvement of its rural highways. His recommendation as to surfacing highways, like the recommendations of many great men before him who offered new and progressive ideas, was met by the opposition who voiced the opinion that surfacing highways was an impossible engineering feat. However, Senator Flinn, who was a fearless fighter no matter how strong the opposition, never gave up. In 1895 through his untiring efforts and devotion to his progressive concept, and after he solved all the problems to the satisfaction of both the Senate and House as to administering the act, such legislation was passed.

When the first hard surfaced road was laid in Washington County under the "Flinn Road Bill" there were very few people, besides Senator Flinn, who could envision the impact such surfacing would have on the commercial advancement of this great nation. Within a relatively short time, every state followed the example set by the genius from Pennsylvania and paved their highways.

Today beautiful highways are taken as a matter of course. In the passage of time, great achievements and contributions made in realizing such highways by such men as Senator Flinn are sometimes forgotten, except by the few. These few, led by their chairman, Colonel Charles C. McGovern, the county controller, conducted a memorial service in 1926 at which they dedicated a monument, which they placed on the dividing line between Allegheny and Washington Counties, known as the "William Flinn Highway Memorial" in memory of the ingenuity of a great Pennsylvanian who devoted his entire life to the betterment of this Commonwealth. This memorial to Senator Flinn should be made known to and recognized by all the citizens of this Commonwealth in honor of this great man; therefore be it

Resolved (the Senate concurring), That the monument known as the "William Flinn Highway Memorial," which was erected in 1926 by the public at the dividing line between Allegheny and Washington Counties, be accepted by the General Assembly and dedicated to the perpetual memory of the late Honorable William Flinn who in 1895 as the father of hard surfaced roads, built the first such road in Washington County, Pennsylvania; and be it further

Resolved, That the General Assembly, when accepting the monument on behalf of the Commonwealth, shall give it such supervision as will be necessary to carry out the spirit and intentions of the public donors in preserving for posterity a perpetual historical monument in memory of the Senator who contributed to the perfection of a rural highway system in this Commonwealth; and be it further

Resolved, That copies of this resolution be transmitted to Charles C. McGovern, Pittsburgh, Pennsylvania, for the benefit of members who served on the dedication committee and for the benefit of any surviving kin of Senator Flinn.

HOUSE CONCURRENT RESOLUTION, SERIAL No. 185, UNANIMOUSLY ADOPTED

Mr. MAHANY. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. LANE. Mr. President, I second the motion.

Mr. FLEMING. Mr. President, I second the motion.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The motion was agreed to, and the resolution was unanimously adopted.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate

do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. McCREESH. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 201, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims; providing for the examination, adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1202, entitled:

An Act providing for the payment of the salary medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "The Vehicle Code," by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 856

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. WAGNER, FLACK and SCHMIDT as a committee of conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the difference existing between the two houses in relation to House Bill No. 856.

Ordered, That the Clerk inform the House of Representatives accordingly.

BIRTHDAY FELICITATIONS EXTENDED TO SENATOR EDWARD J. KESSLER

Mr. MAHANY. Mr. President, I would especially like to have Senator Peelor and Senator Kessler pay attention to this announcement.

Mr. President, today is a red letter day on the calendar. It marks the date of Monday, May 7, 1956. This date is very important to one outstanding Member of the Senate because today he is celebrating his birthday. He is generally regarded as a great expert on figures and finances. I refer to the Chairman of the Finance Committee of the Senate, our own Senator Edward J. Kessler, from Lancaster County.

Mr. DENT. Mr. President, I do not know how old the gentleman from Lancaster is. However, if it works out as it normally does, I will add a few years to it for him.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, May 8, 1956, at 1:00 o'clock, p.m., Eastern Standard Time.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:33 o'clock, p.m., Eastern Standard Time, until Tuesday, May 8, 1956, at 1:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, MAY 7, 1956

The House met at 1:00 p. m., E.S.T.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

Reverend Russel R. Lester, Pastor of the First United Presbyterian Church of Ambridge, Pa., guest Chaplain and guest of the gentleman from Beaver, Mr. Hamilton, offered the following prayer:

God of all wisdom, humbly we wait before Thee realizing our own weaknesses in the knowledge of Thy power. Enable us by Thy spirit to think clearly, speak clamly, and act wisely. Enrich our lives through Thy truth that we may ever be physically fit, mentally awake, and morally straight, in our service to Thee and our fellow man. In Thy name we pray. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Friday, May 4, 1956 will be postponed until printed. The Chair hears none.

Mr. CHARLES C. SMITH. Mr. Speaker, I ask permission of the House to hold a caucus of the Republican Members immediately in the old House Caucus Room.

The SPEAKER. There will be no Democratic caucus.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for one hour. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 407.

An Act amending the act of August 10, 1951 (P. L. 1182), entitled "An act relating to and defining chiropractic and the right to practice chiropractic; requiring licensure; conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction; providing for the granting, suspension and revocation of licenses issued by the board; preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction; conferring jurisdiction upon the court of common pleas of Dauphin County; and prescribing penalties," extending the period for application for limited examination, clarifying certain provisions thereof, establishing further standards of educational conferences and requiring board approval thereof, providing for branch office certificates and prohibiting branch office practice without such certificate.

HOUSE BILL No. 503.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases

HOUSE BILL No. 596.

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death

HOUSE BILL No. 1027.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two acres of land more or less in the Borough of Danville Montour County Pennsylvania for use of Danville State Hospital and making an appropriation

HOUSE BILL No. 1035.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire land in the City of Nanticoke Luzerne County for the use of Nanticoke State Hospital and making an appropriation

HOUSE BILL No. 1036.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire .326 of an acre more or less of land in Newport Township Luzerne County for the use of Retreat State Hospital and making an appropriation

HOUSE BILL No. 1474.

An Act amending the act of May 4, 1927 (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" further regulating the power of boroughs to levy and collect the annual tax for general borough purposes

HOUSE BILL No. 1849.

An Act amending the act of May 31, 1945 (P. L. 1198) entitled "An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties" further regulating mining operations requiring the filing of maps changing provisions with respect to registration bonds backfill overburden enforcement of the act appeals and penalties and providing for the payment of fines into a special fund

HOUSE BILL No. 1989.

An Act adopting an interpleader compact for the complete and expeditious adjudication of adverse claims to property in the hands of a stakeholder where one or more claimants are in different jurisdictions and entering into the compact with other states territories and possessions of the United States and the District of Columbia that adopt the compact and are acceptable to this Commonwealth for the purposes of the compact

HOUSE BILL No. 2006.

An Act amending the act of May 21, 1943 (P. L. 595) entitled "An act authorizating the Department of Property and Supplies to establish operate and maintain self-sustaining restaurants as herein defined in the State Capitol creating a revolving fund for this purpose to

be known as The State Restaurant Fund providing additional duties for the State Treasurer and the Department of Health in connection therewith and appropriating the necessary funds for these purposes" changing provisions relating to the operation of restaurants in the basement of the Main Capitol Building

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILL INTRODUCED AND REFERRED

By Mr. READINGER. HOUSE BILL No. 2113.

An Act amending the act of June 21, 1939 (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," changing liability provisions with respect to certain diseases.

Referred to the Committee on Rules.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 583, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) *** providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes

The first section was read.

On the question,

Will the House agree to the section?

Mr. McCANN offered the following amendments:

Amend Sec. 1 (Sec. 1066), page 3, lines 7 and 9, by inserting a bracket before "under" in line 7 and after "other" in line 9, and inserting immediately thereafter "In the".

Amend Sec. 1 (Sec. 1066), page 3, line 9, by inserting after "districts": of the county and of school districts of other counties whose directors are eligible to vote in county conventions and special meetings.

Amend Sec. 1 (Sec. 1066), page 3, line 11, by inserting a bracket before "under" and after "superintendent" and inserting immediately thereafter: "in school districts whose directors are eligible to vote in county conventions and special meetings."

Amend Sec. 1 (Sec. 1066), page 3, lines 13 and 16, by inserting a bracket before "shall" in line 13 and after "same" in line 16.

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. McCANN offered the following amendments:

Amend Sec. 2 (Sec. 1075), page 4, line 3, by striking out "the" and inserting in lieu thereof: "The".

Amend Sec. 2 (Sec. 1075), page 4, line 8, by striking out "if" and inserting in lieu thereof: "If".

Amend Sec. 2 (Sec. 1075), page 4, line 9, by inserting a bracket before "has" and after "over" and inserting immediately thereafter: "is employed in".

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. McCANN offered the following amendments:

Amend Sec. 3 (Sec. 1142), page 5, line 8, by striking out "salaries and increments except" and inserting in lieu thereof: "Salaries and Increments Except".

Amend Sec. 3 (Sec. 1142), page 9, line 13, by inserting after "Supervisors": directors, and coordinators of vocational education.

Amend Sec. 3 (Sec. 1142), page 10, line 7, by inserting after "supervisors": "directors and coordinators of vocational education".

Amend Sec. 3 (Sec. 1142), page 10, line 8, by inserting after "instruction": "and psychologists".

Amend Sec. 3 (Sec. 1142), page 12, line 3, by striking out "Mater's".

Amend Sec. 3 (Sec. 1142), page 14, line 10, by striking out "five (5)" and inserting in lieu thereof: "four (4)".

Amend Sec. 3 (Sec. 1142), page 15, line 3, by striking out "[($500)]" and inserting in lieu thereof: "[($5000)]".

Amend Sec. 3 (Sec. 1142), page 17, line 6, by striking out "five (5)" and inserting in lieu thereof: "four (4)".

Amend Section 3 (Section 1142) page 21 by inserting between lines 3 and 4 the following new sub-paragraph:

(20) The mandated salary schedule as provided in this act for the school year 1959-1960 shall be applicable to each school year thereafter except as herein otherwise provided.

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. McCANN offered the following amendment:

Amend Sec. 4, page 23, line 3 by striking out "1956-1957" and inserting in lieu thereof: "1955-1956".

It was agreed to.

The section was agreed to as amended.

The fifth and sixth sections and title were separately read and agreed to.

And said bill having been read at length the second time and agred to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 584, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) by further providing for reimbursement by the Commonwealth to school districts and vocational school districts and harmonizing the language of existing amendments

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON FINAL PASSAGE

BILLS PASSED OVER

There being no objection

House Bill No. 2098, Printer's No. 1722

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 590, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located and entitling additional districts to services provided through the county superintendent's office.

RECONSIDERATION OF VOTE

Mr. McCANN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. READINGER. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. McCANN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 3 (Sec. 1022) page 7, line 7 by striking out "are" and inserting in lieu thereof: "were".

Amend Sec. 3 (Sec. 1091) page 8, line 18 by striking out "1956" and inserting in lieu thereof: "1955".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order

The House proceeded to the consideration on final passage of Senate Bill No. 833, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" authorizing townships to improve public streets or roads without petition and collect the costs thereof from owners of abutting properties

On the question,

Shall the bill pass finally?

Agreably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—37

Amarando,	Comer,	Holt,	Muldowney,
Anderson, S. A.,	Dougherty,	Johnson,	Mullen,
Bazin,	Ellberg,	Jones, G. E.,	Pacchioli,
Bower,	Frascella,	Kolankiewicz,	Pashley,
Boory,	Frost,	Limper,	Reidenbach,
Brenninger,	Gaffney,	Lutty,	Scarcelli,
Bucchin,	Gelfand,	Maxwell,	Sherman,
Cianfrani,	Heavey,	McCormack,	Taylor,
Cioffi,	Henzel,	McGee,	Varallo,
			Willaredt,

NAYS—122

Agnew,	Guthrie,	Mihm,	Smith, Wm. B.,
Anderson, M. S.,	Hass,	Mikula,	Snider,
Banker,	Haudenshield,	Miller,	Stank,
Barnatovich,	Helm,	Moody,	Stebbins,
Bell,	Hocker,	Moran,	Steckel,
Blair,	Horst,	Moscrip,	Stephens,
Boles,	Houk,	Munley,	Stevenson,
Bonner,	Isaacs,	Murphy,	Stoner,
Breisch,	Jenkins,	Murray, H. P.,	Swartz,
Brennan, J. J.,	Jump,	Musto,	Thomas,
Brown,	Kamyk,	Naugle,	Thompson,
Capano,	Kehler,	Needham,	Toll,
Curwood,	Keller,	Ogilvie,	Toomey,
Davis,	Kent,	Olsen,	Varner,
Donahue,	Kline,	O'Neil,	Wall,
Donaldson,	Knecht,	Parry,	Wallace,
Down,	Kooker,	Paulhamus,	Walsh,
Ehrgood,	Lafore,	Petrosky,	Wargo,
Erb,	Leisey,	Polaski,	Waterhouse,
Eshleman,	Leonard,	Polen,	Weidner,
Farabaugh,	Leven,	Pomeroy,	Welsh,
Filo,	Light,	Pursley,	Wheeler,
Flint,	Lippincott,	Readinger,	Whitenight,
Flynn,	Lopresti,	Renwick,	Williams,
Foster,	Lovett,	Rigby,	Worley,
Frank,	Mahan,	Rovansek,	Yetter,
Garlock,	Markley,	Royer,	Yetzer,
George,	McCann,	Rudisill,	Young,
Goldstein,	Meholchick,	Sarraf,	Ziegler,
Gramlich,	Metz,	Schuster,	Andrews,
Guss,		Smith, C. C.,	Speaker

NOT VOTING—47

Adam,	Gibb,	McInroy,	Rubin,
Ashton,	Gibson,	McKeever,	Sigman,
Auker,	Greenwood,	McLaughlin,	Stone,
Branca,	Hamilton, R. K.,	McWherter,	Strausser,
Brennan, A. P.,	Hewitt,	Mills,	Stroup,
Breth,	Jones, T. H. W.,	Monroe,	Tompkins,
Bullen,	Kornick,	Murray, J. J.,	Vaughan,
Cochran,	Kratz,	Murray, P. G.,	Verona,
Cooper,	Kromer,	Pettigrew,	Wescott,
Ewing,	Lawyer,	Price,	Wilt,
Fineman,	Leiby,	Reibman,	Wood,
Floyd,	Magee,	Rosen,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

CALL OF THE HOUSE

Mr. McCORMACK. Mr. Speaker, I suggest the absence of a quorum.

Mr. GELFAND. Mr. Speaker, I would like to make this motion, that in the absence of a quorum the doors be locked and all Members absent be brought to the Chamber.

The SPEAKER. That is for a later decision to be made by the House.

The absence of a quorum having been suggested, the Sergeant-at-Arms will close the doors of the House. Members are not permitted to leave. Only officers and Members of the House are permitted to enter.

POINT OF ORDER

Mr. KOLANKIEWICZ. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. KOLANKIEWICZ. Did the Chair call for leaves of absence this afternoon?

The SPEAKER. The Chair has not yet called for leaves of absence.

Mr. KOLANKIEWICZ. Is it in order now to ask for a leave of absence?

The SPEAKER. Nothing is in order but the call of the House.

The Clerk will call the roll.

The roll was called.

The SPEAKER. Before the Clerk announces the result of the poll, the Chair desires to read the rule.

> "Call of the House. If a question shall be raised by a Member as to the absence of a quorum in the House, the doors shall be closed and no Member shall be permitted to leave except by permission of the House. The names of the Members shall be called by the Clerk and the absentees noted. Those for whom no sufficient excuse is made, may by order of a majority of those present, be sent for and taken into custody wherever they may be found, by the Sergeant-at-Arms and his assistants appointed for that purpose, and brought before the bar of the House, where unless excused by a majority of the Members present, they shall be reproved by the Speaker for neglect of duty.
>
> Members who voluntarily appear during a call shall unless the House otherwise directs, be immediately admitted to the Hall of the House and they shall, upon being recognized by the Speaker announce their presence for the purpose of having their names entered upon the Journal.

The Chair will request the Clerk, first, to report whether or not a quorum is present, then to read the names of the absentees and then the Chair will await the pleasure of the House.

The roll was as follows:

PRESENT—169

Agnew,	Garlock,	Markley,	Sarraf,
Amarando,	Gelfand,	Maxwell,	Scarcelli,
Anderson, M. S.,	George,	McCann,	Schuster,
Anderson, S. A.,	Gibson,	McCormack,	Sherman,
Banker,	Goldstein,	McGee,	Smith, C. C.,
Barnatovich,	Gramlich,	Meholchick,	Smith, Wm. B.,
Bazin,	Guss,	Metz,	Snider,
Bell,	Guthrie,	Mihm,	Stank,
Blair,	Hamilton, R. K.,	Mikula,	Stebbins,
Boies,	Hass,	Miller,	Steckel,
Bonner,	Haudenshield,	Moody,	Stephens,
Boory,	Heavey,	Moran,	Stevenson,
Bower,	Helm,	Moscrip,	Stoner,
Breisch,	Henzel,	Muldowney,	Strausser,
Brennan, A. P.,	Hocker,	Munley,	Stroup,
Brennan, J. J.,	Holt,	Mullen,	Swartz,
Brenninger,	Horst,	Murphy,	Taylor,
Breth,	Houk,	Murray, H. P.,	Thomas,
Brown,	Isaacs,	Murray, P. G.,	Thompson,
Bucchin,	Jenkins,	Musto,	Toll,
Capano,	Johnson,	Naugle,	Toomey,
Cianfrani,	Jones, G. E.,	Needham,	Varallo,
Cioffi,	Jump,	Ogilvie,	Varner,
Comer,	Kamyk,	Olsen,	Wall,
Curwood,	Kehler,	O'Neil,	Wallace,
Davis,	Keller,	Pacchioli,	Walsh,
Donahue,	Kent,	Parry,	Wargo,
Donaldson,	Kline,	Pashley,	Waterhouse,
Dougherty,	Knecht,	Paulhamus,	Weidner,
Down,	Kolankiewicz,	Petrosky,	Welsh,
Ehrgood,	Kooker,	Polaski,	Wescott,
Eilberg,	Lafore,	Polen,	Wheeler,
Erb,	Leisey,	Pomeroy,	Whitenight,
Eshleman,	Leonard,	Price,	Willaredt,
Farabaugh,	Leven,	Pursley,	Williams,
Filo,	Light,	Readinger,	Worley,
Flint,	Limper,	Reidenbach,	Yetter,
Flynn,	Lippincott,	Renwick,	Yetzer,
Foster,	Lopresti,	Rigby,	Young,
Frank,	Lovett,	Rovansek,	Ziegler,
Frascella,	Lutty,	Royer,	Andrews,
Frost,	Mahan,	Rubin,	Speaker
Gaffney,		Rudisill,	

ABSENT—37

Adam,	Floyd,	Leiby,	Pettigrew,
Ashton,	Gibb,	Magee,	Reibman,
Auker,	Greenwood,	McInroy,	Rosen,
Branca,	Hewitt,	McKeever,	Sigman,
Bullen,	Jones, T. H. W.,	McLaughlin,	Stone,
Cochran,	Kornick,	McWherter,	Tompkins,
Cooper,	Kratz,	Mills,	Vaughan,
Ewing,	Kromer,	Monroe,	Verona,
Fineman,	Lawyer,	Murray, J. J.,	Wilt,
			Wood,

The SPEAKER. One hundred and sixty-nine Members having answered to their names, a quorum is present.

Mr. AMARANDO. Mr. Speaker, I move we dispense with further action under the call of the House.

On the question,

Will the House agree to the motion?

The yeas and nays were as follows:

YEAS—117

Agnew,	Foster,	Leven,	Pursley,
Amarando,	Frascella,	Light,	Readinger,
Anderson, M. S.,	Frost,	Lippincott,	Reidenbach,
Anderson, S. A.,	Gaffney,	Lovett,	Royer,
Barnatovich,	George,	Mahan,	Rubin,
Bazin,	Gibson,	Markley,	Rudisill,
Bell,	Gramlich,	Maxwell,	Scarcelli,
Blair,	Hamilton, R. K.,	McCann,	Schuster,
Boies,	Hass,	McGee,	Sherman,
Bonner,	Haudenshield,	Metz,	Smith, C. C.,
Boory,	Heavey,	Mihm,	Smith, Wm. B.,
Bower,	Helm,	Miller,	Snider,
Breisch,	Henzel,	Moody,	Stank,
Brennan, A. P.,	Holt,	Moscrip,	Steckel,
Brennan, J. J.,	Horst,	Muldowney,	Stevenson,
Brenninger,	Houk,	Mullen,	Stroup,
Breth,	Isaacs,	Munley,	Taylor,
Brown,	Jenkins,	Murphy,	Thomas,
Bucchin,	Johnson,	Murray, H. P.,	Thompson,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Varallo,
Davis,	Jump,	Ogilvie,	Wall,
Donahue,	Kehler,	Olsen,	Weidner,
Donaldson,	Keller,	Pacchioli,	Wescott,
Dougherty,	Kline,	Pashley,	Wheeler,
Down,	Knecht,	Petrosky,	Willaredt,
Ehrgood,	Kolankiewicz,	Polaski,	Yetter,
Eilberg,	Kooker,	Polen,	Yetzer,
Erb,	Lafore,	Pomeroy,	Young,
Eshleman,	Leisey,	Price,	Ziegler,
Flint,			

NAYS—52

Banker,	Guthrie,	Naugle,	Swartz,
Capano,	Hocker,	Needham,	Toll,
Cianfrani,	Kamyk,	O'Neil,	Toomey,
Comer,	Kent,	Parry,	Varner,
Curwood,	Leonard,	Paulhamus,	Wallace,
Farabaugh,	Limper,	Renwick,	Walsh,
Filo,	Lopresti,	Rigby,	Wargo,
Flynn,	Lutty,	Rovansek,	Waterhouse,
Frank,	McCormack,	Sarraf,	Welsh,
Garlock,	Meholchick,	Stebbins,	Whitenight,
Gelfand,	Mikula,	Stephens,	Williams,
Goldstein,	Moran,	Stoner,	Worley,
Guss,	Musto,	Strausser,	Andrews, Speaker

NOT VOTING—37

Adam,	Gibb,	Magee,	Reibman,
Ashton,	Greenwood,	McInroy,	Rosen,
Auker,	Hewitt,	McKeever,	Sigman,
Branca,	Jones, T. H. W.,	McLaughlin,	Stone,
Bullen,	Kornick,	McWherter,	Tompkins,
Cochran,	Kratz,	Mills,	Vaughan,
Cooper,	Kromer,	Monroe,	Verona,
Ewing,	Lawyer,	Murray, J. J.,	Wilt,
Fineman,	Leiby,	Pettigrew,	Wood,
Floyd,			

So the question was determined in the affirmative and the motion was agreed to.

The SPEAKER. It is now unnecessary to call for leaves of absence since the House by its vote has automatically

granted a leave of absence to all those not present, irrespective of the cause for their absence.

ADJOURNMENT

Mr. GELFAND. Mr. Speaker, in as much as most of us who are now present came prepared to do an honest week's business in an endeavor to get this session of the Legislature terminated, and inasmuch as it is readily apparent at this time that no controversial legislation on the calendar can be taken up today, I therefore move that this House do adjourn until tomorrow morning at 9:30 a.m., in the hope that the other Members will be present so that we can have a business calendar.

On the question,

Will the House agree to the motion?

The SPEAKER. A motion to adjourn is always in order and the motion is not debatable.

MOTION TO SUSPEND RULE 16

Mr. READINGER. Mr. Speaker, I rise for the purpose of moving to suspend House Rule 16 which makes the motion to adjourn not debatable.

The SPEAKER. The motion to adjourn has already been made and is before the House.

Does the Majority Leader desire a standing vote, a voice vote, or a roll call?

PARLIAMENTARY INQUIRY

Mr. READINGER. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. READINGER. Is it Rule No. 16 of this House which makes the motion to adjourn not debatable?

The SPEAKER. It is one of the rules.

"A motion for adjournment or recess shall always be in order and shall be decided without debate, except as to the time of meeting."

If the gentleman desires to debate the time of meeting, as to whether we meet at 10:00 o'clock, or 11:00 o'clock, or at some other time, the gentleman would be in order.

Mr. READINGER. Mr. Speaker, if it is only House Rule No. 16 which prevents debate on the motion to adjourn, I certainly would have a right to move that we suspend House Rule No. 16.

The SPEAKER. Not while the motion is pending, the Chair would rule.

Mr. SARRAF. Mr. Speaker, in the making of the motion for adjournment, which is not debatable, I did not hear the time of adjournment. It was until what time?

The SPEAKER. 9:30 a.m.

The question is on the motion and the only matter before the House is the preference of the Majority Leader as to the manner of the vote.

Does the Majority Leader desire a division, a voice vote, or a roll call?

Mr. READINGER. I desire a division, Mr. Speaker.

Mr. GELAND . Mr. Speaker, I demand a roll call.

The calling of the roll was seconded by Mr. COMER.

PARLIAMENTARY INQUIRY

Mr. SHERMAN. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. SHERMAN. Mr. Speaker, I understand that a motion to adjourn, if the Speaker will correct me, requires support of four Members. Am I right?

The SPEAKER. The gentleman is not correct.

Mr. McCORMACK. Mr. Speaker, is the time for adjournment set at 9:30—

The SPEAKER. That is the motion.

Mr. McCORMACK. 9:30 standard time?

The SPEAKER. That is the motion.

Mr. McCORMACK. Mr. Speaker, I would like to address myself on that point and suggest that rather than 9:30 we should adjourn until such a time as we get a full House here.

The SPEAKER. That would be rather indefinite.

The SPEAKER. For what purpose does the gentleman from Philadelphia rise?

You are giving the Speaker a hard time in the absence of the Parliamentarian.

Mr. CHARLES C. Smith. Mr. Speaker, I first would say that everything is in good hands at the Speaker's Chair.

Would I be in order at this time to make a statement that has nothing to do with the adjournment motion?

The SPEAKER. Nothing would be in order from a parliamentary point of view but a vote on the question to adjourn.

Mr. CHARLES C. SMITH. There is nothing in order at this time as to any statement whatsoever?

The SPEAKER. Except debate as to the time of adjournment.

Mr. CHARLES C. SMITH. Possibly I could debate the time of adjournment.

The SPEAKER. By unanimous consent, if no Member objected, the Chir would recognize the "Majority" Leader, for any statement he might want to make, but if there were objection the Chair would have to sustain the objection.

Mr. CHARLES C. SMITH. The gentleman is correct about the "Majority" Leader when he looked over here at me. Thank you.

The SPEAKER. I have said that for some time.

Mr. CHARLES C. SMITH. Mr. Speaker, in debating the time of adjournment, we on this side of the House would probably not have gone along with any motion to adjourn to any certain time tomorrow, but now under the circumstances that there are controversial bills being passed over and we will not be in any position to vote on controversial bills. I think we should go along with the motion and make the time of adjournment 11:00 o'clock tomorrow morning to give the Members a chance to come in.

Mr. GOLDSTEIN. Mr. Speaker, under Rule 16 the question as to whether this is the proper time to adjourn is not subject to discussion. Judging by our actions over a period of fifteen months, I am very doubtful whether we will have a sufficient majority on the other side to pass legislation.

In order to see that the problems of every Legislator are disposed of and he is here with a free and open mind, I would suggest that Mr. Gelfand amend his motion to have the adjournment date at 3:00 o'clock November 7, 1956.

The SPEAKER. The gentleman is not in order.

The statements were made by leniency on the part of the Chair.

Mr. GELFAND. Mr. Speaker, I believe Mr. Smith suggested, or made a motion that the adjournment time be made 11:00 o'clock rather than 9:30 a. m. I rise to discuss that.

I come here with a serious purpose, to do the Commonwealth's business. I have come here this entire session in fond hopes that sooner or later we would get this session terminated — — —

POINT OF ORDER

Mr. READINGER. Mr. Speaker, I rise to a point of order.

Mr. GELFAND. There is no point of order.

Mr. READINGER. I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. READINGER. Mr. Speaker, the gentleman is not speaking about the time to which we shall adjourn.

The SPEAKER. The point of order is well taken.

Mr. GELFAND. Mr. Speaker, if the Majority Leader will let me continue, he will learn I am discussing the time.

The SPEAKER. The remarks of the gentleman up to the present time were out of order.

Mr. GELFAND. In any event I propose that we have a complete and full working day tomorrow. If we should start at 11:00 a. m., as suggested by the Minority Leader, we would just come in here and find ourselves sitting around for an additional two hours in fond hopes that there would be enough Members to start the day's business by 1:00 o'clock.

I propose we have the time set for 9:30 a. m. tomorrow morning, so in the event we do have to sit down for an hour and a half waiting for the membership to arrive we will be able to start early enough.

I, therefore, debate that motion and suggest that the time for further convening of this body be 9:30 a. m., Tuesday, May 8th.

PERMISSION TO ADDRESS HOUSE

M.r READINGER asked and obtained unanimous consent to address the House.

The SPEAKER. The Chair hears no objection.

Mr. GELFAND. Mr. Speaker, rise to object to any further discussion. The only thing in order is a vote on the motion for adjournment.

The SPEAKER. The Chair hears no objection.

Mr. READINGER. Mr. Speaker, the gentleman is greatly perturbed by the fact that there are some absentees today, and I guess all of us are.

The fact remains we have absentees. However, what the gentleman may not know is that this Commonwealth has some business other than this legislative business.

POINT OF ORDER

Mr. GELFAND. Mr. Speaker, I rise to a point of order.

Mr. READINGER. Mr. Speaker, I have the floor on unanimous consent and the gentleman is out of order in interrupting.

The SPEAKER. The Chair heard no objection when the other "Majority" Leader was speaking, and the Chair hears no objection when this Majority Leader is speaking.

Mr. READINGER. If the gentleman will allow me to proceed for about one minute without objection, I will finish.

It just so happens that the General State Authority meeting of the Board of Directors is called for tomorrow morning at 10:00 a. m. The Minority Leader is a Member of that Board, the Speaker is a Member of the Board and I am a Member of the Board. Our presence there is urgeant.

There are other reasons why it is not desirable for this House to meet tomorrow morning at 9:30 or even at 11:00 o'clock. We were going to suggest that we meet at 1:00 o'clock tomorrow so that we might have the businesse of the day lined up in order that we might proceed without delay and get something done.

If the gentleman from Philadelphia who made this motion to adjourn had known these facts, perhaps he would not have been so insistent that we meet at 9:30 in the morning. I think the gentleman will probably recognize that if the Speaker and the two Floor Leaders are not here he will be here perhaps at 9:30, but there will be business taken up until somebody else arrives in the Hall of this House.

I do not want to be adamant about it. I would be happy to consult with him—I would have been had he spoken to me about it. But he has seen fit to make this motion to adjourn, the Chair has ruled that Rule 16 cannot be suspended for the purpose of discussing it intelligently before we act upon it, and therefore I am asking the Members of the House to vote down this motion to adjourn.

Mr. GELFAND. Mr. Speaker - - -

The SPEAKER. If the gentleman from Philadelphia, Mr. Gelfand, desires to make some remarks, the Chair in his particular case will hear no objection.

Mr. CHARLES C. SMITH. Mr. Speaker, would we be in order at this time to amend the motion as to the time of adjournment?

The SPEAKER. It is always in order to amend motions.

Mr. CHARLES C. SMITH. Mr. Speaker, I would then move to amend the motion of the gentleman from Philadelphia that we adjourn today until 1:00 o'clock standard time tomorrow, or daylight saving time, whichever would suit the Majority Leader.

Mr. READINGER. I would suggest standard time.

Mr. CHARLES C. SMITH. 1:00 o'clock standard time tomorrow.

The SPEAKER. Is the motion seconded?

Mr. JUMP. Mr. Speaker, I second the motion.

Mr. GELFAND. Mr. Speaker, I agree to the amendment.

On the question,

Will the House agree to the amendment?

PARLIAMENTARY INQUIRY

Mr. McCORMACK. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. McCORMACK. Rule 88 of the House states in effect that any rule of the House may be suspended at any time by majority vote of the Members elect.

The SPEAKER. The Chair rules that while a question is pending a rule cannot be suspended.

Mr. McCORMACK. The rule states "at any time," Mr. Speaker.

The SPEAKER. While there are questions before the House - -

Mr. McCORMACK. Did the Speaker see the language of that rule?

The SPEAKER. The Speaker saw the language of that rule, and also the precedents upon the part of the House.

The SPEAKER. The question is on the amendment to the motion to adjourn to 1:00 o'clock instead of 9:30.

On the question recurring,

Will the House agree to the amendment?

The amendment was agreed to.

On the question,

Will the House agree to the motion as amended?

Mr. READINGER. I ask for a division.

Mr. GELFAND. I requested a slow roll call on that motion before. I have not withdrawn the request.

Mr. SPEAKER. The request for a roll call, the Chair would point out, was regularly made and seconded.

The yeas and nays were required by Mr. Gelfand and Mr. Comer and were as follows:

YEAS—87

Agnew,	Foster,	Knecht,	Renwick,
Banker,	Frost,	Lafore,	Rigby,
Bazin,	Gelfand,	Leisey,	Rovansek,
Bell,	George,	Light,	Royer,
Blair,	Gibson,	Limper,	Rubin,
Bonner,	Goldstein,	Lippincott,	Smith, C. C.,
Bower,	Gramlich,	Lopresti,	Steckel,
Breisch,	Greenwood,	Mahan,	Stephens,
Brennan, J. J.,	Hass,	Markley,	Stoner,
Brenninger,	Haudenshield,	Mikula,	Strausser,
Brown,	Helm,	Miller,	Stroup,
Capano,	Henzel,	Moody,	Thompson,
Cianfrani,	Hocker,	Moscrip,	Tompkins,
Comer,	Houk,	Murphy,	Toomey,
Davis,	Isaacs,	Murray, H. P.,	Wall,
Donahue,	Johnson,	Murray, P. G.,	Waterhouse,
Donaldson,	Jones, T. H. W.,	Naugle,	Weidner,
Down,	Jump,	Ogilvie,	Wescott,
Erb,	Kehler,	Parry,	Willaredt,
Eshleman,	Keller,	Pomeroy,	Young,
Farabaugh,	Kent,	Price,	Ziegler,
Flynn,	Kline,	Pursley,	

NAYS—84

Amarando,	Hamilton, R. K.,	Muldowney,	Snider,
Anderson, M. S.,	Heavey,	Mullen,	Stank,
Anderson, S. A.,	Holt,	Munley,	Stebbins,
Barnatovich,	Horst,	Musto,	Stevenson,
Boles,	Jenkins,	Needham,	Swartz,
Boory,	Jones, G. E.,	Olsen,	Taylor,
Brennan, A. P.,	Kamyk,	O'Neil,	Thomas,
Breth,	Kolankiewicz,	Pacchioli,	Toll,
Bucchin,	Kooker,	Pashley,	Varallo,
Cioffi,	Leonard,	Paulhamus,	Varner,
Curwood,	Leven,	Petrosky,	Wallace,
Dougherty,	Lovett,	Polaski,	Walsh,
Ehrgood,	Lutty,	Polen,	Wargo,
Eilberg,	Maxwell,	Readinger,	Welsh,
Filo,	McCann,	Reidenbach,	Wheeler,
Flint,	McCormack,	Rudisill,	Whitenight,
Frank,	McGee,	Sarraf,	Worley,
Frascella,	Meholchick,	Scarcelli,	Yetter,
Gaffney,	Metz,	Schuster,	Yetzer,
Garlock,	Mihm,	Sherman,	Andrews,
Guss,	Moran,	Smith, Wm. B.,	Speaker
Guthrie,			

NOT VOTING—35

Adam,	Floyd,	McInroy,	Rosen,
Ashton,	Gibb,	McKeever,	Sigman,
Auker,	Hewitt,	McLaughlin,	Stone,
Branca,	Kornick,	McWherter,	Vaughan,
Bullen,	Kratz,	Mills,	Verona,
Cochran,	Kromer,	Monroe,	Williams,
Cooper,	Lawyer,	Murray, J. J.,	Wilt,
Ewing,	Leiby,	Pettigrew,	Wood,
Fineman,	Magee,	Reibman,	

So the question was determined in the affirmative, the motion was agreed to and at 4:59 p. m. the House adjourned until Tuesday, May 8, 1956 at 1:00 p. m. EST.

COMMITTEE MEETINGS

CITIES—COUNTIES 2ND AND 2ND CLASS A, Mr. Mihm, Chairman, Room 521, Tuesday, May 8, at 1:45 p. m.

STATE GOVERNMENT, Mr. Polaski, Chairman, Room 324, Tuesday, May 8, at 1:45 p. m.

The Legislative Service Club will meet for breakfast, Tuesday Morning, at 8:30 a. m. in the private dining room of the Capitol Cafeteria.

All times are Daylight Saving Time.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., TUESDAY, MAY 8, 1956. No. 177.

SENATE

TUESDAY, MAY 8, 1956

The Senate met at 1:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, Thou Who art the giver of every good and perfect gift, Thou Who hast given us life and all the possibilities that come with it, we pray today for a large measure of the gift of understanding, of cooperation and for brotherhood.

Bless our beloved State and its people, that we may all continue to work to keep Pennsylvania the keystone not only of this great Nation of ours, but that the spirit of our State may extend to the ends of the earth. We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. STIEFEL, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executice Nominations:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 8, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Sheldon E. Kleintob, Huntington Mills, Luzerne County, for appointment as Justice of the Peace in and for the Township of Huntington, Luzerne County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 8, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Cecil C. Felmlee, Dry Run, Franklin County, for appointment as Justice of the Peace in and for the Township of Fannett, Franklin County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 8, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul E. Thuemmler, 61 North Main Street, Bangor, Northampton County, for appointment as Justice of the Peace in and for the Borough of Bangor, Northampton County, to serve until the first Monday of January 1958, vice Fred McFall, resigned.

GEORGE M. LEADER.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 407, entitled:

An Act amending the act of August 10, 1951 (P. L. 1182), entitled "Chiropractic Registration Act of 1951," extending the period for application for limited examination, clarifying certain provisions thereof establishing further standards of educational conferences and requiring board approval thereof, providing for branch office certificates and prohibiting branch office practice without such certificate.

House Bill No. 503, entitled:

An Act amending the act of July 18, 1917 (P. L. 1048), entitled "School Employes Retirement Law," by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

House Bill No. 596, entitled:

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death.

House Bill No. 1027, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire two acres of land, more or less, in the Borough of Danville, Montour County, Pennsylvania, for use of Danville State Hospital; and making an appropriation.

House Bill No. 1035, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire land in the City of Nanticoke, Luzerne County, for the use of Nanticoke State Hospital; and making an appropriation.

House Bill No. 1036, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire .326 of an acre, more or less, of land in Newport Township, Luzerne County, for the use of Retreat State Hospital; and making an appropriation.

House Bill No. 1082, entitled:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania, at Philadelphia, Pennsylvania, for defraying part of expenses of the 250 Anniversary Celebration of the birth of Benjamin Franklin.

House Bill No. 1474, entitled:

An Act amending the act of May 4, 1927 (P. L. 519), entitled "General Borough Act," further regulating the power of boroughs to levy and collect the annual tax for general borough purposes.

House Bill No. 1849, entitled:

An Act amending the act of May 31, 1945 (P. L. 1198), entitled "Bituminous Coal Open Pit Mining Conservation Act," further regulating mining operations; requiring the filing of maps; changing provisions with respect to registration, bonds, backfill, overburden, enforcement of the act and penalties; and providing for the payment of fines into a special fund.

House Bill No. 1989, entitled:

An Act adopting an interpleader compact for the complete and expeditious adjudication of adverse claims to property in the hands of a stakeholder where one or more claimants are in different jurisdictions and entering into the compact with other states, territories and possessions of the United States and the District of Columbia that adopt the compact and are acceptable to this Commonwealth for the purposes of the compact.

House Bill No. 2006, entitled:

An Act amending the act of May 21, 1943 (P. L. 595), entitled "An act authorizing the Department of Property and Supplies to establish, operate and maintain self-sustaining restaurants, as herein defined, in the State Capitol; creating a revolving fund for this purpose, to be known as The State Restaurant Fund; providing additional duties for the State Treasurer and the Department of Health in connection therewith; and appropriating the necessary funds for these purposes," changing provisions relating to the operation of restaurants in the basement of the Main Capitol Building.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

GENERAL COMMUNICATION

The Chair cleared his table and laid before the Senate the following communication, which was read by the Clerk:

DISTRICT ATTORNEY'S OFFICE
Room 666 City Hall
Philadelphia 7, Pa.

(SEAL)

VICTOR H. BLANC,
District Attorney

May 7, 1956.

HAROLD WATKINS
Secretary of the Senate
Capitol Building
Harrisburg, Pa.

Dear Sir:

Enclosed please find two copies of the Philadelphia April Grand Jury's final presentment. Its comprehensiveness, scope and quality merit state-wide recognition. I feel that at least parts of it are of special interest to you and the entire membership of the Senate.

Very truly yours,

(s) ARMAND DELLA PORTA.
Armand Della Porta,
Assistant District Attorney,
Chief, Indictment Division.

Enclosures
ADJ/fb

The PRESIDENT. This communication will be spread upon the Legislative Journal, and copy of the Philadelphia April Grand Jury's final presentment will be printed in the Appendix to the Journal.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1361

Mr. STEVENSON. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1361, entitled:

An Act authorizing the creation of regional planning commissions by counties, cities, borough, towns or townships; authorizing interstate participation in regional planning under certain conditions, and conferring powers and imposing duties on regional planning commissions.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor.

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Matthew J. Stokan, 1809 Mahoning Avenue, Youngstown, Ohio, for the reappointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of Ohio, for the term of five years, to compute from May 7, 1956.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William H. Oettinger, Durham Road, R. D. 2, Langhorne, Bucks County, for appointment as Justice of the Peace in and for the Township of Middletown, Bucks County, to serve until the first Monday of January 1958, vice F. Eugene Sergeant, Jr., deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Quentin L. Seitz, Felton, York County, for appointment as Justice of the Peace in and for the Borough of Felton, York County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Leon E. Misco, 617 East Sunbury Street, Shamokin, Northumberland County, for appointment as Alderman in and for the First Ward of the City of Shamokin, Northumberland County, to serve until the first Monday of January 1958, vice James A. Davis, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John L. Heffron, Jr., 875 Thorn Street, Sewickley, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Sewickley, Allegheny County, to serve until the first Monday of January 1958, vice William E. Evans, resigned.

GEORGE M. LEADER.

MEMBER OF THE BLAIR COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate W. Lamont Goetz (Rep.), 2018 Hudson Avenue, Altoona, Blair County, for reappointment as a member of the Blair County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified.

GEORGE M. LEADER.

MEMBER OF THE ADVISORY COUNCIL OF AFFAIRS OF THE HANDICAPPED

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. Clifford E. Barbour, Carnot Road, Coraopolis, Allegheny County, for appointment as a member of the Advisory Council of Affairs of the Handicapped, from January 20, 1954, for the term of three years, and until his successor shall have been appointed and qualified.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles P. Meredith, Freeport Road, Blawnox, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Blawnox, Allegheny County, to serve until the first Monday of January 1958, vice Charles J. Reitz, resigned.

GEORGE M. LEADER.

MEMBERS OF THE BOARD OF TRUSTEES OF THADDEUS STEVENS TRADE SCHOOL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Thaddeus Stevens Trade School, to serve until the third Tuesday of January 1961, and until their successors shall have been appointed and qualified:

Paul R. Yarnall, 601 North Duke Street, Lancaster, Lancaster County, vice Theodore M. Ayres, Lancaster, whose term expired.

Howard J. Hanlon, Jr., R. D. 1, Lancaster, Lancaster County, vice Mrs. Elizabeth D. Stine, Lancaster, whose term expired.

George C. Crudden, Jr., 102 South Ann Street, Lancaster, Lancaster County, vice Samuel E. Dyke, Lancaster, whose term expired.

GEORGE M. LEADER.

MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 7, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James B. Stevenson, 430 East Main Street, Titusville, Crawford County, for reappointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Chester P. Hake, 79 West Main Street, Windsor, York County, for appointment as Justice of the Peace in and for the Borough of Windsor, York County, to serve until the first Monday of January 1958, vice Ervin C. Grim, deceased.

GEORGE M. LEADER.

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dewey H. Miller, R. D. 1, Bedford, Bedford County, for appointment as a member of the Pennsylvania Game Commission, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice G. I. Phillips, Alexandria, deceased.

GEORGE M. LEADER.

MEMBERS OF THE ADVISORY COUNCIL ON MENTAL HEALTH

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Advisory Council on Mental Health, to serve until their successors shall have been appointed and qualified:

Dr. Robert C. Prall, 471 Lynbrooke Road, Springfield, Delaware County, for the term of five years.

Dr. Lauren H. Smith, Pennsylvania Hospital, 4401 Market Street, Philadelphia, Philadelphia County, for the term of five years.

Charles H. Frazier, 1401 Arch Street, Philadelphia, Philadelphia County, for the term of five years.

Leonard T. Beale, 3 Penn Center Plaza, Philadelphia, Philadelphia County, for the term of five years.

Dr. Fred P. Pokrass, 900 North Fifth Street, Reading, Berks County, for the term of four years.

Mrs. Ruth G. Pearle, 318 East Highland Avenue, Ebensburg, Cambria County, for the term of four years.

Mrs. Elizabeth M. Greenfield, 9230 Germantown Avenue, Chestnut Hill, Philadelphia County, for the term of four years.

Howard A. Wolf, 340 Twelfth Street, Philadelphia, Philadelphia County, for the term of four years.

Dr. J. Franklin Robinson, 335 North Franklin Street, Wilkes-Barre, Luzerne County, for the term of three years.

Walton L. Strauss, 1959 Lakeside Drive, Erie, Erie County, for the term of three years.

Rev. Gordon H. Sperry, 45 South 16th Street, Allentown, Lehigh County, for the term of three years.

Rev. Herbert W. Stroup, Jr., 1959 Market Street, Camp Hill, Cumberland County, for the term of three years.

Rabbi Louis M. Youngerman, 3003 Turner Street, Allentown, Lehigh County, for the term of three years.

Dr. Edward J. Carroll, 121 University Place, Pittsburgh 13, Allegheny County, for the term of two years.

Dr. J. William White, 1534 Washington Avenue, Scranton, Lackawanna County, for the term of two years.

Rt. Reverend Monsignor Vincent M. Leonard, 125 North Craig Street, Pittsburgh 13, Allegheny County, for the term of two years.

Samuel D. Regester, D. D., 204 East Fourth Street, Emporium, Cameron County, for the term of two years.

Ralph H. Haarmeyer, 1319 Pine Street, Scranton, Lackawanna County, for the term of two years.

GEORGE M. LEADER.

MEMBERS OF THE DELAWARE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Delaware County Board of Assistance:

Mrs. Alice Pechner (Dem.), 242 Blythe Avenue, Drexel Hill, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Mrs. Anna F. Rigler, Upper Darby, resigned.

William R. Roberts (Rep.), 4110 Vernon Road, Drexel Hill, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Howard R. Palmer, Chester, whose term expired.

Mrs. Madeleine Roney (Dem.), 311 North Manoa Road, Havertown, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Dr. Larney E. Hardy, Chester, whose term expired.

Orville S. Shoaf (Dem.), 325 South Monroe Street, Media, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice Crosby L. Smith, Media, whose term expired.

Mrs. Sarah R. Longen (Dem.), 460 East Baltimore Avenue, Clifton Heights, to serve until December 31, 1957, and until her successor is duly appointed and qualified, vice Adam J. Weber, Jr., Yeadon, whose term expired.

Mrs. Elizabeth M. McGlynn (Dem.), 107 Wyndmoor Road, Springfield, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Mrs. R. Edna Salneu, Havertown, whose term expired.

Mrs. Charlotte Snyder (Dem.), 40 Sycamore Road, Wallingford, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Mrs. Mary B. Christie, Bryn Mawr, whose term expired.

GEORGE M. LEADER.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 729

LAID ON THE TABLE

Mr. KESSLER. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 729, entitled:

A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania by providing for annual sessions of the General Assembly.

The PRESIDENT. The Clerk will read this Report of Committee of Conference.

The Clerk read the Report as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON SENATE BILL No. 729

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 729, entitled: "A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of

Pennsylvania, by providing for annual sessions of the General Assembly," having met, after full conference, have been unable to agree.

/s/ EDWARD J. KESSLER
/s/ DONALD P. McPHERSON, JR.
/s/ HARRY S. SEYLER
(Committee on the part of the Senate)

/s/ ALBERT S. READINGER
/s/ JULIAN POLASKI
/s/ NORMAN WOOD
(Committee on the part of the House of Representatives)

The PRESIDENT. This Report of Committee of Conference on Senate Bill No. 729 will be laid on the table.

REPORTS FROM COMMITTEES

Mr. RUTH, from the Committee on Rules, reported as committed, Senate Bill No. 1102, entitled:

An Act amending the act of May 5, 1933 (P. L. 289), entitled "Nonprofit Corporation Law," authorizing keeping of investments in the name of the corporation or a nominee.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 1103, entitled:

An Act amending the act of May 1, 1929 (P. L. 1005), entitled as amended "The Tractor Code," authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines, and fixing fees for such permits.

He also, from the Committee on Rules, reported as committed, House Bill No. 2017, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code," further regulating the passing of school buses and prescribing penalties.

BILL INTRODUCED AND REFERRED

Mr. McGINNIS read in his place and presented to the Chair Senate Bill No. 1105, entitled:

An Act amending the act of May 13, 1915 (P. L. 286) entitled "Child Labor Law" permitting the employment of certain male minors as pin boys in a combination bowling alley and pool or billiard room establishment.

Which was committed to the Committee on Rules.

PETITIONS AND REMONSTRANCES

Mr. BARR. Mr. President, I would just like to read a letter I received today from a gentleman who was confirmed by the Senate last week. He writes as follows:

"Dear Senator Barr:

"I am grateful to you for your efforts in my behalf in connection with my appointment as Judge of The Orphans Court of Allegheny County.

"I would appreciate if, on the Senate Floor, you would express my gratitude to the Members of the Senate for my confirmation as Judge of The Orphans Court of Allegheny County.

"With kindest personal regards, I remain,

"Sincerely yours,

"A. L. WOLK"

Mr. SILVERT. Mr. President, we are having a great deal of delay in the adjournment of this Session because of differences of opinion on the repeal of the stamp tax. I should like to read a communication which comes from the very District from which Mr. Charles Smith, who is championing the refusal to repeal the stamp tax, comes. I should like to read a letter coming from his District, from the Business Men's Association of Germantown. It is addressed to me and it says as follows:

"My dear Mr. Silvert:

"This is to verify telegram which this Association sent you yesterday, as follows:

"The Business Men's Association of Germantown, by unanimous vote of its Directors, have instructed me to inform you of our firm opposition to the provisions of Article IV of the Selective Sales and Use Tax Act, and to urge you to continue your efforts to effect its repeal.

"Respectfully yours,"

/s/ "OTTO J. GLASER
"Otto J. Glaser
"President"

Mr. President and Members of this Senate, the very people who helped to elect Charlie Smith, and who have supported him for years, are pleading in this letter for us to talk to him and make him see the reason this stamp repeal should go through. If this does not convince Mr. Smith, I do not know what will.

Mr. HALUSKA. Mr. President, the Democratic Caucus has asked me to take the floor this afternoon to determine, if I can, from the Republican Floor Leader as to a date that we may adjourn this Session.

Mr. President, I desire to interogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. HALUSKA. Senator Mahany, there seem to be many conflicting reports as to our tentative program and a number of my colleagues would like to make plans for the future. Therefore, could you tell us, as nearly as you can, regarding our program for this week, next week and the sine die adjournment?

Mr. MAHANY. Mr. President, that is quite a job. I am also concerned with plans for the future. However, I would say to Senator Haluska that if his Democratic colleagues in the House continue to make motions to adjourn without taking up any business, it is quite unlikely that we will ever be able to adjourn sine die.

Mr. HALUSKA. Senator Mahany, could you tell us your tentative program for next week?

Mr. MAHANY. I would say to the gentleman that we cannot meet on Monday or Tuesday of next week because of the hotel situation. I am advised by the Penn Harris Hotel that they will have rooms available on Wednesday, Thursday and Friday of next week. The Harrisburger Hotel will not have any rooms available either next week or the week after; that is, the week of May 13th or the week of May 20th. Therefore, we will not be able to meet during the week of May 20th and if we meet during the week of May 13th, it will be on Wednesday, Thursday and Friday.

We expect to have a conference with the Democratic and Republican leaders of the House, and the Democratic and Republican leaders of the Senate, tomorrow morning at 10:00 o'clock. Perhaps, as a result of that meeting, our plans may be more clearly crystalized. However, at this time I cannot tell you what possible date we can make for final adjournment.

Mr. HALUSKA. Thank you.

Mr. DENT. Mr. President, while we were listening to the remarks of the gentleman on the other side about not being able to meet because of the hotel shortage, one of the wits suggested that perhaps we could move our Sessions to Philadelphia and meet at Independence Hall. It appears to me that over this last year and three months that we have been in Session, every moment that we had arrived at some kind of a program which appeared to be on the way to an adjournment sine die, we ran into conventions at the hotels.

A great many people do not know that if the hotel situation in this town were not what it is, we would have been able to have stayed in Session more regularly. I think, if you will look over the record, you will find that at least three months out of this Session have been dissipated in trying to find hotel rooms. If we cannot get rooms for two more weeks and if, as I am told from some of the House leadership, we cannot quit this week, how, then, are we supposed to lay out our plans for final adjournment? Every day it becomes increasingly more difficult to have an attendance of a constitutional majority in the General Assembly. It is a natural thing. A great many citizens do not know that all Members of the Legislature have to earn a living in other businesses or other work. As it now stands, if this whole month is to be used up by conventions at the hotels, then I think we should face the thing squarely and honestly, and perhaps we ought to recess until the hotels can give us rooms for about a month or so in order for us to wind up our work.

Mr. President, I am going to say this for the Republican Senators as well as for the Democratic Senators. There is no disposition on the part of any man in this Senate, to whom I have talked, to delay this Session. There never has been on the part of any Member of the Senate that I know of to delay the adjournment sine die. However, there seems to be something in coming to Sessions that attracts House Members. For some reason or other, they just will not sit down to an agreement aiming at some kind of a target date.

Senator Mahany has just told you what he knows to be the facts. He is not making any determination on them; he is just stating a fact. I was hopeful that we would meet anyway. I am just wondering what would happen if the Membership of the House and Senate retained their rooms and worked over the entire week this week, stayed over Sunday night and retained their rooms in the hotels. Would the hotels then order them out onto the streets or would they be given the same courtesy as any ordinary person attending a convention who, when he overstays his mark, is allowed to keep the room?

Mr. President, we are not going to be forced into a position of building a hotel for the Legislature in order that we can hold meetings. However, somewhere along the line, this foolishness must stop. If we have to pass regulations where we have a limited Session of the Legislature, tied down to so many days, that may be the answer. Certainly, however, for the hotels to say that they cannot provide rooms for this General Assembly for the week of the 13th and the week of the 21st is, to my mind, utterly silly. I do not know how many Members here require rooms in the hotels, but there are only 262 Members of this General Assembly. I would venture to say that we could get by with one hundred rooms easily between the two hotels. If I know anything about hotel management, they usually keep that many rooms open for transients. For the purpose of holding this General Assembly, let us play the part of transients, if necessary, next week.

I say that we ought not to recess next week and I am going to vote against a recess. I know that some of you say that I have my apartment down here and, therefore, I have a bed to sleep in. I will say to all of you, to the extent of the room I have, that I will share my bed and board with you. For those of you who cannot find rooms, we will stack you somewhere in the corners. In fact, some of my cupboards in my apartment are as big as some of the rooms you rent in these hotels anyway.

I want to assure all of you that we are going to meet next week if I have anything to say about it. I am sure that the Democratic Membership wants to stay next week. If it were a question of one or two days, and we could come in on Wednesday and stay the rest of the week, we would probably try to be as considerate of the hotels as we can be, knowing that they, too, must exist and earn a living. However, to say that for two full weeks we cannot have rooms is absolutely out of order. We just cannot run this legislative Session based upon the ability to get hotel rooms. Unless we have a better understanding on the matter within the next twenty-four hours, I think we should advise the House that we are staying in Session and everybody do the best they can with what they can obtain in the way of accommodations. Whether we must go to Hershey, Carlisle, sleep in motels, hotels, apartments or whatever else it is, I think it is important enough that we do drive to quit.

Mr. President, I am very fearful and suspicious that there are certain Members of the General Assembly who just do not want to quit for some unknown reason, a reason that I cannot fathom to the best of my ability. I cannot find out why. However, some persons believe that for political reasons, it is best to stay in Session. I do not know whether it is or not; all I know is that it is wrong. It is absolutely wrong; there are not that many knotty problems left and I am sure that if the House will meet with the Senate leadership, there is not a reason in the world why we cannot adjourn sine die this coming Saturday. There is absolutely no reason because the problems that were here last week and the week before will be here next week and the week after next week, unless we decide to solve them and quit. We can quit this week. If you Republicans will join us, we will meet with the House leadership and tell them this is what we are going to do. The House has been dictating all along about what they are going to do. I advise the Senate along this line if they can see their way clear.

Let us clear our Calendar; let us make our reports; let that which will fall, fall by the wayside; pass the

things we can pass and let us leave here Saturday and come back when the House is ready.

BILL INTRODUCED AND REFERRED

Mr. BARR. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? the Chair hears none.

Messrs. BARR and FLEMING read in place and presented to the Chair Senate Bill No. 1106, entitled:

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near the City of Pittsburgh in Allegheny County, thence in a general easterly direction to connect with the Pennsylvania Turnpike System, at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable, . . .; and authorizing the issuance of Turnpike revenue refunding bonds.

Which was committed to the Committee on Rules.

INTERROGATION

Mr. BERGER. Mr. President, I desire to interrogate the gentleman from Allegheny, Senator Barr.

The PRESIDENT. Will the gentleman from Allegheny, Mr. Barr, permit himself to be interrogated?

Mr. BARR. I will, Mr. President.

Mr. BERGER. Mr. President, I would like to inquire of the Senator whether he listened attentively to the words of the Minority Leader, Senator Dent?

Mr. BARR. I did, Mr. President.

Mr. BERGER. Senator Barr, should the words of the Minority Leader be taken seriously and to heart, it is possible for the bill you just introduced to receive Final Passage in this Session of the Legislature?

Mr. BARR. If the question is between adjourning and passing that bill, I am for adjourning.

Mr. BERGER. Thank You.

SENATE CONCURRENT RESOLUTION

MEMORIALIZING CONGRESS TO SUPPORT AND ENACT INTO LEGISLATION MEASURES ESTABLISHING A NEW NATIONAL CEMETERY IN PENNSYLVANIA

Messrs. PECHAN, TAYLOR, BARR, LANE and WOLFE offered the following resolution, which was twice read as follows:

In the Senate, May 8, 1956.

The two National cemeteries located in Pennsylvania have been closed to additional interments of veterans of our wars, and closing them in their entirety is imminent due to lack of sufficient space.

Since neither of the two present National cemeteries can be considered appropriate for possible last resting places for those who fought for our Commonwealth and our Country, and who may die today or in the future, it is the sincere opinion of the great majority of the veterans in Pennsylvania that a new National cemetery should be established within the Commonwealth of Pennsylvania at an entirely new location, and that cemetery be associated with the present and future requirements of those who fought in the wars of our Country.

It is known, from official sources, that there is available within the Commonwealth of Pennsylvania, a tract of one hundred acres to three hundred and fifty acres situated at the Indiantown Gap Military Reservation, and this could be made available to the United States Department of the Army, for the purpose of establishing a new National cemetery. Bills to accomplish this purpose have been introduced in the House of Representatives and the Senate of the Eighty-fourth United States Congress; therefore be it

Resolved (the House of Represenatives concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to support and enact into legislation measures establishing a new National cemetery in Pennsylvania; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each house of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

RULE 39 SUSPENDED

Mr. PECHAN. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. PEELOR,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Matthew J. Stokan, 1809 Mahoning Avenue, Youngstown, Ohio, for reappointment as Commissioner of Deeds for the Commonwealth of Pennsylvania, with residence in the State of Ohio, for the term of five years, to compute from May 7, 1956.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William H. Oettinger, Durham Road, R. D. 2, Langhorne, Bucks County, for appointment as Justice of the Peace in and for the Township of Middletown, Bucks County, to serve until the first Monday of January 1958, vice F. Eugene Sergeant, Jr., deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Quentin L. Seitz, Felton, York County, for appointment as Justice of the Peace in and for the Borough of Felton, York County, to serve until the first Monday of January of 1958, to fill a vacancy.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 23, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Leon E. Misco, 617 East Sunbury Street, Shamokin, Northumberland County, for appointment as Alderman in and for the First Ward of the City of Shamokin, Northumberland County, to serve until the first Monday of January 1958, vice James A. Davis, deceased.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John L. Heffron, Jr., 875 Thorn Street, Sewickley, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Sewickley, Allegheny County, to serve until the first Monday of January 1958, vice William E. Evans, resigned.

GEORGE M. LEADER.

MEMBER OF THE BLAIR COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate W. Lamont Goetz (Rep.), 2018 Hudson Avenue, Altoona, Blair County, for reappointment as a member of the Blair County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified.

GEORGE M. LEADER.

MEMBER OF THE ADVISORY COUNCIL OF AFFAIRS OF THE HANDICAPPED

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. Clifford E. Barbour, Carnot Road, Coraopolis, Allegheny County, for appointment as a member of the Advisory Council of Affffairs of the Handicapped, from January 20, 1954, for the term of three years, and until his successor shall have been appointed and qualified.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles P. Meredith, Freeport Road, Blawnox, Allegheny, County for appointment as Justice of the Peace in and for Borough of Blawnox, Allegheny County, to serve until the first Monday of January 1958, vice Charles J. Reitz, resigned.

GEORGE M. LEADER.

MEMBERS OF THE BOARD OF TRUSTEES OF THADDEUS STEVENS TRADE SCHOOL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Thaddeus Stevens Trade School, to serve until the third Tuesday of January 1961, and until their successors shall have been appointed and qualified:

Paul R. Yarnall, 601 North Duke Street, Lancaster, Lancaster County, vice Theodore M. Ayres, Lancaster, whose term expired.

Howard J. Hanlon, Jr., R. D. 1, Lancaster, Lancaster County, vice Mrs. Elizabeth D. Stine, Lancaster, whose term expired

George C. Crudden, Jr., 102 South Ann Street, Lancaster, Lancaster County, vice Samuel E. Dyke, Lancaster, whose term expired.

GEORGE M. LEADER.

MEMBER OF THE PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 7, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James B. Stevenson, 430 East Main Street, Titusville, Crawford County, for reappointment as a member of the Pennsylvania Historical and Museum Commission, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Chester P. Hake, 79 West Main Street, Windsor, York County, for appointment as Justice of the Peace in and for the Borough of Windsor, York County, to serve until the first Monday of January 1958, vice Ervin C. Grim, deceased.

GEORGE M. LEADER.

MEMBER OF THE PENNSYLVANIA GAME COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dewey H. Miller, R. D. 1, Bedford, Bedford County, for appointment as a member of the Pennsylvania Game

Commission, to serve until the third Tuesday of January 1963, and until his successor shall have been appointed and qualified, vice G. I. Phillips, Alexandria, deceased.

GEORGE M. LEADER.

MEMBERS OF THE ADVISORY COUNCIL ON MENTAL HEALTH

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Advisory Council on Mental Health, to serve until their successors shall have been appointed and qualified:

Dr. Robert C. Prall, 471 Lynbrooke Road, Springfield, Delaware County, for the term of five years.

Dr. Lauren H. Smith, Pennsylvania Hospital, 4401 Market Street, Philadelphia, Philadelphia County, for the term of five years.

Charles H. Frazier, 1401 Arch Street, Philadelphia, Philadelphia County, for the term of five years.

Leonard T. Beale, 3 Penn Center Plaza, Philadelphia, Philadelphia County, for the term of five years.

Dr. Fred P. Pokrass, 900 North Fifth Street, Reading, Berks County, for the term of four years.

Mrs. Ruth G. Pearle, 318 East Highland Avenue, Ebensburg, Cambria County, for the term of four years.

Mrs. Elizabeth M. Greenfield, 9230 Germantown Avenue, Chestnut Hill, Philadelphia County, for the term of four years.

Howard A. Wolf, 340 North Twelfth Street, Philadelphia, Philadelphia County, for the term of four years.

Dr. J. Franklin Robinson, 335 North Franklin Street, Wilkes-Barre, Luzerne County, for the term of three years.

Walton L. Strauss, 1959 Lakeside Drive, Erie, Erie County, for the term of three years.

Rev. Gordon H. Sperry, 45 South 16th Street, Allentown, Lehigh County, for the term of three years.

Rev. Herbert W. Stroup, Jr., 1959 Market Street, Camp Hill, Cumberland County, for the term of three years.

Rabbi Louis M. Youngerman, 3003 Turner Street, Allentown, Lehigh County, for the term of three years.

Dr. Edward J. Carroll, 121 University Place, Pittsburgh 13, Allegheny County, for the term of two years.

Dr. J. William White, 1534 Washington Avenue, Scranton, Lackawanna County, for the term of two years.

Rt. Reverend Monsignor Vincent M. Leonard, 125 North Craig Street, Pittsburgh 13, Allegheny County, for the term of two years.

Samuel D. Regester, D. D., 204 East Fourth Street, Emporium, Cameron County, for the term of two years.

Ralph H. Haarmeyer, 1319 Pine Street, Scranton, Lackawanna County, for the term of two years.

GEORGE M. LEADER.

MEMBERS OF THE DELAWARE COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Delaware County Board of Assistance:

Mrs. Alice Pechner (Dem.), 242 Blythe Avenue, Drexel Hill, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Mrs. Anna F. Rigler, Upper Darby, resigned.

William R. Roberts (Rep.), 4110 Vernon Road, Drexel Hill, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice Howard R. Palmer, Chester, whose term expired.

Mrs. Madeleine Roney (Dem.), 311 North Manoa Road, Havertown, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Dr. Larney E. Hardy, Chester, whose term expired.

Orville S. Shoaf (Dem.), 325 South Monroe Street, Media, to serve until December 31, 1957, and until his successor is duly appointed and qualified, vice Crosby L. Smith, Media, whose term expired.

Mrs. Sarah R. Longen (Dem.), 460 East Baltimore Avenue, Clifton Heights, to serve until December 31, 1957, and until her successor is duly appointed and qualified, vice Adam J. Weber, Jr., Yeadon, whose term expired.

Mrs. Elizabeth M. McGlynn (Dem.), 107 Wyndmoor Road, Springfield, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Mrs. R. Edna Salneu, Havertown, whose term expired.

Mrs. Charlotte Snyder (Dem.), 40 Sycamore Road, Wallingford, to serve until December 31, 1956, and until her successor is duly appointed and qualified, vice Mrs. Mary B. Christie, Bryn Mawr, whose term expired.

GEORGE M. LEADER.

A motion was made by Mr. WATSON and Mr. PEELOR,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I wonder if the Reading Clerk could again read the nominations, slowly and distinctly.

The PRESIDENT. The Clerk will again read the nominations which were reported from the Committee on Executive Nominations.

Mr. WATSON. Mr. President, may we be at ease just a moment?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

Mr. LANE. Mr. President, I withdraw my request that these nominations be read again at this time.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

NOMINATIONS TAKEN FROM TABLE

Mr. WATSON. Mr. President, I call from the table for consideration at this time the nominations of Jacob H. Katz and Harold Blid for appointment as members of the State Board of Pharmacy.

The nominations were read as follows:

MEMBERS OF THE STATE BOARD OF PHARMACY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, October 6, 1955.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the State Board of Pharmacy, for the term of six years, and until their successors shall have been appointed and qualified:

Jacob H. Katz, 1832 East Tulpehocken Street, Philadelphia, Philadelphia County. (Reappointment)

Harold Blid, 1801 Packer Street, McKeesport, Allegheny County, vice Edward C. Ifft, Pittsburgh, resigned.

GEORGE M. LEADER.

INTERROGATION

Mr. DENT. Mr. President, I desire to interrogate the gentleman from Bucks, Senator Watson.

The PRESIDENT. Will the gentleman from Bucks, Mr. Watson, permit himself to be interrogated?

Mr. WATSON. I will, Mr. President.

Mr. DENT. Are there any other nominations to the Board of Pharmacy in committee?

Mr. WATSON. There is the name of Sol S. Turnoff, which has been rejected by the Republican Caucus.

Mr. DENT. Has been rejected by the Republican Caucus; thank you, Senator Watson.

Mr. President, I ask for a ten minute recess.

Mr. WATSON. Just a minute, Mr. President. They say that is not the fact. That name was not rejected, but I was instructed not to call it up.

Mr. DENT. Will you give us some other reason then why the name was not brought out of committee?

Mr. WATSON. It was not approved, that is all.

Mr. DENT. Is there some distinction between approval and rejection that I do not understand?

Mr. WATSON. I really do not know, Senator. I never took fractions.

Mr. DENT. Well, this is not a fraction; this is a split infinitive.

RECESS

Mr. DENT. Mr. President, I move that the Senate do now take a recess for ten minutes, for the purpose of having a Democratic Caucus.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

CONSIDERATION OF MEMBER OF THE STATE BOARD OF PHARMACY

Mr. WATSON. Mr. President, it has been requested that the nominations of Jacob H. Katz and Harold Blid, for appointment as members of the State Board of Pharmacy, be voted upon one at a time.

Whereupon,

A motion was made by Mr. WATSON and Mr. PEELOR,

That the Senate do advise and consent to the nomination of Jacob H. Katz, Philadelphia County, as a member of the State Board of Pharmacy.

On the question,

Will the Senate agree to the motion to advise and consent to the nomination?

MOTION THAT NOMINATION BE LAID ON THE TABLE

Mr. DENT. Mr. President, at this time, in order that there be no misunderstanding and in order to save embarrassment on behalf of this gentleman whom I have nothing personal against whatsoever, I would move that the name of Mr. Katz be laid upon the table.

Mr. BARR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, this morning I received a letter from the Majority Leader of the House, who is supposed to speak for the Governor in that body. His letter is dated May 7, 1956, and I would like to read it into the record.

The letter is addressed to, "The Honorable Roland B. Mahany, State Senate, 537 Capitol Building, Harrisburg, Pennsylvania," and reads as follows:

"In Re: Pennsylvania State Board of Pharmacy

"Dear Senator Mahany:

"One of my Reading neighbors is a pharmacist and he informed me a few days ago that Pennsylvania at the present time does not have a State Pharmacy Board which can function because the confirmation of the appointed members has not occurred.

"He further advised me that the 1955 graduates from Pharmacy School have not received their certificates, and that there will be an additional 435 graduates in June, with no Board to give the examinations.

"Can the confirmation of these appointees be accomplished in the near future in order that this situation might be corrected?

"With kindest personal regards, I am

"Very truly yours,

"AL
"Albert S. Readinger"

Mr. President, that is the reason we brought up these names today. I received this letter this morning and I wanted to carry out the suggestion and request of Mr. Readinger. Therefore, in Caucus today I asked that the names of these appointees to the Pharmacy Board, which have been on the table for some time, be taken from the table and acted upon. At that time, however, I was not aware that they were on the table, and when Senator Watson told me these nominations were on the table I said that I thought we should take them from the table and act upon them, regardless of the fact that we were not as yet prepared to act on Mr. Turnoff's appointment.

I can now see what is going on here. Because we are not taking up the name of Mr. Turnoff at this time, then my Democratic colleagues will not act on this nomination.

Mr. President, I ask my Democratic colleagues to cast aside any ulterior reasons, if that is what you might call it, in relation to Mr. Turnoff's appointment and act on the names of these two men. I think we are all agreed that Mr. Katz and the other gentleman, Mr. Blid, would make good additions to the Pharmacy Board. We feel that cer-

tainly the Pharmacy Board needs a quorum in order to carry out its duties and we are now prepared, in accordance with the request of the Majority leader of the House, to act on these names and confirm the Governor's appointments.

Mr. DENT. Mr. President, I heard about that letter this afternoon sometime. I am very happy to know that the gentlemen on the other side are willing to listen to the plea from the Majority Leader, Mr. Readinger, on the matter of appointments and confirmations, and I will contact Mr. Readinger right after the Session is over and have him write to the gentleman about the 147 other names in order that they, too, will be removed from the Committee on Executive Nominations.

I have looked for practically sixteen months for the key to that committee and since Al Readinger happens to be the key, I will see that he puts it in the proper lock within the next day.

Mr. President, in so far as the case before us is concerned, by all the rules, the man first named by the Governor ought to be voted on first. If you do not follow that rule, then you follow the simple procedure of using alphabetical order and at the request of this Caucus I went over and asked them if they would take up the name of Mr. Blid first in order that we could come to a determination on each name before this Senate as we arrived at it.

Mr. President, Senator Mahany accuses this group of having ulterior motives or something of that order. However, he does not say a word about the fact that three men were named by the Governor and that only two have been presented to this body this afternoon for consideration. Along with the request of Mr. Readinger, you will find that all he asked is that a quorum be voted for the Board of Pharmacy. We are willing to do that and we will go along and give you a quorum on the Board. I am sure it will please Mr. Readinger and it will meet with Mr. Mahany's reasoning for bringing out the names. However, there are two present members on the Board and the third man will constitute a quorum, and the Board can go ahead and expedite its business. We will be glad to go along on that. However, if they insist upon pulling a little political skulduggery and chicanery, will will have to fall into their trap and as much as we hate to do it, this Republican member will have to fall by the wayside unless they can deliver thirty-four votes.

If they want to proceed along that line, I think it is only fair that they ought to be forewarned as to what our intentions are, honorable as they are.

Mr. SILVERT. Mr. President and Members of the Senate, I would like to state that Mr. Katz comes from my District. He is a reputable pharmacist and would make a very creditable member of the Board. However, in view of the complications that have arisen because one member from Philadelphia was reported out and Mr. Turnoff was not, I know that if the Republicans insist on presenting Mr. Katz's name at this time, it will only be for the purpose of killing him off. He is too good a man to be killed off. I am heartily in favor of the motion that his name be tabled temporarily, so that he will have an opportunity either to be appointed or confirmed later.

Therefore, Mr. President, I am asking the Republican Members to vote in favor of this motion to table and to save Mr. Katz for a future appointment as a valuable member of the Pharmacy Board.

Mr. BERGER. Mr. President, just so the record on this proceeding may be straightened out as well as possible, I would like to state that, in the first place, there has not been a rejection of the name of Mr. Turnoff by the Republican Caucus. For the information of the gentlemen on the other side, the name has not as yet been approved by the Committee on Executive Nominations. That is the way the record stands in connection with Mr. Turnoff. There has been nothing fatal, finished or done about that particular nomination.

However, Mr. President, on the question of the priority of action on these nominations, let it be said that Mr. Katz's name appears first upon the Governor's order of nominations to the Pharmacy Board.

POINT OF ORDER

Mr. BLASS. Mr. President, I rise to a point of order.

The PRESIDENT. The gentleman from Erie, Mr. Blass, will state his point of order.

Mr. BLASS. Mr. President, this motion is out of order for the reason that there is a preceding motion before this Senate which has not been acted on.

The PRESIDENT. The motion to lay on the table is a motion that is in order. It takes precedence over the other motion.

And the question recurring,

Will the Senate agree to the motion?

Mr. DENT. I ask for a roll call, Mr. President.

Mr. BARR. I ask for a roll call, Mr. President.

The yeas and nays were required by Mr. DENT and Mr. BARR, and were as follows, viz:

YEAS—17

Barr,	Donolow,	McGinnis,	Seyler,
Camiel,	Hays,	Miller,	Silvert,
Dent,	Lane,	Ruth,	Stiefel,
Derk,	McCreesh,	Schmidt,	Weiner,
			Yosko,

NAYS—24

Berger,	Kessler,	Pechan,	Van Sant,
Blass,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Scott,	Watson,
Flack,	Mallery,	Stevenson,	Whalley,
Fleming,	McPherson, Jr.	Taylor,	Wolfe,

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the motion to advise and consent to the nomination?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—25

Berger,	Kessler,	Pechan,	Taylor,
Blass,	Kopriver, Jr.	Peelor,	Van Sant,
Chapman,	Madigan,	Propert,	Wagner,
Diehm,	Mahany,	Scott,	Watkins,
Flack,	Mallery,	Silvert,	Watson,
Fleming,	McPherson, Jr.	Stevenson,	Whalley,
			Wolfe,

NAYS—16

Barr,	Donolow,	McGinnis,	Seyler,
Camiel,	Hays,	Miller,	Stiefel,
Dent,	Lane,	Ruth,	Weiner,
Derk,	McCreesh,	Schmidt,	Yosko,

Less than two-thirds of all the Senators having voted "aye," the question was determined in the negative.

Ordered, That the Governor be informed accordingly.

CONSIDERATION OF MEMBER OF THE STATE BOARD OF PHARMACY

Whereupon,

A motion was made by Mr. WATSON and Mr. PEELOR,

That the Senate do advise and consent to the nomination of Harold Blid, Allegheny County, as a member of the State Board of Pharmacy.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko.
Fleming,	McMenamin,	Stevenson,	

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. PEELOR. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair invites the President pro tempore of the Senate to the rostrum to preside.

The PRESIDENT pro tempore M. Harvey Taylor) in the Chair.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Allegheny, Mr. Fleming, to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

SENATE BILL No. 420, RECALLED FROM THE GOVERNOR, TAKEN FROM TABLE

Mr. LANE. Mr. President, I call from the table Senate Bill No. 420, Printer's No. 483, which was recalled from the Governor for the purpose of amendment.

RECONSIDERATION OF SENATE BILL No. 420

Mr. LANE. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 420, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," providing additional enforcement procedures on traffic violations in first second and second class A cities.

passed finally.

The PRESIDING OFFICER. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. RUTH. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. RUTH. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. LANE. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDING OFFICER. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. RUTH. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. RUTH. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 420, Printer's No. 483, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 249

Mr. KOPRIVER, JR. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 249, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," increasing monthly pension allowance; abolishing the sum of income and pension as a ceiling for pension receivable.

The PRESIDING OFFICER. This Report of Committee of Conference will appear on tomorrow's Calendar.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, this is an innocuous resolution dealing with the need for a geographical study of Pennsylvania. I introduced a bill earlier in the Session. The bill has been referred to that valiant and gallant Committee on Forests and Waters, Game and Fish. At that time, the membership of the committee, including the Presiding Officer, indicated that within due time the proper way to approach this problem would be to offer a resolution for a study by the Joint State Government Commission.

Accordingly, Mr. President, I am presenting this resolution and hope that it will be adopted immediately.

SENATE CONCURRENT RESOLUTION REFERRED TO COMMITTEE

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY THE ADVISABILITY AND FEASIBILITY OF ESTABLISHING A COMMISSION

FOR THE COMPILATION OF AN OFFICIAL GEOGRAPHY OF THE COMMONWEALTH OF PENNSYLVANIA

Mr. STIEFEL. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. STIEFEL offered the following resolution which was twice read as follows:

In the Senate, May 8, 1956.

Whereas, The Commonwealth of Pennsylvania comprises 45,045 square miles of forests, farm land, residential and industrial areas, campuses, historic sites, and vacation spots, traversed by a vast highway network of over 101,000 miles; and

Whereas, the waters of the Commonwealth include the great Delaware, Susquehanna, and Ohio river systems, as well as a number of lesser waters, and its mountains form part of the Appalachain chain; and

Whereas, The Commonwealth maintains a system of State Forests including 1,832,579 acres and 111 State Parks and picnic areas embracing 139,414 acres, which are annually visited by millions of Pennsylvanians and citizens of other states; and

Whereas, The more than eighty institutions of higher education in the Commonwealth draw students from throughout the United States and the world; and

Whereas, Thousands of visitors are drawn to Pennsylvania by the historic sites of Philadelphia and Gettysburg and others of importance in the history of our country and by the great Pennsylvania State Farm Show, the Pennsylvania National Horse Show, and other exhibitions; and

Whereas, No official geography of this great Commonwealth presently exists; therefore be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission be directed to study the advisability and feasibility of establishing a commission for the compilation of an afficial geography of the Commonwealth of Pennsylvania, so that information on its land area, topography, waters, highways, industries, historic sites, institutions of higher learning, and natural resources may be made available to the public; and be it further

Resolved, That the Joint State Government Commission report its findings and recommendations to the next regular session of the General Assembly, together with drafts of legislation necessary to carry such recommendations into effect.

REQUEST THAT RULE 39 BE SUSPENDED

Mr. STIEFEL. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, I understand that we are passing legislation which will enable the Joint State Government Commission to make a study on almost anything the Members would like to have studied. I feel that this legislation is going to pass. We passed it in the Senate and I understand that it will pass the House and probably will be signed by the Governor. The Joint State Government Commission then will be comprised of all the Members of the Senate and the House. They, no doubt, will have a lot of work to do and perhaps this will be one of the things they would like to study.

I feel that this is a resolution which should be referred to the Committee on Rules. If we find it worthwhile, tomorrow at our meeting we will give it very early consideration and probably report it out tomorrow. However, I do object to its immediate consideration at this time.

The PRESIDING OFFICER. There being objection, this resolution is referred to the Committee on Rules.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. May I just say, Mr. President, that the words of Senator Mahany have recently been couched in the most supurb optimism. He just painted a picture of a millennium, the millennium of millenniums. Anybody who needs a study, all he must say to the Joint State Government Commission is presto and the study will be undertaken, which I believe will not be the case. Of course, Senator Mahany also voices optimism about the deliberations of the Committee on Rules.

I have now a record of historical bills that fell by the wayside. I am now compiling a new record of resolutions that are in the Rules Committee and will not see the light of day.

MOTION TO RECONSIDER VOTE ON NOMINATION

Mr. DENT. Mr. President, I desire to make a motion at this time. I now move that the Senate do reconsider the vote by which the nomination of Jacob H. Katz, Philadelphia County, failed of confirmation as a member of the State Board of Pharmacy.

The PRESIDING OFFICER. The Chair will state that the motion of the gentleman from Westmoreland, Mr. Dent, is out of order at this time. The Senate should be in Executive Session for reconsideration of the vote on an Executive Nomination.

MOTION TO RECONSIDER VOTE ON NOMINATION WITHDRAWN

Mr. DENT. Mr. President, I withdraw my motion for reconsideration of the vote on this nomination, and I now yield to Senator Watson.

EXECUTIVE SESSION

Mr. WATSON. Mr. President, I move that the Senate do now resolve itself into Executive Session.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

RECONSIDERATION OF VOTE ON NOMINATION

Mr. DENT. Mr. President, I move that the Senate do now reconsider the vote by which the nomination of Jacob H. Katz, Philadelphia County, failed of confirmation as a member of the State Board of Pharmacy.

The PRESIDING OFFICER. How did the Senator vote?

Mr. DENT. Mr. President, I voted with the prevailing side.

Mr. LANE. Mr. President, I second the motion.

The PRESIDING OFFICER. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the motion to advise and consent to the nomination?

NOMINATION LAID ON THE TABLE

Mr. DENT. Mr. President, I move that the nomination of Jacob H. Katz, Philadelphia County, as a member of the State Board of Pharmacy, be laid on the table.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1720, entitled:

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 842) entitled "An act relating to the acquisition of rights to divert water from rivers streams natural lakes and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth" defining various words and phrases vesting in the Water and Power Resources Board certain powers and authorities for the conservation control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth making available for public water supply purposes water rights heretofore or hereafter acquired but not used providing for hearings by the Water and Power Resources Board and for appeals from its decisions fixing fees granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters repealing all acts or parts of acts inconsistent herewith including Act No. 109, P. L. 152, approved April 13, 1905, Act No. 307, P. L. 455, approved June 7, 1907, Act No. 64, P. L. 258, approved April 8, 1937," by further regulating the period within which water rights must be acquired.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1720, RECALLED FROM THE GOVERNOR

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1720, recalled from the Governor.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 892, entitled:

An Act amending "The Third Class City Code * * *" imposing duties on pension boards changing contributions and changing and clarifying certain allowances and benefits when employes are placed under social security.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 892

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 892.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 895, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" imposing duties on pension boards changing contributions and changing and clarifying bene-

fits and allowances when employes are placed under social security.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 895

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 895.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 896, entitled:

An Act reenacting and amending the act of January 5, 1952 (P. L. 1833) entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations" extending its provisions to include additional persons increasing contribution rates and providing for referenda and permitting modification of certain local retirement plans and making an additional appropriation. which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

Mr. MALLERY. Mr. President, I want to make a brief statement concerning Senate Bill No. 896, Printer's No. 680.

Mr. President, the said bill, as it passed the Senate, was amended in the House by striking out, on pages 14, 24 and 29 of the bill, the words "or by annuity contracts."

Altoona is the only city of the third class cities in this State that I believe has not adopted a retirement system, as provided by the Legislature, but has had for quite a number of years an annuity contract.

Mr. President, I have consulted with Attorney William G. Williams, Director of the Bureau of Social Security, and Attorney Henry Leader, and they have both assured me that the employees and officials of the city of Altoona will be provided with Social Security by the passage of Senate Bill No. 896, as amended.

Attorney Williams wrote me as follows:

"This will confirm the information I gave you by telephone this day.

"There is no question but that employes of municipalities which have retirement systems set up by way of annuity contracts of insurance are fully protected and have the same rights and privileges under Senate Bill 896 as employes of municipalities having other types of retirement systems. As to the definition of 'retirement system,' the Federal Social Security Act controls and that Act in Section 218 (b) (4) defines 'retirement system' as 'A pension, annuity, retirement, or similar fund or system established by a State or by a political subdivision thereof'."

Mr. President, my purpose in making this statement is to read into the Journal that it is the intent of the Legislature that any city which has an annuity contract will come within the contemplation of this bill.

And the question recurring,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 896

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 896.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 972, entitled:

An Act to amend the "Third Class City Code" * * *" by further regulating forests and watersheds.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 972

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 972.

Mr. KOPRIVER, JR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospital.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2012, entitled:

An Act making an appropriation to the Department of Mines for expenses of supervising and administering the Anthracite Mine Drainage Program.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" providing additional disability and super-annuation retirement allowances.

And said bill having been read at length the third time,
On the question,
Will the Senate agree to the bill on third reading?
Mr. MAHANY. Mr. President, on behalf of Senator Lane and myself, I ask unanimous consent to offer amendments at this time.
The PRESIDING OFFICER. Is there objection? The Chair hears none.
The Clerk read the amendments as follows:

Amend page 3, line 3 by striking out after word "of": "September," and inserting in lieu theerof: "May"; Amend page 3, line 12, by striking out after the word "of": "September," and inserting in lieu thereof: "May."

On the question,
Will the Senate agree to the amendments?
They were agreed to.
On the question,
Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 653, Printer's No. 1751, on third reading, go over in its order, as amended.
The PRESIDING OFFICER. Is there objection? The Chair hears none.
Mr. LANE. Mr. President, inasmuch as we do not have the amendments prepared as yet, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.
The PRESIDING OFFICER. Is there objection, The Chair hears none.
Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

Senate Bill No. 1077, Printer's No. 679;
House Bill No. 2087, Printer's No. 1735; and
House Bill No. 2096, Printer's No. 1702.

The PRESIDING OFFICER. Is there objection, The Chair hears none.

SECOND READING CALENDAR

APPROPRIATION BILL ON SECOND READING AMENDED

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

The first section was read.
On the question,
Will the Senate agree to the section?
Mr. MAHANY, on behalf of Mr. CHAPMAN, offered the following amendment:
Amend Section 1, page 5, line 11 by striking out the figure "750,000.00" and inserting in lieu thereof: "791,600.00."
It was agreed to.
The section was agreed to as amended.
The title was read and agreed to.
And said bill having been read at length the second time, and agreed to as amended,
Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of Senate Bill No. 201, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

The first, second, third, fourth and fifth sections were read and agreed to.
The sixth section was read.
On the question,
Will the Senate agree to the section?
Mr. LANE, on behalf of Mr. BARR, offered the following amendment:
Amend Sec. 6, page 3, line 17 by striking out all of said line.
It was agreed to.
The title was read and agreed to.
And said bill having been read at length the second time, and agreed to as amended,
Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1202, entitled:

An Act providing for the payment of the salary medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "The Vehicle Code" by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President and Members of the Senate, today marks the day of the consummation of considerable effort on the part of the membership of the Senate on both sides, and the cooperation of the House, in passing a series of bills which will permit public employees to have the advantages of the Federal Social Security Act, integrated with their present retirement systems. Today we passed and concurred in Senate Bill No. 891, Senate Bill No. 892 and Senate Bill No. 896. In addition to that, Senate Bill No. 893 and Senate Bill No. 894 have already passed the House and Senate and are now in the hands of the Governor.

I do believe that the public employees in Pennsylvania, in all categories, are truely appreciative of the effort which was put forth here and I want the public as a whole to know that this legislation received the wholehearted cooperation of both sides of the Senate. I am quite sure the Governor is happy about this and he will be glad to sign this legislation.

Mr. President, public pension systems as a whole have not been adequate because people working in public government, generally speaking, are persons of limited income. I am not speaking of those in the higher echelons. When these public employees acquire the advantages of Social Security, it will mean that they will have a lot of security in the evening years of their life and it will do something to them because they will want to work in public government. I am pretty sure that these people all know that both the Democrats and the Republicans, as a whole, have been vitally interested in their welfare and I know they are thankful that we have passed this legislation.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1792

Mr. BERGER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1792, entitled:

An Act relating to comic books, magazines and other publications; prohibiting and regulating the sale thereof in certain instances and imposing penalties.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1102, entitled:

An Act amending the act of May 5, 1933 (P. L. 289), entitled "Nonprofit Corporation Law," authorizing keeping of investments in the name of the corporation or a nominee.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1103, entitled:

An Act amending the act of May 1, 1929 (P. L. 1005), entitled as amended "The Tractor Code," authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines, and fixing fees for such permits.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2017, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "The Vehicle Code," further regulating the passing of school buses and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Wednesday, May 9, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:11 o'clock, p. m., Eastern Standard Time, until Wednesday, May 9, 1956, at 1:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, May 8, 1956.

The House met at 1:00 p. m.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

Almighty God, Heavenly Father, as these Representatives assemble in another Legislative session, give unto each one wisdom and Thy peace so that all their judgments may be in agreement with Thy divine blue prints for the citizens of this State.

Bless our country that it may be a blessing to the world. Grant us ideals and aspirations which accord with Thy will; grant us sound government, good education and justice in our relations with one another; grant us the spirit of service for others and devotion to Thee. Preserve us from national wrongs and sins, and keep ever before us the faith and trust of our nation's founders. O God, make this a land of Christian homes where Thou art ever loved and served and glorified; through Jesus Christ, Thy Son, our Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, May 7, 1956, will be postponed until printed. The Chair hears none.

SENATE MESSAGE

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 944.

An Act amending the act of April 9 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring cotton fabrics used in State institutions to be flameproofed

SENATE BILL No. 1002.

An Act amending the act of January 8 1952 (P. L. 1851) entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto" regulating bail for persons charged with commission of sex crimes

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly reads as follows:

House Bill No. 1082.

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia, Pennsylvania for defraying part of expenses of the 250th Anniversary Celebration of the birth of Benjamin Franklin.

SENATE BILL No. 470.

An Act amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," changing in certain cases the limitations as to width of vehicles and loads allowed on the highways.

SENATE BILL No. 543.

An Act to further amend clause (f) of section nine hundred three of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public saftey; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the higrways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators and limting the powers of local authorities to deal with thereof, upon payment of prescribed fees; prescribing the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officer, mayors, burgesses, magistrates, aldermen, justice of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds" by changing the maximum gross weight and axle load of certain commercial motor vehicles.

SENATE BILL No. 598.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing amount of money available for aids and services to blind persons and persons of impaired vision.

SENATE BILL No. 599.

An Act amending the act of Aripl 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing

creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing the State Council for the Blind to accept certain payments and donations and increasing the services which may be given by it to certain blind persons

SENATE BILL No. 600.

An Act to amend clause (2) of the second paragraph of section 493 as amended of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 90) entitled "An act relating to alcoholic liquors and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws" by permitting sales on credit of liquor malt or brewed beverages by railroad or pullman companies in dining club or buffet cars to passengers for consumption while enroute holding authorized credit cards issued by railroad or railroad credit bureaus

SENATE BILL No. 876.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing limitations on driver-education expenses of the Department changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs

SENATE BILL No. 891.

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" changing and clarifying contributions and credit provisions where employes are placed under social security

SENATE BILL No. 893.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriations

SENATE BILL No. 973.

An Act to promote the welfare of the people of the Commonwealth by the reduction of unemployment in certain areas of the Commonwealth determined to be critical economic areas; providing for the establishment of industrial development projects in such areas; creating The Pennsylvania Industrial Development Authority as a body corporate and politic with power to allocate funds for and make secured loans to industrial development agencies for the payment of a part of the cost of industrial development projects in critical economic areas; authorizing the Authority to enter into agreements with the Government of the United States or any Federal agency or industrial development agency; empowering the Authority to take title to, sell, convey and lease industrial development projects where necessary to protect loans made by the Pennsylvania Industrial Development Authority on industrial development projects; providing that no debt of the Commonwealth, its municipalities or political subdivisions shall be incurred in the exercise of any powers granted by this act; and providing for the examination of the accounts and affairs of the Authority; and making an appropriation.

SENATE BILL No. 997.

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" extending the benefits of the act to employes of institutions of political subdivisions acquired by the Commonwealth for use as hospitals or sanatoriums in the care and treatment of indigent persons

SENATE BILL No. 1002.

An Act amending the act of January 8 1952 (P. L. 1851) entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto" regulating bail for persons charged with commission of sex crimes

SENATE BILL No. 1028.

An Act amending the act of May 1 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses

bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes

SENATE BILL No. 1040.

An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near the City of Chester Delaware County thence in a general northerly direction to connect with the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting the same legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission and authorizing the issuance of turnpike revenue refunding bonds

SENATE BILL No. 1041.

An Act making an appropriation to the Senate committee appointed to investigate and study the reasons for the disapproval of the Allentown State Hospital by the American Psychiatric Association

SENATE BILL No. 1044.

An Act amending the act of July 1 1937 (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties" further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly

SENATE BILL No. 1058.

An Act amending the act of April 26, 1855 (P. L. 328) entitled "An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses" authorizing the investment of funds for foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania.

SENATE BILL No. 1068.

An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money

SENATE BILL No. 1083.

An Act to amend subsection (4) of Section 9-403 of the act approved the sixth day of April one thousand nine hundred fifty-three (P. L. 3) entitled "An act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contract rights providing for public notice to third parties in certain circumstance regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto" by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PENN RIDGE HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of students from the Penn Ridge High School, Perkasie, Bucks County, who are here under the supervision of their teacher, Mrs. High. They are the guests of the lady from Bucks, Mrs. Kooker, and the gentleman from Bucks, Mr. Keller.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 35, 1339, 1905 and 2021

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 7, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 35, Printer's No. 1683, entitled "An Act amending the act of May twenty-first nineteen hundred thirty-one (P. L. 149) entitled as amended 'An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing

duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation' providing for full reimbursement of taxes paid on liquid fuels consumed in the operation of certain tractors and machinery for agricultural purposes for a limited period of time."

GEORGE M. LEADER.

May 7, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1339, Printer's No. 489, entitled "An Act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' further providing for the terms of office of school directors of union and merged districts."

GEORGE M. LEADER.

May 7, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1905, Printer's No. 1688, entitled "An Act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates alderman justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' by changing registration fees for certain motor buses and motor omnibuses."

GEORGE M. LEADER.

May 7, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2021, Printer's No. 1482, entitled "An Act amending the act of August 9, 1955 (P. L. 323) entitled 'An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto' providing for the fixing of compensation for officers whose salaries are not prescribed by law."

GEORGE M. LEADER.

COMMUNICATION FROM GOVERNOR

The Secretary ot the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1491 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 7, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1491, Printer's No. 1082, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. PETROSKY. Mr. Speaker, I move that the communciation from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1894 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 7, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1894, Printer's No. 1232, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. PETROSKY. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 859.

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research.

Referred to the Committee on Appropriations.

SENATE BILL No. 1097.

An Act authorizing the Department of Property and Supplies with the consent of the Department of Military Affairs and the approval of the Governor to sell or give all or part of the Cold Springs Military Reservation in Lebanon County formerly known as Camp Shand to The Pennsylvania Game Commission.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 317

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 317.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 317, enittled: An Act fixing the salaries and compensation of the Chief Justice and Judges of the Supreme Court the President Judge and Judges of the Superior Court the judges of the courts of common pleas the judges of the orphan's courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain state officers and the salary and expenses of the members of the General Assembly and repealing certain inconsistent acts.

Respectfully submit the following bill as our report:

ROBERT D. FLEMING,
R. B. MAHANY,
JOHN H. DENT,
(Committee on the part of the Senate.)

ALBERT S. READINGER,
ANTHONY J. PETROSKY,
ADAM T. BOWER,
(Committee on the part of the House of Representatives.)

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mr. Eshleman for Mr. WOOD for the remainder of the week.

Mr. Helm for Mr. VAUGHAN.

Mr. Helm for Mr. MAGEE.

Mr. Helm for Mr. EWING.

Mr. Leisey for Mr. ASHTON.

Mr. Leisey for Mr. BROWN.

Mrs. Sarah A. Anderson for Mrs. MONROE for the remainder of the week because of illness.

BILLS ON FINAL PASSAGE

BILL PASSED OVER

There being no objection

House Bill No. 2098, Printer's No. 1722

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 590, entitled:

An Act amending the "Public School Code of 1949***," authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Garlock,	Markley,	Royer,
Amarando,	Gelfand,	Maxwell,	Rubin,
Anderson, M. S.,	George,	McCann,	Rudisill,
Anderson, S. A.,	Gibb,	McCormack,	Sarraf,
Auker,	Gibson,	McGee,	Scarcelli,
Banker,	Goldstein,	McInroy,	Schuster,
Barnatovich,	Gramlich,	McKeever,	Sherman,
Bazin,	Greenwood,	McLaughlin,	Sigman,
Bell,	Guss,	Meholchick,	Smith, C. C.,
Blair,	Guthrie,	Metz,	Smith, W. B.,
Boles,	Hamilton, R. K.,	Mihm,	Snider,
Bonner,	Hass,	Mikula,	Stank,
Boory,	Haudenshield,	Miller,	Stebbins,
Bower,	Heavey,	Mills,	Steckel,
Branca,	Helm,	Moody,	Stephens,
Breisch,	Henzel,	Moran,	Stevenson,
Brennan, A. P.,	Hocker,	Moscrip,	Stone,
Brennan, J. J.,	Holt,	Muldowney,	Stoner,
Brenninger,	Horst,	Mullen,	Strausser,
Breth,	Houk,	Munley,	Stroup,
Bucchin,	Isaacs,	Murphy,	Swartz,
Bullen,	Jenkins,	Murray, H. P.,	Taylor,
Capano,	Johnson,	Murray, J. J.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Thompson,
Cioffi,	Jump,	Musto,	Toll,
Cochran,	Kamyk,	Naugle,	Tompkins,
Comer,	Keller,	Needham,	Toomey,
Cooper,	Kent,	Oglivie,	Varallo,
Curwood,	Kline,	Olsen,	Varner,
Davis,	Knecht,	O'Neil,	Wall,
Donahue,	Kolankiewicz,	Pacchioli,	Wallace,
Donaldson,	Kooker,	Parry,	Walsh,
Dougherty,	Kornick,	Pashley,	Wargo,
Down,	Kratz,	Paulhamus,	Waterhouse,
Ehrgood,	Kromer,	Petrosky,	Weidner,
Eilberg,	Lafore,	Polaski,	Welsh,
Erb,	Leiby,	Polen,	Wescott,
Eshleman,	Leisey,	Pomeroy,	Wheeler,
Farabaugh,	Leonard,	Price,	Whitenight,
Fineman,	Leven,	Pursley,	Willaredt,
Flint,	Light,	Readinger,	Williams,
Floyd,	Limper,	Reibman,	Wilt,
Flynn,	Lippincott,	Reidenbach,	Worley,
Foster,	Lopresto,	Renwick,	Yetter,
Frank,	Lovett,	Rigby,	Yetzer,
Frascella,	Lutty,	Rosen,	Young,
Frost,	Mahan,	Rovansek,	Ziegler,
Gaffney,			Andrews, Speaker

NAYS—1

Filo,

NOT VOTING—15

Adam,	Hewitt,	Magee,	Vaughan,
Ashton,	Jones, T. H. W.,	McWherter,	Verona,
Brown,	Kehler,	Monroe,	Wood,
Ewing,	Lawyer,	Pettigrew,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 186, entitled as follows:

An Act amending the "Anthracite Strip Mining Law" approved June 27 1947 (P. L. 1095) changing security requirements and adding penalties.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MUSTO. Mr. Speaker, I want to explain the reason that House Bill 186 was released from the committee. We had a strip mine bill before this House which was

passed and sent to the Senate. That bill was amended so that it did not give any protection whatsoever to the anthracite mine coal field.

Therefore, this bill that is before the House today, is only to correct what should have been corrected for a good many years. I ask the Members of this House, in fairness to the anthracite coal fields, that we pass this bill and send it over to the Senate and see if they might have a change of heart.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—113

Agnew,	Flynn,	McLaughlin,	Rubin,
Amarando,	Frank,	Meholchick,	Sarraf,
Anderson, M. S.,	Frascella,	Mihm,	Scarcelli,
Anderson, S. A.,	Gaffney,	Mikula,	Sherman,
Auker,	Gelfand,	Mills,	Sigman,
Barnatovich,	Gibb,	Moran,	Smith, Wm. B.,
Bazin,	Goldstein,	Muldowney,	Snider,
Boies,	Hamilton, R. K.,	Mullen,	Stank,
Bonner,	Hass,	Munley,	Stebbins,
Boory,	Heavey,	Murphy,	Stephens,
Branca,	Holt,	Murray, J. J.,	Stone,
Brennan, J. J.,	Jenkins,	Musto,	Swartz,
Breth,	Jones, G. E.,	Needham,	Taylor,
Bucchin,	Jump,	Olsen,	Thomas,
Capano,	Kamyk,	O'Neil,	Thompson,
Cianfrani,	Kolankiewicz,	Pacchioli,	Toll,
Cioffi,	Kornick,	Parry,	Varallo,
Cochran,	Leiby,	Pashley,	Wallace,
Comer,	Leonard,	Paulhamus,	Walsh,
Cooper,	Leven,	Petrosky,	Wargo,
Curwood,	Limper,	Polaski,	Welsh,
Donaldson,	Lopresti,	Polen,	Wheeler,
Dougherty,	Lovett,	Price,	Whitenight,
Eilberg,	Lutty,	Reibman,	Williams,
Farabaugh,	Maxwell,	Reidenbach,	Wilt,
Filo,	McCann,	Renwick,	Worley,
Fineman,	McGee,	Rigby,	Yetzer,
Flint,	McKeever,	Rovansek,	Andrews,
Floyd,			Speaker

NAYS—61

Banker,	Gibson,	Kooker,	Naugle,
Bell,	Gramlich,	Kratz,	Ogilvie,
Blair,	Guthrie,	Kromer,	Pursley,
Bower,	Haudenshield,	Lafore,	Royer,
Breisch,	Helm,	Leisey,	Steckel,
Brenninger,	Henzel,	Light,	Stevenson,
Bullen,	Hocker,	Lippincott,	Stoner,
Davis,	Horst,	Mahan,	Stroup,
Donahue,	Houk,	Markley,	Tompkins,
Down,	Isaacs,	McInroy,	Toomey,
Ehrgood,	Johnson,	Miller,	Varner,
Erb,	Keller,	Moody,	Wall,
Eshleman,	Kent,	Moscrip,	Waterhouse,
Foster,	Kline,	Murray, H. P.,	Weidner,
Frost,	Knecht,	Murray, P. G.,	Willaredt,
			Young,

NOT VOTING—32

Adam,	Guss,	Metz,	Smith, C. C.,
Ashton,	Hewitt,	Monroe,	Strausser,
Brennan, A. P.,	Jones, T. H. W.,	Pettigrew,	Vaughan,
Brown,	Kehler,	Pomeroy,	Verona,
Ewing,	Lawyer,	Readinger,	Wescott,
Garlock,	Magee,	Rosen,	Wood,
George,	McCormack,	Rudisill,	Yetter,
Greenwood,	McWherter,	Schuster,	Ziegler,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. PETROSKY.

The House resumed the consideration on final passage of Senate Bill No. 467, entitled:

An Act providing for the creation and incorporation as municipal corporations of joint service districts by cities of the third class boroughs towns and townships to carry out certain of their municipal functions prescribing the officers and powers and duties of such districts and the duties of participating municipalities and conferring jurisdiction on courts of quarter sessions in connection therewith

On the question recurring,

Shall the bill pass finally?

Mr. BELL. Mr. Speaker, this bill has been on the floor twice heretofore. It has been voted down by this House on two separate occasions.

This is the service district bill. This is the bill whereby the City of Philadelphia through a new type of supergovernment endeavors to stretch out over the surrounding counties.

I think this House has heard enough debate on this bill. I would like to point out one or two items which have developed since the time that this bill was before the House.

In the first place, Resolution No. 168, introduced in this House on April 9th by Messrs. Toll, Kolankiewicz and Pomeroy, memorializes this House to pass a resolution asking that the Governor establish a commission to study whether a service district type of government is needed.

In other words, the cart is way out in front of the horse. You are voting on a bill 467 today, when some of the people who have been fighting for the same bill have since the last fight introduced a resolution to see whether or not such legislation is needed.

I say this bill 467 should be defeated decisively. I would like to make a few entries into the record from the views of the Montgomery County Boroughs Associations on this subject. These are so much to the point that I would like to read these remarks.

At this moment the boroughs are faced with a most grave threat, their independence. A threat which has been made more deadly because it is masked in the guise of helpfulness, and because its proponents are completely self convinced that they are far better qualified to guide and govern our affairs than are the elected representatives of the people.

From the beginnings of our country, we have believed in local self government by the people to their elected representatives. We have not believed in government by a selected group of self tyled experts, whose members are not responsible to the people, where they do not have to stand for election and who are not accountable to the people.

I would like to finish this by reading:

> The time to fight this movement is now. If we delay longer it will become so fastened upon us that our efforts will be unavailing.
>
> The issue is simply this. Are the people of our local communities fit to continue to govern themselves through men chosen by themselves or are they not?

Ladies and gentlemen of this House that is the question. Are the local governments capable of self govern-

ment? I leave it with you whether or not you desire to super-impose City Hall of Philadelphia's dream, the brain child of Mayor Clark and his planners, upon us. I ask you whether that is good government.

I ask, Mr. Speaker, for a slow roll call.

Mr. TOLL. Mr. Speaker, here is a bill that came from the Senate with an almost unanimous vote, including the Senator from Delaware County. The vote was 49-0. At the time it came from the Senate it did not apply to Philadelphia. It applied to third class cities, townships and boroughs. The bill apparently was an idealistic one, otherwise the Senate would not have supported it with such strength. The only time it became debatable and controversial was when Philadelphia was added to the bill.

Here is a bill that is designed to help these smaller communities in the supply of water, in the collection and the treatment and disposal of sewage. How can you take a bill of this character, twist it into a monstrosity which will do the things which our friend from Delaware County says it will do just because the great city of Philadelphia is trying to get the benefits which are provided by this bill?

The last time this bill was debated there was a question of whether it was such a thing which could not be thrown off by the small communities. If you will examine the bill as I have, you will see that even if you get approval of the court, the community can withdraw from these projects which are so beneficial for their operation.

There is no attempt to take from the smaller community their own operation. This is the kind of a bill which will be helpful to them. It will give them the things which they cannot do with their own small funds. By combining with other communities it does not mean Philadelphia alone, this applies to other communities in central, western Pennsylvania, and northern Pennsylvania. There small bodies politic combined can do more things and better things for their people than they can do as they stand today. There is absolutely no effort to do anything to them which would hurt them or in any way be non-beneficial.

Now, just because Philadelphia is in the bill, Delaware county would have you believe that Philadelphia has special designs on Delaware county. Nothing can be farther from the truth.

It is true that there is a resolution on this calendar, which will be debated later, at which time I will present to you the reasons for appointing a special commission involving five counties for the study of the subject. It has nothing to do with this particular bill. This is a limited bill with considerable safeguard, with the right of withdrawal, with an approval by the electorate. You have a referendum. You have two methods of getting into it and you have a number of methods of getting out of it. There is nothing diabolical about it.

I hope the Members of the House will be statesmen, rather than politicians and realize that we are trying to develop our large urban communities as well as our small communities. We are trying to help the people of Pennsylvania. To vote against this bill is to take a strictly political viewpoint, a partisan viewpoint, a viewpoint that would definitely restrict the development of our communities.

I feel that the Members of the House should come out of their cocoons, take the broad and bold viewpoint of benefit for our communities and vote for this bill.

Mr. BELL. Mr. Speaker, I would like to speak further on the bill.

May I remind the gentleman from Philadelphia that all kinds of objects come from cocoons, including worms and caterpillars, but we have heard some words from the gentleman from Philadelphia concerning a referendum.

I would like to remind the Members that under the bill, Sections 9 and 10, when this type of supergovernment is to be imposed upon the citizens, there is no provision that notice be given to the citizens of the filing of the report of the board of review. There is no notice whereby the citizens can protest against imposition of this super-government.

I again appeal to the men and women of this great body to disregard pretty words, disregard words that call his side statesmen and my side politicians, because we are here from the suburban counties fighting for the right of free men, the right of self-government.

I again ask you to vote against this bill and ask for a slow roll call.

Mr. WATERHOUSE. Mr. Speaker, may I interrogate the gentleman from Philadelphia, Mr. Toll, very briefly?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Toll, permit himself to be interrogated?

Mr. TOLL. I shall, Mr. Speaker.

Mr. WATERHOUSE. Mr. Speaker, I would like to inquire of the gentleman whether in adding to this bill the Philadelphia proposition they did not make further changes and change these political subdivisions into corporate bodies. I believe there were more things added to this bill than bringing Philadelphia under it.

Further—he might answer this all in one answer—could not these political subdivisions avail themselves of all these things by a majority vote without this bill? If so, why do we need the bill?

Mr. TOLL. Mr. Speaker, in answer to the first question, the words "municipal corporations" were deleted and substituted by the words "bodies corporate and politic" so it would conform with similar bills of this nature creating authorities.

Secondly, a majority vote of the two communities that would be interested, we will say, in establishing a water authority would not accomplish a thing without this bill. The two communities together, without legislative authority from the General Assembly, could not create a water authority unless they proceeded under the general laws relating to authorities.

This particular bill, you know, is very limited in its nature, Mr. Speaker. It applies particularly to the service features of government and not necessarily, for instance, to public utility services which are excluded. There is no way I can see that two communities can by merely a majority vote set up an authority for the collection and disposal of garbage or sewage without specific authority from the General Assembly.

Mr. WATERHOUSE. Mr. Speaker, one word more, I believe these bodies could get together and make arrangements for the water and sewage between themselves without our imposing upon these people some possibly unwanted legislation.

I am like the gentleman Mr. Bell. I am suspicious of

this bill as it now stands. I certainly would much rather see Resolution No. 168 enacted, have a study made and find out just where we do stand. I am just a little suspicious of the idea, Mr. Speaker. I believe the Members on this side of the House and the other side both would do well to vote this bill down and work for Resolution 168.

Mr. TOLL. Mr. Speaker, may I answer the gentleman from Erie in this manner.

In the first place Resolution 168 applies to a commission with three residents from each of the five counties, including Philadelphia, and would not apply to Erie County. This particular bill would be especially beneficial to those communities which are not near Philadelphia.

Secondly, as far as the operation of the project is concerned, it is on a voluntary basis and people of the communities do not take it because this legislation has been passed, they take it because they want to join in. They do it voluntarily. As a matter of fact, Section 10 that has been referred to by my friend from Delaware County provides that even after the court has approved the project, within thirty days of approval a referendum can be taken upon application of ten per cent of the voters to set it aside. You have so many opportunties to either go in or stay out. This is strictly a "may" bill. I cannot see that there is any compulsion to operate under this bill. This is the extension of an opportunity to a community to develop itself.

Mr. WATERHOUSE. Mr. Speaker, just one more question. I would like to inquire of the gentleman if it is not a fact that Philadelphia now has a number of contractual agreements with Delaware County and several other political subdivisions where they do render these services?

Mr. TOLL. That is true, Mr. Speaker. Philadelphia now renders water and sewage service to a number of communities that are surrounding Philadelphia on a rental basis

This will give Philadelphia a greater opportunity to serve the surrounding communities and will give the same opportunity on a much larger basis and on a better scope to all of the communities of Pennsylvania. There are many communities that are not as well set as Philadelphia that can render a service on a rental basis to the surrounding smaller communities.

This bill was not designed especially for Philadelphia. This is a bill which came over from the Senate for the entire state in which Philadelphia desires to participate. Philadelphia had a bill of its own 1544, which is on the calendar. But this is not that bill, this is a bill which was designed for the smaller communities of Pennsylvania and in which Philadelphia desires to participate.

Mr. WATERHOUSE. Mr. Speaker, I think the gentleman would be well advised to let the bill go as it was when it came from the Senate. He tells about the vote in the Senate being 49-0, but we are not today voting on the bill which came from the Senate. We are voting on a bill which has been doctored to such a degree that they will not recognize their own child when they see it. I question whether this bill would have too good sailing over there if we did vote in favor of it.

He has already said Philadelphia does render these services now. If it already does, then why is Philadelphia concerned over this bill?

Mr. TOLL. Mr. Speaker, I understand the sponsor of the bill in the Senate approves of the bill in its present form.

Secondly, he says this is a bill which has been doctored so that you cannot recognize it. I consider that expression of the gentleman from Erie so extravagant that any other expression he makes on the subject of doctoring should be considered with great suspicion. As I read English, all we have put in is the change from "municipal corporations" to "bodies corporate and politic," and all you put in is cities of the first class, if that is considered doctoring, then we have changed the English language.

Mr. WATERHOUSE. Mr. Speaker, I would like to correct the gentleman on one statement he made. Maybe his statements need checking.

I understand from very good authority that the sponsor of this bill is not in favor of the bill in its present form. I would like to see the bill passed over until we have further word on that, if he please.

Mr. TOLL. Mr. Speaker, I have the authority right here along the sideline. A representative from the city of Philadelphia just informed me that Senator Stevenson approved this bill - - -

The SPEAKER. The gentleman on the sidelines has no right to inform the gentleman who is now speaking of anything.

Mr. WATERHOUSE. Let's go ask Mr. Stevenson.

The SPEAKER. For what purpose does the gentleman from Westmoreland rise?

Mr. PETROSKY. Mr. Speaker, the Speaker called a point of order on the gentleman. I think the same thing would hold true on the other side for the advisory conference some of the others are holding.

The SPEAKER. The Chair wants again to inform all those sitting on the sidelines that they are guests of this House, here by sufferance, and they have no right at any time while this House is in session to approach the Members of the House. There are conference rooms where they can gather if they want to consult with Members of this House.

The Chair will ask the Sergeant-at-Arms to remove anyone who is interfering with any Member of this House while the House is in session.

Mr. WATERHOUSE. Mr. Speaker, for the information of the Chair and the Members of the House, no one interfered with me.

I would just like to offer the House this little added service. If they will just give me two minutes, or maybe three. I will take anyone with me who wants to go. I will go over to the Senate, I will talk with Senator Stevenson and come back with words as to whether they like this bill in its present form.

The SPEAKER. The proceeding would be out of order. There is nothing before the House but this bill, to be followed by a roll call.

Mr. WATERHOUSE. I would like to yield to Mrs. Donahue, if the Speaker please.

The SPEAKER. The Chair recognizes the lady from Clinton, Mrs. Donahue.

Mrs. DONAHUE. Mr. Speaker, I would just like to state for the information of the Members of the House that I did talk with my Senator, Senator Stevenson, as to this bill quite some time ago. He told me at that time to vote

against the bill in its present form and he has not informed me—

The SPEAKER. The conveying of information from the other House is distinctly out of order. It is not a matter of concern to the Members of this House what any Senator thinks about a pending measure. The matter is solely within the jurisdiction of this House to decide.

Mr. ISAACS. Mr. Speaker, I am rather amused by the statement of the gentleman from Philadelphia concerning his helpfulness to the County of Delaware, and particularly by the fact that he mentioned the subject of water.

In the County of Delaware I think without exception we have about the finest water in the Commonwealth of Pennsylvania. In the County of Philadelphia, and I am pretty familiar with it, they are still drinking "Schuylkill Punch."

As to the bill under consideration, I shall not debate it at length, but I previously said on the floor of this House the approach and the manner in which these service districts would be instituted and put over on a community does, and I think it bears repeating, remind me of a thief in the night. If we want to be sincere and straightforward about this kind of legislation, if we want it, then in my opinion it should be put on the ballot for a referendum by the voters to vote whether or not they want it.

I ask the Members on both sides of this House to vote "no" on this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—96

Amarando,	Flynn,	McGee,	Rudisill,
Anderson, M. S.,	Frank,	McKeever,	Sarraf,
Anderson, S. A.,	Frascella,	McLaughlin,	Scarcelli,
Barnatovich,	Gaffney	Meholchick,	Sherman,
Bazin,	Garlock,	Mihm,	Sigman,
Boies,	Gelfand,	Mills,	Smith, C. C.,
Bonner,	Hamilton, R. K.,	Muldowney,	Smith, Wm. B.,
Boory,	Hass,	Mullen,	Snider,
Branca,	Heavey,	Munley,	Stank,
Brennan, J. J.,	Holt,	Musto,	Stebbins,
Bucchin,	Jones, G. E.,	Needham,	Stephens,
Capano,	Kamyk,	Olsen,	Swartz,
Cianfrani,	Kolankiewicz,	O'Neil,	Taylor,
Cioffi,	Kornick,	Pacchioli,	Toll,
Cochran,	Leiby,	Pashley,	Varallo,
Comer,	Leonard,	Paulhamus,	Wallace,
Curwood,	Leven,	Petrosky,	Wargo,
Dougherty,	Limper,	Polaski,	Welsh,
Eilberg,	Lopresti,	Polen,	Wheeler,
Farabaugh,	Lovett,	Reibman,	Whitenight,
Filo,	Lutty,	Renwick,	Williams,
Fineman,	Maxwell,	Rosen,	Yetter,
Flint,	McCann,	Rovansek,	Yetzer,
Floyd,	McCormack,	Rubin,	Andrews, Speaker

NAYS—88

Agnew,	Gibb,	Kromer,	Pursley,
Auker,	Gibson,	Lafore,	Rigby,
Banker,	Goldstein,	Leisey,	Royer,
Bell,	Gramlich,	Light,	Steckel,
Blair,	Greenwood,	Lippincott,	Stevenson,
Bower,	Guthrie,	Mahan,	Stoner,
Breisch,	Haudenshield,	Markley,	Strausser,
Brennan, A. P.,	Helm,	McInroy,	Stroup,
Brenninger,	Henzel,	Mikula,	Thomas,
Breth,	Hocker,	Miller,	Thompson,
Bullen,	Horst,	Moody,	Toomey,
Cooper,	Houk,	Moran,	Varner,
Davis,	Isaacs,	Moscrip,	Wall,
Donahue,	Jenkins,	Murphy,	Walsh,
Donaldson,	Johnson,	Murray, H. P.,	Waterhouse,
Down,	Jump,	Murray, J. J.,	Weidner,
Ehrgood,	Keller,	Murray, P. G.,	Wescott,
Erb,	Kent,	Naugle,	Willaredt,
Eshleman,	Kline,	Ogilvie,	Wilt,
Foster,	Knecht,	Parry,	Worley,
Frost,	Kooker,	Pomeroy,	Young,
George,	Kratz,	Price,	Ziegler,

NOT VOTING—22

Adam,	Jones, T. H. W.,	Metz,	Schuster,
Ashton,	Kehler,	Monroe,	Stone,
Brown,	Lawyer,	Pettigrew,	Tompkins,
Ewing,	Magee,	Readinger,	Vaughan,
Guss,	McWherter,	Reidenbach,	Verona,
Hewitt,			Wood,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. PETROSKY.

The House resumed the consideration on final passage of House Bill No. 1978, entitled:

An Act relating to and defining food providing for the protection of the public health the prevention of fraud and deception by prohibiting the manufacture offering for sale exposing for sale or having in possession with intent to sell adulterated misbranded or deleterious foods conferring powers and imposing duties upon State and county officials and providing penalties

On the question recurring,

Shall the bill pass finally?

Mr. AGNEW. We voted on this bill before and it was defeated. The reason we opposed this bill is very simple. It is a comprehensive modification of the basic food law in Pennsylvania. The bill was drafted by a conglomeration of pseudo-experts brought in by the administration who are truly expert in theory but have had no practicable knowledge of the good processing industry.

We believe a bill that is this important, which is a matter of basic legislation for the people of Pennsylvania, all parties having a basic interest in the food processing industry should be called in and should be consulted for their ideas and suggestions.

If this is the present administration's method of amending the basic law in any given industrial field, then say so and we will know where we stand. We believe that these experts in theory should sit down with the experts in practice who must live daily with the provisions of the food processing laws of the Commonwealth.

We think this matter should be given further study between now and the first of the year. Call in those who must live with the basic law of the Commonwealth, call in the food processing industry and get their ideas on this very important and comprehensive change in the basic law.

Mr. LIGHT. Mr. Speaker, on March 13th I spoke to the Members of this House opposing the passage of this bill. Then the bill failed of passage, and I shall not repeat any of the remarks I made on that day. I simply wish to call attention to a few things which the membership of this House should remember.

First, those interested in the passage of this bill place emphasis on the fact that the food laws of Pennsylvania should conform to those of the Federal Government. I would like to call attention to the fact that many statements have been made, which are true, that the food

laws of Pennsylvania in many respects are superior to the food laws of other states as well as to some parts of the Federal laws.

I want to quote to this House, the statement made by our own Secretary of Agriculture on March 1, 1956, when he spoke to the Pennsylvania Bakers Association. On that day he pointed out there is a printed legend reading "Reg. Penn. Dept. Agr." which tends to give assurance of a quality bakery product to housewives of Pennsylvania and many other states.

The Secretary told the Pennsylvania Bakers Association that the imprint must appear on every package or container of bakery products sold or offered for sale in Pennsylvania, including those from bakeries in other states. The legend means, the Secretary said, that the issuing bakery is state inspected and its products, including bread, are, and I am quoting further from Dr. Henning's statement, "Registered with the Pennsylvania Department of Agriculture."

Pennsylvania bakery and many other food laws are regarded as more stringent than those of other states and even the Federal laws. The Department last year registered a record 3,120 Pennsylvania and 724 out-of-state bakeries that sell products within the State, all with the imprint of "Reg. Penna. Dept. Agr.," except in some instances where code numbers are used. I continue the quotation from the Secretary.

> Housewives in Pennsylvania are familiar with the package or wrapper imprint. Many food shoppers in other states are now looking for the legend and will make no mistake in buying a product which comes from a bakery that is inspected regularly by the Pennsylvania Department of Agriculture.
>
> Pennsylvania has more bakeries than any other state, about one-tenth of all in the United States.

It should be stated again that the Pennsylvania Bakers Association opposes House Bill 1978, Printer's No. 1377, and I quote from their letter:

> We feel that this is rather undue haste on major legislation of this kind and that much more consideration should be given to this bill before it is enacted. Only a very few legislators can be familiar with all the issues involved. May we submit, therefore, that further action on this bill be postponed until either the legislature or the Department of Agriculture has had ample opportunity to confer with all interested parties.

On March 19, 1956, the State Senate of Pennsylvania passed Senate Resolution, Serial No. 12A, directing the Joint State Government Commission to study and investigate the safeguarding of the health of the citizens of the Commonwealth, both through the prevention of manufacture and sale of misbranded, adulterated, unwholesome, or deleterious foods.

Since the membership of this House is not familiar with the terms and meaning of House Bill 1978, Printer's No. 1377, it is believed that a course similar to that of the State Senate should be pursued by this House in order to accomplish the ends to be obtained in the revision of the Pennsylvania food laws without disrupting the capable food laws we now have.

I would again ask this House, both sides of the House, to vote against this bill which is not ready for amendment by the people of this State.

Mr. OLSEN. Mr. Speaker, I desire to be recorded as voting "aye."

The SPEAKER. The Chair is under the impression that someone answered when the gentleman's name was originally called. If the gentleman had not appeared during the roll call, the Chair was going to make inquiry as to—

Mr. OLSEN. Mr. Speaker, I am answering the call now and voting "aye."

The SPEAKER. The Chair is informing the gentleman that someone answered to his name, and counsels the Members not to answer for absentees.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

A verification of the roll was requested by Messrs. LIGHT, AGNEW and AUKER.

The roll was verified and was as follows:

YEAS—105

Amarando,	**Frank,**	McLaughlin,	**Sarraf,**
Anderson, M. S.,	Frascella,	**Meholchick,**	Scarcelli,
Anderson, S. A.,	Gaffney,	**Mihm,**	**Schuster,**
Barnatovich,	**Garlock,**	**Mills,**	Sherman,
Bazin,	Gelfand,	Moran,	Sigman,
Boles,	**Hamilton, R. K.,**	Muldowney,	**Smith, Wm. B.,**
Bonner,	**Hass,**	Mullen,	**Snider,**
Boory,	Heavey,	Munley,	**Stank,**
Branca,	**Holt,**	**Murray, J. J.,**	**Stebbins,**
Brennan, A. P.,	**Jenkins,**	Musto,	**Stephens,**
Brennan, J. J.,	Jones, G. E.,	Needham,	Stone,
Breth,	**Kamyk,**	**Olsen,**	**Swartz,**
Bucchin,	Kolankiewicz,	O'Neil,	Taylor,
Capano,	**Kornick,**	Pacchioli,	Thomas,
Cianfrani,	Leiby,	Pashley,	**Toll,**
Cioffi,	Leonard,	**Paulhamus,**	**Varallo,**
Cochran,	Leven,	Petrosky,	**Wallace,**
Comer,	Limper,	Polaski,	**Walsh,**
Curwood,	Lopresti,	**Polen,**	**Wargo,**
Dougherty,	Lovett,	**Readinger,**	**Welsh,**
Eilberg,	Lutty,	Reibman,	Wheeler,
Farabaugh,	Maxwell,	**Reidenbach,**	**Whitenight,**
Filo,	McCann,	**Renwick,**	Williams,
Fineman,	McCormack,	Rovansek,	Yetter,
Flint,	McGee,	Rubin,	Yetzer,
Floyd,	McKeever,	**Rudisill,**	Andrews,
Flynn,			Speaker

NAYS—82

Agnew,	**Goldstein,**	**Lafore,**	**Rigby,**
Auker,	**Gramlich,**	**Leisey,**	**Royer,**
Banker,	**Greenwood,**	Light,	**Smith, C. C.,**
Bell,	**Guthrie,**	**Lippincott,**	**Steckel,**
Blair,	**Haudenshield,**	Markley,	**Stevenson,**
Bower,	**Helm,**	Mahan,	Stoner,
Breisch,	**Henzel,**	McInroy,	Strausser,
Brenninger,	**Hocker,**	**Mikula,**	Stroup,
Cooper,	**Horst,**	Miller,	**Thompson,**
Davis,	**Houk,**	Moody,	**Tompkins,**
Donahue,	**Isaacs,**	Moscrip,	Toomey,
Donaldson,	Johnson,	Murphy,	**Varner,**
Down,	Jump,	**Murray, H. P.,**	**Wall,**
Ehrgood,	**Keller,**	Murray, P. G.,	Waterhouse,
Erb,	**Kent,**	**Naugle,**	Weidner,
Eshleman,	**Kline,**	**Ogilvie,**	**Wescott,**
Foster,	Knecht,	Parry,	Willaredt,
Frost,	Kooker,	Pomeroy,	Wilt,
George,	Kratz,	Price,	Worley,
Gibb,	Kromer,	**Pursley,**	**Young,**
Gibson,			Ziegler,

NOT VOTING—19

Adam,	**Guss,**	Magee,	Rosen,
Ashton,	Hewitt,	McWherter,	Vaughan,
Brown,	Jones, T. H. W.,	Metz,	Verona,
Bullen,	Kehler,	Monroe,	**Wood,**
Ewing,	Lawyer,	Pettigrew,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILL ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 1217, entitled:

An Act amending the act of July 12 1913 (P. L. 711) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" increasing the number of judges of the Municipal Court of Philadelphia

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TOLL. Mr. Speaker, the bill you are about to consider involves the Municipal Court of the City of Philadelphia. It is not the same court which we were considering a couple of weeks ago and which was the subject of questioning and debate.

This court was organized in 1913 and especially applies in Philadelphia to matters relating to minors, juveniles, domestic relations and smaller civil cases. In the last 40 years it has grown to be one of the outstanding courts of its kind in the entire country and is an example in the administration of justice for the benefit of women and children.

The President Judge of the Municipal Court today is the daughter of the first President Judge who was inaugurated in 1913. Hazel Brown is the daughter of the late Charles Brown.

I have here in my hand a letter from the chief probation officer, the Director of Probation in the Municipal Court, who wrote in response to a question concerning the number of cases involving social problems which are now in the court, and who compared it with 1951, the last year in which there had been an increase in the number of judges.

The Court now has 14 judges. The request is made to increase the number by three. He says that in 1951 the number of cases disposed of through court hearing or trial was 28,206. In 1955, 34,888; an increase of 6,000 cases. One of the most spectacular increases occurred in the juvenile division, where cases of juvenile delinquency alone increased; now will you please pay attention to this number to see the startling increase in the number of juvenile delinquency cases, 6,497 in 1951; 10,145 cases in 1955.

In the domestic relation division the increase was only a couple of thousand cases, 9,751 and 11,955.

Now, imagine juvenile cases coming before a judge so that a hundred of them are put on the list for one day. How can such cases be disposed of without an adequate increase in the judiciary to give the families an adequate and complete trial in order that they may present their cases in full?

I am asking you to go along with Philadelphia on the increase of judges of this particular court because it is not a court where they can grant masterships, or where they controlled any patronage, it is a social service court. It is a court for the benefit of an entire community. I hope that you will help us in our administration of justice for the benefit of those involved in domestic problems and juveniles and give us a vote for this bill.

Mr. TOMPKINS. Mr. Speaker, I am not going to dwell at length in connection with this bill. I think the facts and figures in connection with it were brought to light some few weeks ago in a debate on another contemplated court bill.

However I should like to interrogate the gentleman from Philadelphia, Mr. Toll, in connection with certain phases of this bill.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Toll, permit himself to be interrogated?

Mr. TOLL. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, who pays the judges salaries for the Municipal Court judges?

Mr. TOLL. The judges of the Municipal Court are paid from the Commonwealth General Fund.

Mr. TOMPKINS. Who provides the court rooms and office space for Municipal Court purposes?

Mr. TOLL. The court rooms and the office space are provided by the city of Philadelphia.

Mr. TOMPKINS. Who provides the help for the Municipal Court judges?

Mr. TOLL. The personnel of the Municipal Court is provided for by the city of Philadelphia.

Mr. TOMPKINS. The probation officers, as well?

Mr. TOLL. The probation officers are on the city payroll.

Mr. TOMPKINS. How many employes would the three additional Municipal Court judges entail?

Mr. TOLL. In this particular court it will not require many additional employes. They have a pool of court criers, a pool to tipstaves and a pool of stenographers, because this is different from a common pleas court. The entire court operates under one President judge and the addition of three judges is merely an addition to the same court. Each Common Pleas Court, you will recall, has a separate President judge and separate staffs. I believe each judge will get a secretary and there is a possibility that they may require an additional tipstaff, but the court is today shorthanded, I will say, in probation officers but pretty well equipped in tipstaves and criers.

Mr. TOMPKINS. Mr. Speaker, I would like to know, I read an article in the paper a few days ago, whereby there was a deal proposed to be set up in connection with these Philadelphia judges. I am asking, Mr. Speaker, whether or not the gentleman from Philadelphia knows of any proposed deals of any kind in connection with any additional courts in Philadelphia?

Mr. TOLL. I know of no deals which have been made in connection with any additional courts in Philadelphia.

Mr. TOMPKINS. Mr. Speaker, I would like to know if the gentleman from Philadelphia saw that article in the paper which mentioned the question of probable deals?

Mr. TOLL. Mr. Speaker, I do not recall seeing such an article.

Mr. TOMPKINS. That is all, Mr. Speaker. I do not propose to debate this bill at any length. All I am asking is that there has been no need or justification shown to the Members of this House for three additional Municipal Court judges in the city of Philadelphia, and I am

asking that this bill providing for three additional judges be voted down.

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm, to preside for a few minutes.

Mr. HELM IN THE CHAIR.

Mr. LOPRESTI. Mr. Speaker, I do not know but it seems to me the Members of this House should be concerned with the quality of justice just as much as they are concerned with the quantity of justice. Further, the Members of this House should not vote on a bill dealing with judges simply on the basis of cost. Justice is an expensive thing sometimes, but it is a necessary thing.

The quality of justice is a very important factor in our courts. I am not a man of much experience in trial work, but in my time I have noticed that the quality of justice decreases as the workload of the court and the judges increases.

I have already seen where a court because of the load has said to members of the bar and the district attorney, "In this particular case the court limits each side to two witnesses," without regard to whether or not the defense could be properly prepared in that particular case by merely calling two witnesses, and without regard to whether or not the district attorney could present a proper case using only two witnesses. I have seen members of the bar compelled to go to trial with their cases prepared in an incomplete manner because of the workload of the court.

I am also informed that in Philadelphia decisions are handed down but opinions are not written. The courts in Philadelphia because of the lack of time do not write opinions to substantiate and explain their decisions. When an appeal is taken it is necessary for the attorney taking the appeal to go to the court and say, "Judge, we intend to appeal this decision of yours. Therefore, will you please write an opinion."

I think that decisions handed down by our courts without opinions being written affect the quality of justice. I do not believe that it is fair.

I do not believe it is fair for this House to consider voting on a judge bill on the basis of politics, nor do I believe it is fair to pass and vote on a judge bill on the basis of expense.

Nevertheless, the city council of Philadelphia has adopted a resolution in which they find there is a need for new municipal court judges and the city council of Philadelphia has agreed to take on the additional expense involved in that connection.

I am informed also that the board of judges of Philadelphia, the men who should know, have agreed that Philadelphia county needs new judges. I am informed further that the bar association of Philadelphia had a committee which inquired into the subject of judges and they also adopted a resolution setting forth the need for additional judges in Philadelphia.

I believe that we in this House should be guided by the bar association, by the judges and by the people in Philadelphia who know best whether or not new judges are needed.

During the last debate on this particular subject of judges in Philadelphia the question of population was raised. That again is no indication of whether or not new judges are needed in a particular area, because as the ratio or as the density of the population increases, it is more likely that cases will arise in that community which would not arise in sparsely populated areas.

We also find that many people go to the larger communities to commit their acts of depredation, to commit their criminal acts. There are by far many more criminal cases arising in Philadelphia than there are in other communities. There are far more crimes committed in Philadelphia by people who do not actually live in Philadelphia than there are in any other community. So it is not fair to decide the need for new judges on the basis of population.

In this connection we have heard from the gentleman from Cameron county, Mr. Tompkins, and while he may be able to discuss this subject in generalities, I think we should hear from the gentleman from Philadelphia, the Minority Leader, Mr. Smith.

Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. Smith.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Smith, permit himself to be interrogated?

Mr. CHARLES C. SMITH. I shall, Mr. Speaker.

Mr. LOPRESTI. Mr. Speaker, I would like to inquire of the gentleman whether he knows of the resolution I have referred to as having been adopted by the council of the city of Philadelphia?

Mr. CHARLES C. SMITH. I am afraid I do not, Mr. Speaker.

Mr. LOPRESTI. I would inquire whether the gentleman from Philadelphia has made any effort to find out the attitude of the bar association of Philadelphia and also the attitude of the board of judges of Philadelphia on this question?

Mr. CHARLES C. SMITH. Mr. Speaker, in the past when the bar association or city council had anything in mind that they were interested in they saw fit to see me. Up to this point I have talked to nobody from the bar association. I have had no letters, to my knowledge, nor have I had any contact with any of the judges, none of them have contacted me and said they have been overworked and there was a tremendous need.

I do not believe it is my duty to see them. In the past it has always been their duty to see us as Legislators.

Mr. LOPRESTI. Does the gentleman know from reading the Press that such actions as I have outlined have been taken?

Mr. CHARLES C. SMITH. I did not see anything in it from city council about the resolution the gentleman is talking about.

Mr. LOPRESTI. Is not the gentleman from Philadelphia interested in the question of courts for Philadelphia?

Mr. CHARLES C. SMITH. I certainly am.

Mr. LOPRESTI. You, however, feel it is not your business to inquire as to what action the bar association——

Mr. CHARLES C. SMITH. I did not say that. I said in the past they have made it their business to see me.

Mr. LOPRESTI. This time they did not make it their business to see you?

Mr. CHARLES C. SMITH. If they were considerably interested in it, I would assume they would see me or contact me in some way.

Mr. LOPRESTI. However, the gentleman does not feel he should make any inquiry on his part?

Mr. CHARLES C. SMITH. I have not made any. I did not say I did not feel as though I should.

I can say this, that the courts were very interested in contacting me on the salary bill, time after time after time.

Mr. LOPRESTI. I thank the gentleman for a voluntary——

Mr. CHARLES C. SMITH. Mr. Speaker, I did not go to them about the salary bill, they came to me.

Mr. LOPRESTI. I imagine they would.

I would like to ask the gentleman a couple more questions, if I may?

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Smith, permit himself to be further interrogated?

Mr. CHARLES C. SMITH. I shall, Mr. Speaker.

Mr. LOPRESTI. Does the gentleman question that the action has taken place that I have referred to? Does he question that that action has taken place?

Mr. CHARLES C. SMITH. No, I do not. I certainly would not question the gentleman's veracity or the veracity of any other Member of the House. I do not want to single out the one gentleman for being truthful on that side.

Mr. LOPRESTI. Does the gentleman know who the members of the committee of the bar association were who passed on this question, or who that committee was?

Mr. CHARLES C. SMITH. No, not being a lawyer, I have no axe to grind with the bar association. I might recognize the names of the gentlemen if he would be kind enough to read them, but I do not know them offhand.

Mr. LOPRESTI. Is the gentleman from Philadelphia acquainted with Mr. Marshall Morgan?

Mr. CHARLES C. SMITH. I certainly have a speaking acquaintance with him, although Mr. Marshall Morgan, being one of my good friends, has never contacted me in regard to it.

Mr. LOPRESTI. Is the gentleman acquainted with a gentleman by the name of Morton Witkin of Philadelphia?

Mr. CHARLES C. SMITH. I believe I am.

Mr. LOPRESTI. Does the gentleman know that these men are both interested members of his own party?

Mr. CHARLES C. SMITH. I did not quite hear the last part of that question?

Mr. LOPRESTI. Interested members of his own party?

Mr. CHARLES C. SMITH. I would say as far as Mr. Morgan is concerned I believe he is still a resident of the city of Philadelphia. I think you might inquire of Mr. Rubin whether or not Mr. Witkin is a member of our party in Philadelphia at this time? I do not believe he resides there any more.

Mr. LOPRESTI. It is not a question of where he resides. Is he a member of your party, to the best of your knowledge?

Mr. CHARLES C. SMITH. I would not know. The last time I knew he was. I do not know what he might be, but I imagine he is still a Republican.

Mr. LOPRESTI. Those gentlemen were members of the gentleman's party and were members of the committee who recommended the additional judges on the part of the bar association. Would he say they were politically minded?

Mr. CHARLES C. SMITH. Mr. Speaker, I do not believe that judges enter into politics. I do not see where being a member of a party—is it only the Republicans who are asking for this? I would assume that any committee of the bar would be a bipartisan committee.

Mr. LOPRESTI. That is correct, and that is the very point I wanted to make. That is all. I thank the gentleman.

That is the very point I wanted to make. This committee on the part of the bar association that recommended these new judges to be added to the courts of Philadelphia was a bipartisan committee, and very influential members of the opposition party were on that committee. I believe the committee's recommendation, therefore, was made above politics and on the basis of need.

For that reason I think this House should vote for this bill.

Mr. SHERMAN. I think it quite important, especially for my sake and for the sake of all of the Members of this House, to be devoid of politics when we consider a bill in favor of the children of this Commonwealth. We must bear in mind that the Municipal Court of our city of Philadelphia deals with juvenile problems and one of their main interests is that of juvenile delinquency, and a vote against this bill is a vote in favor of juvenile delinquency.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—101

Amarando,	Frascella,	McKeever,	Rubin,
Anderson, M. S.,	Gaffney	McLaughlin,	Rudnitil,
Anderson, S. A.,	Garlock,	Meholchick,	Sarraf,
Barnatovich,	Gelfand,	Mihm,	Scarcelli,
Boles,	Guss,	Mills,	Schuster,
Bonner,	Hamilton, R. K.,	Moran,	Sherman,
Boory,	Hass,	Muldowney,	Sigman,
Branca,	Heavey,	Mullen,	Smith, Wm. B.,
Brennan, A. P.,	Holt,	Munley,	Snider,
Brennan, J. J.,	Jenkins,	Murray, J. J.,	Stank,
Breth,	Jones, G. E.,	Musto,	Stebbins,
Bucchin,	Kamyk,	Needham,	Stephens,
Cianfrani,	Kolankiewicz,	Olsen,	Stone,
Cioffi,	Kornick,	O'Neil,	Swartz,
Cochran,	Leiby,	Pacchioli,	Taylor,
Comer,	Leonard,	Pashley,	Thomas,
Curwood,	Leven,	Paulhamus,	Varallo,
Dougherty,	Limper,	Petrosky,	Wallace,
Eilberg,	Lopresto,	Polaski,	Walsh,
Farabaugh,	Lovett,	Polen,	Wargo,
Filo,	Lutty,	Readinger,	Wheeler,
Fineman,	Maxwell,	Reibman,	Whitenight,
Flint,	McCann,	Reidenbach,	Williams,
Floyd,	McCormack,	Renwick,	Yetter,
Flynn,	McGee,	Rovansek,	Andrews, Speaker
Frank,			

NAYS—82

Agnew,	Gibson,	Lafore,	Rigby,
Auker,	Goldstein,	Leisey,	Royer,
Banker,	Gramlich,	Light,	Smith, C. C.,
Bell,	Guthrie,	Lippincott,	Stevenson,
Blair,	Haudenshield,	Mahan,	Stoner,
Bower,	Helm,	Markley,	Strausser,
Breisch,	Henzel,	McInroy,	Stroup,
Brenninger,	Hocker,	Metz,	Thompson,
Bullen,	Horst,	Mikula,	Toll,
Capano,	Houk,	Miller,	Tompkins,
Cooper,	Isaacs,	Moody,	Toomey,
Davis,	Johnson,	Moscrip,	Varner,
Donahue,	Jump,	Murphy,	Wall,
Donaldson,	Keller,	Murray, J. J.,	Waterhouse,
Ehrgood,	Kent,	Murray, P. G.,	Weidner,
Erb,	Kline,	Naugle,	Welsh,
Eshleman,	Knecht,	Oglivie,	Wescott,
Foster,	Kooker,	Parry,	Willaredt,
Frost,	Kratz,	Price,	Wilt,
George,	Kromer,	Pursley,	Worley,
Gibb,			Ziegler,

NOT VOTING—23

Adam,	Greenwood,	Magee,	Steckel,
Ashton,	Hewitt,	McWherter,	Vaughan,
Bazin,	Jones, T. H. W.,	Monroe,	Verona,
Brown,	Kehler,	Pettigrew,	Wood,

Down,	**Lawyer,**	**Pomeroy,**	**Yetzer,**
Ewing,		**Rosen,**	**Young,**

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

PERMISSION TO ADDRESS HOUSE

Mr. BANKER asked and obtained unanimous consent to address the House.

Mr. Speaker, yesterday afternoon during our big hassle, I made a few doodles intending to make comment following the argument, but when that non debatable question was debated for an hour, I was cheated of my time, so I am going to read a few jingles that I marked down at that time. This is entitled:

ROLL CALL OR I WONDER WHAT THE OLD FOLKS THINK BACK HOME

'Twas the first week in May
And all through the House
Not a darned thing was doing
That would frighten a mouse

The good bills were stymied
On the calendar with care
Awaiting the day
That a quorum be there

Al Readinger in his corner
"Hi," ready to snap
While the rest of their colleagues
Were enjoying a nap

When out of the quiet
"Hi" came up a roarin
"To hell with this stuff
We still need a quorum"

Then up sprang McCormack
With a new gimmick crack
"Let's send the State Police
To bring all of them back

So a roll call was taken
Of each in his seat
But the major proportion
Developed cold feet

That's the way it's been going
The whole show is absurd
With most of us scared
To stand up and be heard

REPORTS FROM COMMITTEES

Mr. THOMAS from the Committee on Cities—Counties Second and Second Class A, reported as committed, House Bill No. 1297, entitled:

An Act amending the "Second Class County Code," of July 28, 1953 (P. L. 723) authorizing county and regional planning commissions to receive and expend gifts, grants and appropriations of money from any source, including Commonwealth, Federal or local funds.

Mr. PRICE from the Committee on State Government, reported as committed, House Bill No. 1956, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres, more or less, of land situate in Hanover Township, Beaver County, Pennsylvania, with the approval of the Governor.

Mr. STANK from the Committee on Rules, reported as committed, House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet, more or less of land in Middleton Township, Delaware County.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1087, entitled:

An Act amending the "Fiduciaries Investment Act of 1949" ***, further prescribing the eligibility for authorized investments of the obligations of municipality authorities

Mr. COMER from the Committee on Banking and Building and Loan Associations, re-reported as committed, Senate Bill No. 933, entitled:

An Act amending the "Banking Code" of May 15, 1933 (P. L. 624) ***, prohibiting the assumption and use of deceptive names by corporations and persons not authorized to engage in the banking business providing for investments of loans by and the purchase sale and creations by obligations by banks bank and trust companies trust companies and savings banks providing for the voluntary liquidation of banks bank and trust companies and trust companies and further providing for the powers and limitation on powers of corporations authorized to engage in a banking business.

Mr. THOMAS from the Committte on State Government, re-reported as amended, House Bill No. 1517, entitled:

An Act amending the "Municipality Authorities Act of 1945" *** further regulating the membership of the governing body of Transit Authorities.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1297, entitled:

An Act amending the "Second Class County Code," of July 28, 1953 (P. L. 723) authorizing county and regional planning commissions to receive and expend gifts, grants and appropriations of money from any source, including Commonwealth, Federal or local funds.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1956, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres, more or less, of land situate in Hanover Township, Beaver County, Pennsylvania, with the approval of the Governor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 2111, entitled:

An Act authorizing the Departmtnt of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet, more or less of land in Middleton Township, Delaware County.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1087, entitled:

An Act amending the "Fiduciaries Investment Act of 1949" ***, further prescribing the eligibility for authorized investments of the obligations of municipality authorities.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL RE-REFERRED

Mr. THOMAS from the Committee on Cities—Counties Second and Second Class A, returned with the recommendation that it be re-referred to the Committee on Townships, House Bill No. 2014, entitled:

An Act amending "The Second Class County Code" of May 1, 1933 (P. L. 103), authorizing the supervisors to exercise powers with respect to the creation of offices and departments and employment of personnel.

The SPEAKER pro tempore. The Speaker has re-referred this bill to the Committee on Townships.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 887

Mr. POLEN. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 887.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1694

Mr. POLEN. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1694.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1977

Mr. SNIDER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1977.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1560

Mr. SNIDER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1560.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1361

Mr. WHEELER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1361.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1060

Mr. GUSS. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1060.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 729

Mr. READINGER. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 729.

The report was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 729, entitled: "A Joint Resolution proposing an amendment to article two, section four of the Constitution of the Commonwealth of Pennsylvania, by providing for annual sessions of the General Assembly," having met, after full conference, have been unable to agree.

EDWARD J. KESSLER,
DONALD P. McPHERSON, JR.,
HARRY E. SEYLER,
(Committee on the part of the Senate)

ALBERT S. READINGER,
JULIAN POLASKI
NORMAN WOOD,
(Committee on the part of the House of Representatives)

CONFERENCE COMMITTEE DISCHARGED

Mr. READINGER. Mr. Speaker, I move that the House conferees be discharged from further consideration of Senate Bill No. 729.

The motion was agreed to

BILL ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of Senate Bill No. 316, entitled·

An Act amending the act of March 30, 1917 (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" regulating the advertising of products used for ophthalmic purposes and providing penalties for violation thereof

On the question recurring,

Will the House agree to the bill on third reading?

Mr. STROUP. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 2, last two lines of Title, by striking out both of said lines and inserting in lieu thereof: "providing penalties for certain false advertising of products used for ophthalmic purposes."

Amend Sec. 1, page 2, line 1, by striking out "2" and inserting in lieu thereof "9."

Amend Sec. 1, page 2, line 10, by striking out "19 1923 (P L 260)" and inserting in lieu thereof: "25, 1937 (P. L. 795)".

Amend Sec. 1 (Sec. 2), page 2, lines 11 to 14, page 3, lines 1 to 19 and page 4, lines 1 to 6, by striking out all of said lines.

Amend Sec. 2, page 4, lines 7 and 8, by striking out both of said lines.

Amend Sec. 2 (Sec. 9), page 6, line 10, by inserting after "purposes": "with intent not to sell at the price or prices advertised, or which includes any untrue, false or misleading statements."

Amend Sec. 2 (Sec. 9), page 6, line 12, by striking out "five hundred dollars ($500)" and inserting in lieu thereof: "one thousand dollars ($1000)."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. STROUP. Now, ladies and gentlemen, if I may be granted the courtesy of your undivided attention for just a few moments, I should like first of all to explain the effect of the proffered amendments upon Senate Bill 316.

First of all, we have changed by amendment the prior amendment to the optometry act by having the title read: "providing penalties for certain false advertising of products used for optometric purposes."

The second amendment on page 2, Section 1, inserts Section 9 as being amended instead of Section 2.

The third amendment on line 10 of page 2, changes the bill as being amended to correspond with the Act of 1937, the amendatory Act of 1937, instead of the amendatory Act of 1933.

The first amendment to this bill is on page 2, lines 11 and all of page 3, which takes out the original amendment to Section 2, inasmuch as Section 2 is now not at all amended, primarily because the change that was made in the bill after it was first written does not amend Section 2 at all.

The fifth amendment to this bill is on page 4. We have there taken out an amendment to Section 9 of the bill instead of amending Section 2, because Section 2 is not amended.

The last and important amendment to this bill is on page 6, and this I would like to ask your attention for, ladies and gentlemen. It is on line 10 of page 6 and we have inserted there the following language:

> "with intent not to sell at the price or prices advertised, or which includes any untrue, false or misleading statements."

Now, my fellow Members of the House, I want to speak briefly on the purpose of these amendments.

Senate Bill 316, to my way of thinking, is a rather important bill not only insofar as its practical application is concerned, but to a greater extent because of its far reaching effect. The advocates of the bill have endeavored to protect the general public from fraud, but in their zeal they have prohibited every vendor of eye glasses in the state of Pennsylvania from advertising any price.

Let me say first of all, that I do not disagree with the proponents of this bill, if their sole objective is the correction of misrepresentation and deceit in the sale of spectacles, frames and mountings.

I offer these amendments, ladies and gentlemen, solely motivated by the fact that Senate Bill 316, controvenes my understanding and belief in the inherent rights of an individual businessman in a freely competitive society.

In order to better understand the purpose of the amendments I should like to review, if you will permit me, some of the provisions of the original Act, passed in 1917. You are all aware that until Senate Bill 316 appeared upon the calendar, the optometrist law applied only to the practice of optometry. Page 2 of that bill, Section 2, states: and I quote as follows:

> It shall not be lawful for any person in this Commonwealth to attempt to determine by examination of the eyes, the kind of glasses needed by any person or to hold himself out as able to examine the eyes of any person for the purpose of fitting the same with glasses, unless he secures a license from the Board of Optometry.

It is apparent, therefore, that any person who attempts to examine eyes for the purpose of fitting glasses is practicing optometry and it follows that the sale of glasses in itself is not the practice of optometry.

On page 4 of Senate Bill 316, Section 9 of the original act, we find that the State Board of Optometry Examiners shall revoke the license of any optometrist who advertises prices and I quote:

> for professional service or glasses or other appurtenances used in the practice of the profession of optometry.

This clause relating to restriction of the advertising of prices by optometrists was inserted into the Act by an amendment of this Legislature in 1937.

Originally, the Act of 1917, that is the original optometry Act, Section 12, thereof, exempted licensed physicians and surgeons from the provisions of the Act, and in 1937, the provision against price advertising was inserted in Section 9 of the law in order to make it possible to revoke the license of an optometrist if he advertised prices for professional services or glasses or other appurtenances. The Legislature also, and note this please, inserted in Section 12 of the Act at that time an exemption, and I quote it:

> extending to persons selling spectacles and eyeglasses but who do not assume directly or indirectly to adapt them to the eye, nor practice or profess to practice optometry.

In other words, ladies and gentlemen of the House, the Legislature of 1937 refused to permit price advertising restrictions to apply to all sellers of spectacles, eyeglasses, mountings and frames.

The present amendment to Section 9, as set forth in Senate Bill 316, is in direct conflict with Section 12 of this Act. Moreover, a section of the original Act limits the application of the Act to the practice of optometry.

Senate Bill 316 now extends the provisions of this Act to all vendors of eyeglasses any place in the Commonwealth of Pennsylvania. It certainly appears without any contradiction that this bill takes the optometry Act far beyond its original intention.

Now, the amendments that I have offered this afternoon to Senate Bill 316 are designed to bring it into conformity with House Bill 1294, which is the Anti-Bait-Advertising law passed by this House and signed by the Governor on March 1st. As I stated before, Senate Bill 316 as it is presently before you without the amendments which I have offered, prohibits the advertising of prices of frames, mountings, lenses, spectacles or eyeglasses by any sellers of these products in Pennsylvania.

There are many of us in the Commonwealth of Pennsylvania who are opposed to this type of legislation because we believe it is contrary to the principles of a freely competitive society.

The SPEAKER pro tempore. Will the gentleman yield? The Chair hesitates about interrupting the gentleman, but the gentleman's debate should be limited to the discussion of his amendments to the bill. If the gentleman desires to discuss the amendments offered he may proceed.

Mr. STROUP. Mr. Speaker, I am discussing the amendments offered under the text which I am using. I am not discussing the merits of the bill. In order to discuss the amendments I must point out the effect of the amendments on the bill.

The SPEAKER pro tempore. The gentleman will proceed.

Mr. STROUP. It certainly appears that if a legitimate product can be sold in Pennsylvania, then certainly it should be possible to be legally advertised in Pennsylvania.

Now, I believe that the primary purpose of the proponents of Senate Bill 316 is to eliminate false and misleading advertising and price "bait" advertising in Pennsylvania.

If such is the purpose and obective then I submit that such advertising is effectively curtailed and deterred in Section 537 of the Pennsylvania Advertising Law and also effectively deterred in House Bill 1294, the Anti-Bait Advertising Bill.

If, however, the proponents of the bill are not satisfied that those deterrents protect the purchasing public, which are practically the only protection afforded, then I offer these amendments which incorporate the protective features in this bill.

If the bill itself is designed, however, to extend the ethics and the prohibitions which the members of the society have so admirably imposed upon themselves—to all sellers of glasses—then it may limit competition, and for that reason the amendments are offered to the bill rather than vote against the bill.

I believe the bill in itself has excellent purpose but without these amendments it extends the provisions of the bill much too far afield. I ask you, therefor, in the interest of all business in Pennsylvania and particularly in the interest of all businesses of eyeglasses that are not members of the Optometrical Society, to vote for these amendments.

Mr. KOLANKIEWICZ. Mr. Speaker, ladies and gentlemen of the House, about two months ago when the amendments were offered to me I just had one sheet, now today I find we have about ten sheets and I do not know how many corrections.

However, as to the effect of the amendments, I do want to say that it ruins the bill as it is today. The Optometrists cannot advertise price—price advertising. That is one thing they are curtailing and they want to curtail it within their own profession.

These amendments as offered, as I heard them read, permit the optometrists themselves to advertise, price advertise, which we do not allow in our profession, and I think if these amendments are passed, they are going to demoralize and degrade the profession of optometry.

I do want to say that a great many of you recall many years ago, when the fight was on for price advertising, you never knew what you could have, what you could receive and it is done today when they do advertise prices and we cannot stop it because they are not optometrists. If they were optometrists we could stop them. However, you call in and you can get eyeglasses for $8.50 but by the time you come out—figure it out for yourself. I am sure we do not want that kind of legislation in the optometric law. Therefore, ladies and gentlemen, I ask you to vote these amendments down.

Mr. STROUP. I just wish to answer briefly the gentleman from Philadelphia, Mr. Kolankiewicz, who referred to the bill.

He will find we have carefully preserved in these amendments the right of the Board of Optometry to exercise its jurisdiction of suspension and revocation against the members of that society, the licensed optometrists, if they should advertise prices.

The amendments to the bill in no way whatsoever affect that provision in the law, they very carefully have avoided that. As a consequence if you pass these amendments you do not affect the Board of Optometry or its powers of revocation and suspension.

By the way, Mr. Speaker, as somewhat of a novice in this House, I must offer an apology to Mr. Kolankiewicz. I revised these amendments some days ago and did fail to give him a copy of the revised amendments. The purpose of the revisions of the amendments was to make it possible for the Board of Optometry to still supervise the members of their society if they advertised prices.

These amendments do but one thing, they merely inflict penalties upon all vendors of eyeglasses, including the members of the Optometrist Society, if they make false or misleading statements insofar as their advertising is concerned.

I assure you that I have given careful attention to that particular provision and the statement made by the good Doctor from Philadelphia is not valid.

Mr. KOLANKIEWICZ. I would like to ask the Minority and the Majority Floor Leaders, whether they received copies of the amendments?

The SPEAKER pro tempore. The Chair notices that both Floor Leaders are busy on the telephone. Perhaps they are talking to each other.

Mr. KOLANKIEWICZ. Mr. Speaker, may I ask a question of Mr. Stroup?

The SPEAKER pro tempore. Will the gentleman from Bedford, Mr. Stroup, permit himself to be interrogated?

Mr. STROUP. I will answer the question, Mr. Speaker.

I think I have stated before that I did not give a copy of the revised amendments, through my neglect, to either the Minority Floor Leader or the Majority Floor Leader, nor did I provide the gentleman with one. I apologize to you for that, my friend.

However, that is why I took the trouble and carefully explained the effect the amendments would have on the Act.

If my apologies are not sufficient for leaving you ill-advised, that is the best I can do. I am very sorry.

Mr. KOLANKIEWICZ. Mr. Speaker, I received a copy of the amendments which only consisted of one page. That is why I stated I would ask the House to vote against the amendments.

Mr. STROUP. Mr. Speaker, I request a slow roll call.

Mr. ROVANSEK. Mr. Speaker, is a roll call necessary on the amendments? I request a division.

The SPEAKER pro tempore. It is necessary and has been asked for by a Member of the House.

Mr. ROVANSEK. Has it been seconded.

The SPEAKER pro tempore. Seconded by the gentleman from Forest, Mr. Davis, the gentleman from Allegheny, Mr. Agnew.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Messrs. DAVIS and AGNEW and were as follows:

YEAS—67

Agnew,	Gibson,	Lafore,	Smith, C. C.,
Auker,	Gramlich,	Light,	Stevenson,
Bell,	Guthrie,	Lippincott,	Stoner,
Blair,	Haudenshield,	Mahan,	Strausser,
Bower,	Helm,	Markley,	Stroup,
Breisch,	Henzel,	McInroy,	Thompson,
Bullen,	Hocker,	Mikula,	Tompkins,
Cooper,	Horst,	Miller,	Toomey,
Davis,	Houk,	Moody,	Varner,
Donahue,	Johnson,	Murray, H. P.,	Wall,
Donaldson,	Jump,	Murray, P. G.,	Waterhouse,
Down,	Keller,	Naugle,	Weidner,
Ehrgood,	Kent,	Ogilvie,	Wescott,
Erb,	Kline,	Parry,	Wilt,
Eshleman,	Kooker,	Price,	Worley,
George,	Kromer,	Pursley,	Young,
Gibb,		Royer,	Ziegler,

NAYS—114

Amarando,	Frank,	McCann,	Rigby,
Anderson, M. S.,	Frascella,	McCormack,	Rosen,
Anderson, S. A.,	Frost,	McGee,	Rovansek,
Banker,	Gaffney,	McKeever,	Rudisill,
Barnatovich,	Garlock,	McLaughlin,	Sarraf,
Bazin,	Gelfand,	Mehalchick,	Scarcelli,
Boles,	Goldstein,	Metz,	Schuster,
Bonner,	Guss,	Mihm,	Sherman,
Boory,	Hamilton, R. K.,	Mills,	Smith, Wm. B.,
Branca,	Hass,	Moran,	Snider,
Brennan, A. P.,	Heavey,	Muldowney,	Stank,
Brennan, J. J.,	Holt,	Mullen,	Stebbins,
Breth,	Isaacs,	Munley,	Stone,
Bucchin,	Jenkins,	Murray, J. J.,	Swartz,
Capano,	Jones, G. E.,	Musto,	Taylor,
Cianfrani,	Kamyk,	Needham,	Thomas,
Cioffi,	Knecht,	Olsen,	Toll,
Cochran,	Kolankiewicz,	O'Neil,	Varallo,
Comer,	Kornick,	Pacchioli,	Wallace,
Curwood,	Kratz,	Pashley,	Walsh,
Dougherty,	Leiby,	Paulhamus,	Wargo,
Eilberg,	Leisey,	Petrosky,	Welsh,
Farabaugh,	Leonard,	Polaski,	Wheeler,
Filo,	Leven,	Polen,	Whitenight,
Fineman,	Limper,	Pomeroy,	Williams,
Flint,	Lopresti,	Readinger,	Yetzer,
Floyd,	Lovett,	Reibman,	Andrews,
Flynn,	Lutty,	Reidenbach,	Speaker
Foster,	Maxwell,	Renwick,	

NOT VOTING—25

Adam,	Hewitt,	Monroe,	Steckel,
Ashton,	Jones, T. H. W.,	Moscrip,	Stephens,
Brenninger,	Kehler,	Murphy,	Vaughan,
Brown,	Lawyer,	Pettigrew,	Verona,
Ewing,	Magee,	Rubin,	Willaredt,
Greenwood,	McWherter,	Sigman,	Wood,
			Yetter,

So the question was determined in the negative and the amendments were not concurred in.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. STROUP. Mr. Speaker, if you will give me just a few minutes.

Now that the amendments have fallen if you vote for Senate Bill 316 as it is presently written, you are going to vote to eliminate competition in the sale of eyeglasses, mountings and frames throughout Pennsylvania.

This to my mind is a step in the wrong direction. If we are going to make it possible by act of this Legislature to prohibit the advertising of prices in a particular commodity field, that being discriminatory in itself in this field, then we would have the right to prohibit advertising of prices in all commodity fields. It certainly is a step in the wrong direction.

It seems to me, and I say this without too much certainty, that the bill itself will eliminate all competition and only those who are in the field of optometry will be able eventually to handle the sale of eyeglasses, mountings and frames.

No man can advertise at what price he will sell these frames, or eyeglasses, or mountings, otherwise it is a crime and a penalty is imposed upon that particular vendor.

I ask you in the interest of fairness, in the interest of open and free competition in our Commonwealth, to vote down this bill.

Mr. KOLANKIEWICZ. Mr. Speaker, I am not going to debate the bill any further. I do know you recognize the profession of optometry, its standards and what they are trying to do for the people of the Commonwealth of Pennsylvania.

I ask you to vote in favor of this bill, Senate Bill 316.

Mr. McCORMACK. Mr. Speaker, I do not want to debate this bill, but it seems to me when the gentleman from Bedford, Mr. Stroup, was discussing the amendments he said he agreed the bill was a pretty good one, or words to that effect.

I would like to ask the gentleman, Mr. Speaker, whether that is correct?

The SPEAKER pro tempore. Will the gentleman from Bedford, Mr. Stroup, permit himself to be interrogated?

Mr. STROUP. I shall, Mr. Speaker.

Mr. McCORMACK. Mr. Speaker, I ask the gentleman whether during the debate on the amendments he made the statement, in effect, that he agreed the bill was a good bill?

Mr. STROUP. I think the gentleman misunderstood me. I am sure he did. My statement was that the bill, it it had as its purpose purely the control of deceitful or fraudulent advertising, was a good bill. The only way that could be controlled would be by inserting the amendments so that false, misleading and deceitful advertising would be made a penalty under the bill.

I pointed out that under our present laws, particularly the Pennsylvania Advertising law and the Anti-Bait Advertising law, there is sufficient protection. If the proponents of the bill want additional protection simply for this particular commodity field, then we would submit the amendments.

The bill as presently written without the amendments is a bad bill because it flies in the face of free and open competition in our Commonwealth.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—126

Amarando,	Frascella,	Mihm,	Sarraf,
Anderson, M. S.,	Frost,	Miller,	Scarcelli,
Anderson, S. A.,	Gaffney,	Mills,	Schuster,
Auker,	Gelfand,	Moran,	Sherman,
Banker,	Gibson,	Moscrip,	Sigman,
Barnatovich,	Goldstein,	Muldowney,	Smith, C. C.,
Bazin,	Hamilton, B. K.,	Mullen,	Smith, W. B.,
Boies,	Hass,	Murphy,	Snider,
Bonner,	Heavey,	Murray, H. P.,	Stank,
Boory,	Holt,	Murray, J. J.,	Stebbins,
Branca,	Isaacs,	Murray, P. G.,	Stone,
Brennan, A. P.,	Jenkins,	Musto,	Strausser,
Brennan, J. J.,	Johnson,	Needham,	Swartz,
Breth,	Jones, G. E.,	Olsen,	Taylor,
Bucchin,	Kamyk,	O'Neil,	Thomas,
Capano,	Kolankiewicz,	Pacchioli,	Toll,
Cianfrani,	Kornick,	Parry,	Tompkins,
Cioffi,	Kratz,	Pashley,	Varallo,
Cochran,	Leonard,	Paulhamus,	Wall,
Comer,	Leven,	Petrosky,	Wallace,
Curwood,	Limper,	Polaski,	Walsh,
Donaldson,	Lovett,	Polen,	Waterhouse,
Dougherty,	Lutty,	Pomeroy,	Weidner,
Elberg,	Markley,	Pursley,	Wescott,
Erb,	Maxwell,	Readinger,	Wheeler,
Filo,	McCann,	Reibman,	Whitenight,
Fineman,	McCormack,	Reidenbach,	Worley,
Flint,	McGee,	Renwick,	Yetter,
Floyd,	McKeever,	Rosen,	Yetzer,
Flynn,	McLaughlin,	Rovansek,	Andrews,
Foster,	Meholchick,	Rubin,	Speaker
Frank,		Rudisill,	

NAYS—55

Agnew,	George,	Kooker,	Price,
Bell,	Gibb,	Kromer,	Rigby,
Blair,	Gramlich,	Lafore,	Stevenson,
Bower,	Greenwood,	Leiby,	Stoner,
Breisch,	Guthrie,	Leisey,	Stroup,
Bullen,	Haudenshield,	Light,	Thompson,
Cooper,	Helm,	Lippincott,	Toomey,
Davis,	Hocker,	Mahan,	Varner,
Donahue,	Horst,	McInroy,	Wargo,
Down,	Houk,	Mikula,	Welsh,
Ehrgood,	Jump,	Moody,	Williams,
Eshleman,	Keller,	Munley,	Wilt,
Farabaugh,	Kline,	Naugle,	Young,
Garlock,	Knecht,	Ogilvie,	Ziegler,

NOT VOTING—25

Adam,	Hewitt,	Magee,	Steckel,
Ashton,	Jones, T. H. W.,	McWherter,	Stephens,
Brenninger,	Kehler,	Metz,	Vaughan,
Brown,	Kent,	Monroe,	Verona,
Ewing,	Lawyer,	Pettigrew,	Willaredt,
Guss,	Lopresti,	Royer,	Wood,
Henzel,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1311, Printer's No. 1709 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1311.

An Act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund

Whereas There is an urgent need for a vast construction reconstruction and modernization program on Pennsylvania's hundred thousand mile public road system therefore

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 4, page 3, by striking out lines 11 to 19 inclusive and page 4, by striking out lines 1 to 5 inclusive, as follows:

Fifty-five per centum thereof divided by the total miles of roads and streets which are maintained by municipalities

Mutliplied by

The number of miles in the particular municipality

Plus

Forty-five per centum thereof divided by the total official population of the municipalities having responsibility for the maintenance of public roads or streets

Mutliplied by

The official population of the particular municipality

(Amount due the particular municipality)

(1) Seventy-five per cent

and inserting in lieu thereof the following: eighty per cent of the money hereby allocated shall be paid to the cities boroughs towns and townships in accordance with the following formula

six-tenths of this — the number of

line 10 by striking out at beginning of line the following: "seventy-five per" and inserting the following: "multiplied miles in the par-"; line 11 by striking out at beginning of line the word "cent" and inserting the following:

eighty per cent allocation divided by the total miles of public roads and streets which are maintained by municipalities and townships — by — ticular municipality or township

plus

four-tenths of this — the official pop-

page 5, line 3 by striking out at beginning of line the following: "seventy five per" and inserting the following: "ulation of the"; line 4 by striking out at beginning of line the word "cent" and inserting the following:

eighty per cent allocation divided by the total official population of the municipalities and townships — Multiplied by — particular municipality or township

(amount due the particular municipality or township)

to be expended by the authorities of the respective municipalities or townships for the maintenance repair construction or reconstruction of such public roads or streets including bridges culverts and drainage structures for

which they are legally responsible where road or bridge work is performed by the political subdivision the moneys herein allocated may be used only for labor equipment rental pay rolls purchase of material including repair parts necessary for the maintenance of equipment small tools road drags and snow fences

page 6, line 7 by striking out at beginning of line the following: "Twenty five per cent" and inserting the following: "twenty per cent of the money hereby allocated shall be paid to the cities boroughs towns and townships in accordance with the following formula this; line 11 by striking out after the word "this" the words: "twenty-five" and inserting the following: "The number of"; line 12 by striking out at beginning of line the words: "per cent" and inserting the following:

six-tenths of this twenty per cent divided by the total miles of public roads and streets which are maintained by the municipalities and townships	Multiplied by	such miles in the particular municipality or township
four tenths of this twenty per cent allocation divided by the total official population of the municipalities and townships	Multiplied by	the official population of the particular municipality or township
		(amount due the particular municipality or township)

for the improvement of public roads and streets including bridges and drainage structures under their respective jurisdictions in accordance with agreements with the department of highways for projects on which one-half or more of the cost is paid by the respective municipality or township from funds obtained from other sources including clause (1) of this section

In any municipality or township in which all of the roads or streets are classified as improved according to the standards of the department of highways the word improvement shall include resurfacing replacement or widening

(3) The moneys allocated in clause (1) shall be paid over in the manner provided by law by the department of highways to the respective cities boroughs towns and townships of the first

Page 8, line 8, by striking out after the word "first" the words "day of April and October of each year" and insert the following: days of June and October 1956 and the first days of April and October of each subsequent year

(4) The moneys allocated in clause (2) of this section shall be paid over on requisition by the secretary of highways in the manner provided by law to the respective cities boroughs towns and townships under the terms of project agreements with the department of highways

Section 4.1 Whenever the sum appropriated by section 3 and 4 in any fiscal year amounts to less than thirty million dollars ($30,000,000) there is appropriated out of the motor fund license fund an amount equal to the difference between thirty million dollars ($30,000,000) and the lesser amount provided by sections 3 and 4

Page 9, by striking out after line 4, the following:

Section 5 (a) The calculation of mileage shall be determined as of the first day of January of the year for which the allocation is made by the department from reports submitted by the municipalities

(b) The calculations involving population shall be made by the department and shall be based on the latest available official census figures where the population of any municipality changes by reason of annexation withdrawal or dissolution the department shall not be presumed to have notice of the change until furnished with a statement approved by all affected municipalities or with an order of a court of competent jurisdiction

Section 6 The moneys appropriated and allocated to municipalities by this act and by the act of September 3 1955 (Appropriation Act No 18A) shall be paid over in the manner provided by law on requisition of the Secretary of Highways to the respective municipalities on February 28 May 31 August 31 and November 30 of each year beginning February 28 1956 the amount appropriated hereby to be paid during any fiscal year shall be determined by the taxes received during the proceeding fiscal year

Section 7 All moneys allocated shall be used for the construction reconstruction maintenance and repair of roads and streets including bridges and drainage structures for which the municipality is responsible If the work is performed by the municipality the money may be expended for labor equipment rental payrolls purchase of materials and equipment including repair parts necessary for the maintenance of equipment small tools road drags and snow fences and in any case for highway administration and design right-of-way acquisition and contributions to the department for construction of State highways within the municipality

Section 8 Fifty per centum of all money allocated to each municipality shall be used for construction reconstruction or widening of roads and streets bridges and drainage structures when all roads and streets of a municipality are classified as improved according to the standards of the department the fifty per centum required to be used for road and street improvement may be used for maintenance and repair of roads and streets

Section 9 (a) In order to qualify for its share of the moneys appropriated hereby and by the act of September 3 1955 (Appropriation Act No. 18A) each municipality shall

(1) Submit certified reports on forms furnished by the Department showing that the money appropriated will be or has been spent in accordance with the provisions of this act (2) establish and maintain a special fund into which the funds appropriated hereby and by the act of September 3 1955 (Appropriation Act No. 18A) shall be deposited and into which no other moneys may be deposited or comingled and maintain a special account which will reflect all expenditures involving such moneys which account shall be subject to inspection by the department and audit by the Auditor General

(3) Furnish satisfactory evidence to the department that a general or special tax the proceeds of which are specifically earmarked in whole or in part to provide funds for road and street purposes is being levied for the year in which the allocation is made

(b) The department shall withhold further payment under this act until the foregoing conditions are complied with

Section 10 All materials used and work done on any project financed in whole or in part with the funds allocated hereunder shall conform to the current specifications of or specifications approved by the department and be subject to inspection by the department

and inserting in lieu thereof the following:

Section 5 In order to qualify for its share of the moneys herein provided each city borough town and township shall

(1) Furnish evidence annually to the Department of Highways that its Treasurer is bonded in accordance with law

(2) Submit a report on forms furnished by the Department of Highways concerning the way or ways the funds provided in section 1 of this act shall be be expended

(3) Submit a proper report on forms furnished by the Department of Highways on the fifteenth day of January for the period ending December thirty-first each year showing the cost of work done pursuant to the funds provided in section 4 clause (1) of this act

(4) Establish and maintain a special fund into which the moneys provided in section 4 clause (1) of this act

shall be deposited and into which no other moneys may be deposited or comingled

(5) Furnish evidence to the Department of Highways that a tax to provide funds for road and street purposes is being levied for the year in which the allocation is made

Section 6 All materials used and work done with moneys herein allocated shall conform to the current specifications of the Department of Highways or specifications approved by the Department of Highways

Section 7 (A) The calculation of mileage shall be determined annually as of the first day of January by the Department of Highways from reports submitted by the municipalities and townships the term "roads and streets" is defined to mean public roads and streets used for travel by horse-drawn and motor vehicles and to exclude ways courts and alleys

(B) The calculations involving population shall be made by the Department of Highways and shall be based on the latest available official census figures where the population of any municipality or township changes by reason of annexation withdrawal or dissolution the Department shall not be presumed to have notice of such change until furnished with a statement approved by all affected political subdivisions or with an order of a court of competent jurisdiction

Section 8 The Department of Highways shall make available to the corporate authorities of the municipalities and townships copies of the laws with special reference to the pertinent provisions thereof and regulations relating to the receipt and expenditure of any funds authorized herein

Section 9 The amount allocated hereby to be paid during any calendar year under section 3 of this act shall be determined by the taxes received during the immediate preceding fiscal year the amount allocated hereunder to be paid during any calendar year from moneys appropriated under the act of September 3 1955 (Appropriation Act No 18-A) to cities boroughs incorporated towns and townships of the Commonwealth shall be paid on a current basis

Section 10 Any funds appropriated and allocated under the provisions of clause (1) of section 4 of this act withheld from any municipality

Page 15, line 14, by striking out after the part-word "ity" the words "or townships" and inserting the following: "For failure to comply with any of the provisions of this act for a period of two years shall lapse and be returned to the Motor License Fund and be added to the ensuing appropriation to municipalities for the purposes stated in clause (1) of section 4 of this act and distributed in the manner prescribed by the act of Assembly making the appropriation and any funds appropriated and allocated under clause (2) of section 4 of this act remaining unused or unobligated under agreement with the Department of Highways for a period of three years shall lapse and be returned to the Motor License Fund and be added to the ensuing appropriation to municipalities for the purposes stated in clause (2) of section 4 of this act and distributed in the manner prescribed by the Act of Assembly making the appropriation."

Page 16, line 12, by striking out after the word "Section" the figures "11 10" and inserting in lieu thereof the figures "11."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I desire the gentleman from McKean, Mr. Johnson, to be recognized at this time.

The SPEAKER pro tempore. Does the gentleman from Berks, Mr. Readinger, desire to make a motion before the Chair recognizes the gentleman from McKean?

Mr. READINGER. No, I do not, Mr. Speaker.

Mr. JOHNSON. Mr. Speaker, I do not know whether this is the proper time to make the request, but at the proper time I want to request that the House do concur in the amendments inserted in House Bill 1311 by the Senate.

The SPEAKER pro tempore. The gentleman is in order and this would be the proper time. Does the gentleman desire to the recognized?

Mr. JOHNSON. Yes, I request that the House do concur in the amendments inserted by the Senate and I would like to be recognized for the purpose of making a few remarks.

PARLIAMENTARY INQUIRY

Mr. PETROSKY. I rise to a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. PETROSKY. Mr. Speaker, on the request of the gentleman from McKean, Mr. Johnson, in event that the amendments are not concurred in what would be the position of the bill?

The SPEAKER pro tempore. It is the opinion of the Chair that the status of the bill would be governed by House Rule 83. If the Chair may be permitted, he will read the Rule:

> Concurring in House Bills Amended by the Senate.
>
> When a bill or joint resolution that originated in the House has passed the Senate with amendments, the section of the bill as amended, together with the amendments, shall be read by the Clerk, after which reading the proposed amendments shall be open to the action of the House. If no action is taken by the House, the Speaker shall, without a motion put the question, "Will the House concur in the amendment (or amendments) made by the Senate?" and the vote be immediately taken by yeas and nays. The number of votes shall be required to concur in the amendment (or amendments) as were required originally to pass the bill or joint resolution in the House. The House shall not take any action on bills or joint resolutions that have been returned by the Senate as amended, until copies of the bill or joint resolution as amended have been printed and placed on the desks of the Members, as required by the Constitution Article III, Section 5.

The Chair is of the opinion that would be the status of the bill.

Mr. JOHNSON. Mr. Speaker, we have before us today the question of concurrence in Senate amendments to House Bill 1311. This is one of the most important pieces of legislation of the session, namely, the allocation of state funds to municipalities for road building and maintenance.

Briefly, the amendments inserted by the Senate do the following:

They provide for a permanent annual allocation of $30 million to our municipalities to be paid for from three sources, 20 per cent of four and one-half cents of the liquid fuel tax, or nine-tenths of a cent.

It also says that money available to the municipalities by Act 18A of September 3, 1955, shall be available for this purpose. Then the proposed amendments by the Senate further go on to say that if this nine-tenths of a cent together with the balance of unallocated funds from Act 18A are insufficient, the deficiency shall be made up out of the Motor License Fund.

There is another important feature in this bill which the Senate has inserted and that is that there is a permanent allocation of the money on a 60-40 basis, 60 per cent on mileage and 40 per cent on population. There is a further feature in the bill that 20 per cent of the money is on a matching basis, that is the township, city or borough, must match 20 per cent of the money on a 50-50 basis and it can be used for road improvement only.

This bill, as amended by the Senate, passed the Senate by a vote of 49-0. It was the result of a compromise entered into by both parties in the Senate and following tacit approval by the municipalities in their earnest desire to obtain quick action on this very important measure.

For some unknown reason, despite this agreement and compromise in the Senate, we have had word that the Governor's office has asked for a non-concurrence in these amendments.

We say it is high time that the local municipalities receive what has been promised them for local highway construction and maintenance, and it is high time that the Legislature asserts itself and calls the Governor's bluff in this instance.

I will tell you what I think the opposition to the bill is as far as the Governor's office is concerned. I believe he says we have not provided the money, that is to say, we have not raised the license fees from $10 to $15 nor have we raised the ceiling on the Highway and Bridge Authority which would give the Motor License Fund additional monies to make up for the allocation during this biennium of $60 million to the municipalities for road building and maintenance.

Our answer to this argument that we have not furnished the money is as follows:

In the first place, we say that the total income, or total budget, of the Highway Department this biennium will be $653 million, not $603 million as estimated by Secretary Lawler recently and not $494 million as the Governor estimated in his budget.

This increase is due mainly to several things. One is that the gasoline and fuels tax will bring in $316.8 million, not $242.4 as budgeted, and the Motor License Fund, that is, for truck license and car licenses, we estimate from figures received that the take will be $190 million, not $127 million as estimated in the Governor's budget.

I am not casting any reflections on the figures in the Governor's budget because since his budget was announced we have raised substantially the truck fees, there has been a tremendous increase in the registration of new and used cars, also, we have put an other penny of gasoline tax and there is approximately a 10 per cent increase in the consumption of gasoline with a corresponding 10 per cent increase in the revenue from the gasoline tax.

For instance, Secretary Gleeson the other day said he is very proudly mailing out 750,000 applications for truck licenses and tractor-trailer licenses during May as compared with 658,000 last year, which means that during this month of May there will be $25 million received from truck licenses alone, which is a big increase over last year not only because there are more of them, but because we have raised their fees.

Here is another reason why we say you have the money and we do not have to raise the ceiling on the Highway and Bridge Authority or raise registration fees. On May 1, 1956, this May 1st, the balance in the Motor License Fund was $93.6 million, being government bonds of $71 million and cash of $22.6 million, which sum is the greatest balance in the Motor License Fund in peacetime history. Anyone of you can go and call the State Treasurer and he will, I am sure, verify that figure as of May 1st of $93.6 million in the fund.

But, you will say, what is the contract liability of the Department? I have also checked on that. That at the present time is around $96 million. You say, well, we need the $93 million to pay the $96 million. Our analysis of that is that this year only 60 per cent of that money will be due and payable as the contracts progress, the other 40 per cent will be payable over a period of from two to three years, because contract settlements we find are running from 18 months to three years behind, partly because you do not have anybody over in the Highway Department right now that can figure a final contract settlement. I ask you to check that and I think you will find that is true.

Here is another thing, they estimate that the money coming in currently will be more than enough to pay this contract liability as it accrues each month, which leaves us $93.6 million available for this particular purpose.

We are further informed as to the lack of necessity for raising new monies for the Motor License Fund for this reason: the contract liabilities will not increase appreciably because the Highway Department is fresh out of plans and no large lettings are contemplated. There are no plans ready and available to build Federal Aid highways for which $40 million will be received from the Federal Government. There are no plans available to match the 10 per cent Eisenhower road building program. As you know, Pennsylvania will only have to match that Federal money by 10 per cent for repairs or improvements to the interstate highway.

Another reason why the money is going to be required, we have heard there is a shortage of steel, which means that bridges contemplated to be built cannot proceed because of the shortage of steel.

We have heard another reason why you are being asked not to concur in this bill, which is that Act 18A is not on a current basis. But we find in reading the Act that it is on a current basis by its very terms, and this bill 1311 on page 15 expressly makes 18A, the appropriation for that, currently available. Also there are amendments to 18A in Senate Bill 1038 on our calendar, and if you want to change 18A you can do it with Senate Bill 1038 presently on today's calendar.

I have shown you that the money is available this biennium without increasing registration fees or the ceiling of the Highway and Bridge Authority. Let us look at the bill itself. As you know, last session we allocated $18 million a year. This bill gives permanently $30 million, that is an increase of 66-2/3 per cent. To be eminently fair, if we took last session's bill and allocated the money on the same basis as last session, each municipality would receive two-thirds more money, but under the bill that is not true. Second class townships are

getting just 53.9 per cent and Philadelphia city is getting 93.4 per cent more money in the way this is allocated. I have been infromed that the second class townships, even though they are not getting 66-2/3 per cent but just 53.9, are willing to go along on the bill as is for this reason, they have been promised this $30 million. No township, city or borough in this state right now can adopt a realistic budget because they do not know how much money they are going to get. Now is the time they should be doing this road work, and we are down here dilly-dallying with this bill and the people back home are demanding they get this money so they know just what they can do. So the townships, even though they are not getting what they think they should get, are willing to go along on the bill as is because of the urgency of the situation. They feel this 60-40 basis gives a pretty good break to everybody when you are considering that it is all now on a mileage and population basis, whereas in other bienniums almost all of the money was on a mileage basis, which gave the townships a greater break. As I say, everybody is agreeing on this bill, so there is no reason why we should not concur in it today.

May I repeat again that the Motor License Fund is at the greatest peak at the present time in peace-time history. Let us make the Governor keep his promise to municipalities despite his threatened veto of this bill. Let us call his bluff, and if he sees fit to veto the bill then the fault is his and not the Legislature's. He has promised the money to the municipalities, and today we can give them their money. How can we go back to our districts and explain our refusal to allocate this money at this time?

Here is another thing, even though this bill is signed, say tomorrow, it will take several months before the Highway Dpeartment can get around to making the necessary allocations. That is another reason for the urgency of agreeing on 1311 at this time. Let us put the bill today on the Governor's desk. I realize, as the Speaker said, that the burden today is that we get 106 votes for concurrence. I am asking everybody in this House. whether you are from a city, a borough, a township, no matter where you come from, in the interest of fairness, as a result of the compromise that this bill represents. let us vote on this bill now. Let us vote for concurrence in these amendments because it gives everybody a square deal as we see it. Nothing can be accomplished by voting "no" and throwing this bill into conference. It will just merely delay the matter.

This bill affects Democrats as well as Republicans back home in your districts, so let's go ahead and vote on the bill. This is, you might say, a non-partisan bill in front of us here today. We have an opportunity to gladden the hearts of all our people back home when they know that today we passed a bill which will once and for all give them the $30 million which you, the Democratic party and others, promised them in the campaign. I thank you.

Mr. PETROSKY. Mr. Speaker, at the outset I want to say that it is my firm belief and my honest opinion that this House on January 23rd of 1956 passed an allocation bill out of the Motor License Fund for the use of each and every municipality in this Commonwealth, that was fair and equitable. That factor was expressed by the vote by which that bill passed 201 to 1.

Now, there were agreed concepts in the bill in relation to Motor Fund allocations. No. 1, it for the first time put the Motor Fund allocations to the local municipalities on a permanent basis.

No. 2, it increased the allocations from $36 million a biennium to $60 million a biennium, and those facts were proven on this floor on the day it passed finally.

No. 3, it eliminated the matching features of any allocation bill such as we have had in prior administrations.

Now, if you want to go back to the road reward days of yesterday and all the bugs that we have had in that legislation as to certain allocations for the various municipalities, that is all right. But we in this administration do not want to do that. We want to eliminate also the matching features which the various political subdivisions, represented by their associations here on the Hill, have all remonstrated against, because it imposed a hardship for matching money upon various communities.

As stated to you from the outset we approached this highway program in its entirety, as passed by this House of Representatives, on a bipartisan basis. We felt that we should give the people of the Commonwealth the best possible program because it was Republican and Democrats alike using those highways, and we should build them to the best possible advantage of Pennsylvania

We have found that every time something comes up in relation to the road system under this administration, the gentleman from McKean gets up and he exudes nothing but political hogwash out into the picture to becloud a situation that we are trying to place in good light for the users of the highways of Pennsylvania.

Eevry action that has been taken so far against the Governor's highway program has been one of political significance. Each and every movement that is being made is being made with an effort toward depleting the funds in the budget of the Highway Department, so that a good job cannot be done.

I do not believe that the people of the Commonwealth want it that way. I know they do not want it that way. We want to oppose the request of the gentleman from McKean, Mr. Johnson, because every concept that the administration did not believe in heretofore is now written into this House Bill 1311.

He says he is calling the Governor's bluff. He is not calling the Governor's bluff. The Governor stated that he is for a $30 million a year allocation. He was for it yesterday. He is for it today and he will be for it until it is finally enacted in its proper form, with a fair and equitable distribution of the money from the license fund.

The gentleman rattles through a maze of figures and you know as well as I do that you can take figures and make them suit whatever purpose you want. However, right in the annals of the Journal of this House are the figures from the Highway Department in relation to the Budget and with commitments. And you will find that they are accurate and true.

The thing that I believe is apparent by the activities is that the opposition is only politically concerned with the highway program, and we are not. We were not yesterday, we are not today and we are not going to be politically concerned with it tomorrow. We are out to do a good job for 11 million people in Pennsylvania in the Highway Department. The figures he has used are a lot of tommyrot.

I want to say in conclusion that we can place this bill in a conference committee and work these things out. It seems that the Senate has changed the bill into a position where they state that certain money is to be used to make up the $30 million per year, and then on the other hand they took a bill known as Senate Bill 1038 and extended the provisions of it for taking care of disasters in future periods, so that they could deplete the amount that originally was to go under Act 18A into the allocation fund.

Then they wrote into the bill a provision that further depletes the budget of the Highway Department in order to make up the $30 million per year. They seem to think that they can use the same money that has been appropriated twice over. You know and I know that that is not possible.

I say to the membership of the House that we can work out a good coordinated highway program on a bipartisan basis. I am willing to sit down and work that kind of a program out even at this late date.

Not too long from now you will hear more about the attempt to deplete the budget of the Highway Department by the opposition in order to try to discredit them. I suppose the reason for trying to use these political tactics to discredit the Highway Department is because they are doing such a splendid job, and the physical makeup of that job is going to be seen. When the people see it, they will know that a good administration is good government. It will mean the return to power for the Democratic party.

Mr. Speaker, I ask the Members of both sides of the House to oppose concurrence in these amendments.

Mr. ISAACS. Mr. Speaker, I would like to interrogate the gentleman from Westmoreland, Mr. Petrosky.

The SPEAKER pro tempore. Will the gentleman from Westmoreland, Mr. Petrosky, permit himself to be interrogated?

Mr. PETROSKY. I shall, Mr. Speaker.

Mr. ISAAC. Mr. Speaker, on January 23, when House Bill 1311 was before this House on third reading, I interrogated the gentleman from Westmoreland, advising him I represented a number of townships and boroughs which have tremendously increased in in population. In answer to the interrogation at that time he advised that a political subdivision could take a new census, provided the census were taken by the Federal Bureau of Census, and as soon as it was completed and certified to the Department of Highways, the political subdivision or subdivisions in question would receive their refunds based upon the new population figure. I want to ask the gentleman if that same proposition stands today?

Mr. PETROSKY. Mr. Speaker, it is my understanding that page 5 of the bill, as amended, still carries that wording that we had in the original bill and these amendments say "the official population." I have been advised that a decision to be rendered on this would recognize a population taken by the Federal Bureau of Census as being an official population. Does that answer the question?

Mr. ISAACS. Yes, then you can answer it today.

Mr. PETROSKY. But that still does not make it a fair and equitable bill in its distribution.

Mr. ISAACS. But your answer today is the same as it was on January 23rd?

Mr. PETROSKY. That is correct.

Mr. ISAACS. Now, Mr. Speaker, I refer to the record of that interrogation, as a matter of fact the Journal of January 23rd. one of the political subdivisions involved was the Township of Marple in the County of Delaware.

I would like to read a letter I received under date of April 24, 1956 from the Township manager, one Mr. Charles M. Melchior, which says:

> Dear Mr. Isaacs:
>
> Thank you for the copy of the Legislative Journal of Monday, January 23, 1956, containing the interrogation of Mr. Petrosky which you made concerning the possibility of municipalities having their State aid grant for road work increased through an official Federal census.
>
> On April 10, I wrote the Secretary of Highways making reference to said discussion on the House floor, and asking whether the Department would in fact administer the Legislation in this fashion, Secretary Lawler replied on April 16, stating in part:
>
> "The calculations involving population shall be made by the Department of Highways and shall be based on the latest available official census figures." This means that the latest official figures is the 1950 census. The act further provides "where a population of any municipality or townships changes by reason of annexation, withdrawal or dissolution, the department shall not be presumed or have notice of such changes until furnished with a statement approved by all affected political subdivisions or with an order of the court of competent jurisdiction." This means that changes can be made within a county where there is an annexation or the annulment of a charter or withdrawal when the population is absorbed by an adjacent municipality. The act does not mention a revision of the population figures by a later census even if it is taken by the Federal Bureau of Census. We, therefore, believe that it would be of no value in having a recount of the population at this time.

Now, Mr. Speaker, I would like to ask the gentleman from Westmoreland a three pronged question: Who in this administration can we believe, one, can we believe the Chairman of the Highway Committee who made this statement on January 23rd and reiterates it today; two, can we believe the Secretary of Highways, Joe Lawler, or three, can we believe anybody? And I would like him to answer the question.

Mr. PETROSKY. I will answer the gentleman's question, by saying this, that until such time as there is a formal request made for an opinion from the Attorney-General's office, no opinions are given. However, in speaking to the gentleman personally, he requested such information from me and I procured an opinion without the formality of requesting one. He must recognize that a formal opinion can be requested from the Attorney General, either from the Department, or from other persons interested in that particular problem. I assure the gentleman that the answer I gave him was an informal opinion of a person who was in a position to give it to me. That is the basis upon which he requested the information from me individually when we spoke before the passage of 1311.

Might I say this to the gentleman, that I believed in that principle at that time, and if it is not so worded in this bill I would be the first to insist that it be worded

so that the municipalities with an influx of population could take advantage of it with an official census.

Does that clear the matter up for the gentleman?

Mr. ISAACS. I will ask the gentleman if he conferred with the Secretary of Highways.

Mr. PETROSKY. I will say to the gentleman that for an opinion on the legal aspects of a proposal before the House I go to people of legal talent—may I say it that way. I did not confer with the Secretary of Highways.

Mr. ISAACS. Mr. Speaker, I will ask the gentleman if he conferred with the Attorney General?

Mr. PETROSKY. Mr. Speaker, I procured an informal opinion for the gentleman in light of the individual discussion we had prior to the passage of 1311. I think it is sufficient and it is to the point. There is no formal opinion that can be given until such is requested by interested persons at the time of application for such an opinion.

Mr. ISAACS. Mr. Speaker, may I defer the interrogation for one moment and make a parliamentary inquiry?

PARLIAMENTARY INQUIRY

Mr. ISAAC. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state is.

Mr. ISAACS. Mr. Speaker, under the statements that have been made by a spokesman for the administration, the Chairman of the Highways Committee, would that signify the intent of the bill if it came to a question of intent?

The SPEAKER pro tempore. It is the opinion of the Chair that the answer as given in the informal opinion would be relevant to the question but would not fully determine the question.

Mr. ISAACS. I thank the Speaker.

Mr. Speaker, I would like to ask the gentleman from Westmoreland, Mr. Petrosky, what the return to the township and boroughs would be under this bill as presently written per mile and per capita?

Mr. PETROSKY. Mr. Speaker, I do not have the figures before me, but as I understand it, the gentleman is referring to boroughs and townships?

Mr. ISAACS. That is right, sir.

Mr. PETROSKY. First class or second class townships?

Mr. ISAACS. Both, sir.

Mr. PETROSKY. The return under this bill, and I must be general in my statement inasmuch as I do not have the figures before me, they are on my desk up in the Committee room, I must tell the gentleman, will be considerably less for the highly populated townships and will be slightly higher for the very sparsely populated townships. If the gentleman will look through the thin veil he will see between the bill as it passed the House and as it came from the Senate, a lot of politics.

Mr. ISAACS. I am not looking for politics, Mr. Speaker. I am looking for figures. The gentleman as Chairman of the Committee on Highways, with an important bill coming up like this, I think should have them.

Mr. PETROSKY. Mr. Speaker, I had given the figures heretofore on the bill as it passed the House. The bill as it came from the Senate is so different from the way in which it passed the House, it includes several very repulsive conditions of allocation that I have not taken the time to compute what returns would be made.

However, I can assure the gentleman that in event he wants the figures they are at my office.

Mr. ISAACS. I thank the gentleman, Mr. Speaker. I would like to make one short statement.

I heard the gentleman from Westmoreland say that the figures of the gentleman from McKean, Mr. Johnson, were a lot of hogwash. From this interrogation I do not believe he knows what the figures are.

Mr. JOHNSON. Mr. Speaker, I would like to interrogate the gentleman from Westmoreland, Mr. Petrosky.

The SPEAKER pro tempore. Will the gentleman from Westmoreland, Mr. Petrosky, permit himself to be interrogated?

Mr. PETROSKY. I shall, Mr. Speaker.

Mr. JOHNSON. Mr. Speaker, the gentleman was saying that he wants this bill to go into a conference committee for various reasons. Will he please tell the House why he wants this bill to go to conference, and why we should not concur in these amendments today?

Mr. PETROSKY. Because I told you originally that the bill which passed this House, 1311 on January 23rd was the most fair and the most equitable in the distribution of the Motor License Funds and allocations to the various municipalities throughout the state.

Mr. JOHNSON. May I ask the gentleman this question, in what shape was the bill when it left the House to go to the Senate, how was it eminently fairer?

Mr. PETROSY. It eliminated the matching provisions, it based the allocations, 55 per cent on mileage, 45 per cent on population, it was a permanent allocation system, which of course, still exists in this bill today.

However, there are differences here from the version of the bill which passed the House. You have 80 per cent of this money directly allocated and 20 per cent of it, which is $12 million, over $6 million for each year, on a matching basis, which was not incuded in the House bill whatsoever.

Mr. JOHNSON. Then if this bill goes to a conference committee, what you propose to do is to seek to have the 55-45 provision again inserted into the bill and you also want to eliminate any matching whatsoever, is that it?

Mr. PETROSKY. I did not say that. The purpose of a bill going into conference committee is to resolve the differences between the House and the Senate, as the gentleman well knows.

Mr. JOHNSON. Does the gentleman know what the vote was on this bill when it passed the Senate?

Mr. PETROSKY. 49-0, or something in that order.

Mr. JOHNSON. Would you repeat what the vote was on the otner bill when it left the House?

Mr. PETROSKY. I think I heard the Speaker earlier this afternoon say that a vote in the Senate certainly does not guide decisions in the House.

Mr. JOHNSON. You did not answer. What you said was not a responsive answer.

Mr. PETROSKY. What was your question?

Mr. JOHNSON. My question was, what was the vote on the bill as it left the House?

Mr. PETROSKY. 201-1.

Mr. JOHNSON. Are you familiar with conferences which were held in the Senate by representaitves of both

parties wherein this bill was drafted as a compromise bill, and then the vote was finally 49-0?

Mr. PETROSKY. 47-0, I believe was the vote. But may I advise the gentleman that I do my work here in the House.

Mr. JOHNSON. Then here in the House you are seeking to repudiate the agreement and work that was done by your own Democratic leaders in the Senate, is that right?

Mr. PETROSKY. Did not the Senate Members repudiate the vote of the Republican membership of the House when we voted to pass this bill 201-1 in the first place?

Mr. JOHNSON. I am not admitting that the vote on the bill when it left the House was a true expression of House feeling. We felt the Senate would make a proper bill of it, which they seem to have done.

Mr. JOHNSON. Will the gentleman agree with the fact that this so-called matching money can be matched by the municipality not only out of existing tax money, available monies of the township, but also from monies received from the 80 per cent that they will receive from the Commonwealth?

Mr. PETROSKY. May I ask the gentleman a question in return?

Why did he not sponsor such legislation when his administration was in power?

The very first premise upon which matching funds were placed in the bill was to try to promote more and better roads in the rural areas. Now you tear that premise down and you say you can use the money that is given to match other monies that you are going to give them. Who is kidding who in this instance? Let us quit playing politics and vote this bill into a conference committee.

Mr. JOHNSON. In regard to this matching money, as I have stated, the municipality can use monies out of the 80 per cent, but they can only use it for road improvement, that is to say, new construction. It really means there will be some enforced local effort in addition to receiving $60 million from the Commonwealth during the two-year period.

I do not believe the townships and the municipalities are too unhappy over this situation. This bill, as I stated, gives everybody a pretty fair break. Under the 55-45 deal the townships only received 46 per cent of the money, even though we are raising it 66-2/3 per cent. What is fair about that?

Now they have gotten together and compromised the bill and are giving the townships 53.4 per cent of the money and the cities approximately 92 per cent of the money. I could take your time and explain how that works out, but I will not do it now. I say those are the actual figures.

I think to be fair with everybody we should vote "aye" on the amendments inserted by the Senate in this bill.

Mr. READINGER. Mr. Speaker, we have been entertained and enlightened by a welter of facts and figures. Lest we lose sight of the main point, I am again asking the Members of the majority party today to vote against concurring in these amendments for the reason that we want this bill in a conference committee. I assure you it will come back out of a conference committee in the very near future.

If it becomes necessary, the bill might even come back out of conference committee exactly as it goes in. I say that because some of our Members on this side may be apprehensive about changing formulas, and so forth, and I say that if the Senate persists in the position it took when it passed this bill 47-0 the bill will probably come out as it was put in. But there are other related matters connected with financing this program which make it desirable that the bill does go into conference committee.

Mr. MOSCRIP. Mr. Speaker, I am glad to see the Majority Leader recognizes the need for speed here.

Just to bring some of the Members up to date. The delay of the Legislature, and here I am talking as a Legislator and not politically, has caused a great many subdivisions to be in the same spot as our fourth and third class school districts are in, and that is, due to the delay in the appropriation of state funds they have been forced into the position of borrowing money when it is not necessary, and thereby expend the taxpayers money for interest, even though their budgets are balanced. I think it is the benefit of all of us concerned to keep that in mind when we are dealing with this bill.

Also I would like to point out that one point in the bill that came back from the Senate in my opinion it is much stronger than the one that left the House in that this bill as it now stands guarantees at least $30 million per year for this fund. The bill as it left the House carried no such guarantee.

Further, Mr. Speaker, I fail to see where it is so necessary to bring about the raise in registration fees to get this bill through. This should be a bill to truly make better roads for our rural areas and not say to the farmers, "We are going to give you more road money, but we are going to charge you $5.00 more on your pickup truck to do it.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—77

Agnew,	Guthrie,	Lippincott,	Smith, C. O.,
Banker,	Helm,	Mahan,	Steckel,
Bell,	Henzel,	Markley,	Stephens,
Blair,	Hocker,	McInroy,	Stevenson,
Bower,	Horst,	Metz,	Stoner,
Breisch,	Houk,	Mikula,	Strausser,
Bullen,	Isaacs,	Miller,	Stroup,
Davis,	Johnson,	Moody,	Tompkins,
Donahue,	Jump,	Moscrip,	Toomey,
Donaldson,	Keller,	Murphy,	Varner,
Down,	Kent,	Murray, H. P.,	Wall,
Ehrgood,	Kline,	Murray, P. G.,	Waterhouse,
Eshleman,	Knecht,	Naugle,	Weidner,
Foster,	Kooker,	Ogilvie,	Wescott,
Frost,	Kratz,	Parry,	Wheeler,
George,	Kromer,	Price,	Wilt,
Gibb,	Lafore,	Pursley,	Worley,
Gibson,	Leisey,	Rigby,	Young,
Gramlich,	Light,	Royer,	Ziegler,
Greenwood,			

NAYS—108

Amarando,	Floyd,	McCann,	Renwick,
Anderson, M. S.,	Flynn,	McCormack,	Rovansek,
Anderson, S. A.,	Frank,	McGee,	Rudisill,
Auker,	Frascella,	McKeever,	Sarraf,
Barnatovich,	Gaffney,	McLaughlin,	Scarcelli,
Bazin,	Garlock,	Meholchick,	Schuster,
Boles,	Gelfand,	Mihm,	Sherman,
Bonner,	Goldstein,	Mills,	Smith, W. B.,
Boory,	Guss,	Moran,	Snider,

Branca,	Hamilton, R. K.,	Muldowney,	Stank,
Brennan, A. P.,	Hass,	Mullen,	Stebbins,
Brennan, J. J.,	Haudenshield,	Munley,	Stone,
Breth,	Heavey,	Murray, J. J.,	Swartz,
Bucchin,	Holt,	Musto,	Taylor,
Capano,	Jenkins,	Needham,	Thomas,
Cianfrani,	Jones, G. E.,	Olsen,	Thompson,
Cioffi,	Kamyk,	O'Neil,	Toll,
Cochran,	Kolankiewicz,	Pacchioli,	Varallo,
Comer,	Kornick,	Pashley,	Wallace,
Cooper,	Leiby,	Paulhamus,	Walsh,
Curwood,	Leonard,	Petrosky,	Wargo,
Dougherty,	Leven,	Polaski,	Welsh,
Eilberg,	Limper,	Polen,	Whitenight,
Erb,	Lopresti,	Pomeroy,	Williams,
Farabaugh,	Lovett,	Readinger,	Yetter,
Filo,	Lutty,	Reibman,	Yetzer,
Fineman,	Maxwell,	Reidenbach,	Andrews,
Flint,			Speaker

NOT VOTING—21

Adam,	Hewitt,	McWherter,	Sigman,
Ashton,	Jones, T. H. W.,	Monroe,	Vaughan,
Brenninger,	Kehler,	Pettigrew,	Verona,
Brown,	Lawyer,	Rosen,	Willaredt,
Ewing,	Magee,	Rubin,	Wood,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the amendments were not concurred in.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked ad obtained unanimous consent to address the House.

Mr. Speaker, since the days are becoming very important to us in relation to the end of this session, I plan to call up in a minute the school teacher bills on page 3 of today's calendar.

I would like to state before we do that that tomorrow will be a working day and all controversial bills of any nature are liable to be called up. It will probably result in clearing our calendar to the extent that Thursday of this week can be a consent calendar day at least we hope so.

We have been informed that the hotels cannot accommodate the Members next Monday, so we are planning at the present time to meet starting next Tuesday and work at least Tuesday, Wednesday and Thursday of next week. Whether we can complete the session or not remains to be seen, but those are the present plans.

I do want to emphasize the fact that we want the Members here tomorrow because there are still a great many controversial bills on this calendar which should be disposed of. These two bills we are now about to call up are House bills and it is necessary that we move on House bills so that we do not prolong this session any longer than necessary.

BILLS ON THIRD READING

HOUSE BILLS Nos. 583 AND 584 MADE A SPECIAL ORDER

Mr. READINGER. Mr. Speaker, I move that House Bill No. 583, Printer's No. 1754 and House Bill No. 584, Printer's No. 1747, on page 3 of today's calendar, bills on third reading, be made a special order of business immediately.

The motion was agreed to.

The SPEAKER pro tempore. The Chair lays before the House the first bill on special order, being House Bill No. 583.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 583, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) * * * providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCANN. Mr. Speaker, House Bill 583 which is commonly known as the "School Teachers' Salary Schedule," has been a bill that has caused a considerable number of headaches for a great number of peope who have worked faithfully and diligently to try to work out this schedule that we have in front of us today.

I think we would be rather remiss if we devoted too much time to cover all of the details in the bill, since we have discussed the bill in its entirety in each of our respective caucuses. I know the sponsors of the bill who originally introduced the salary schedule were very seldom ever consulted as we changed this bill many times.

I would like to say that the conferences and the meetings we have held throughout a number of weeks have resulted in what we believe to be the finest salary schedule for those in the school teaching profession and one which will one day place Pennsylvania in its proper category as being one of the top-ranking states in that field.

Basically the bill has done many things, but it has made a great number of changes in starting salary schedules. We have changed the proposed law from the present $2,400 per year to $3,000, starting with the coming school year of 1956-1957, and are advancing that starting salary schedule of $200 a year until 1959-1960 it reaches $3,600, and from there on it would remain at that figure.

We have tried diligently to work out a formula regarding the appropriation that was part of Act 29A, which was really Senate Bill 785, that we acted upon in this House and the Senate last December. In that formula we have tried to come up with a proposition which we think is just and equitable both to the school teachers, the school directors and the taxpayers of the Commonwealth.

We have proposed in this bill a $100 bonus to those engaged in the teaching profession for the present school year, which is 1955-1956.

If we may at this time discuss both bills together to complete the action a little faster this afternoon, we find that the official records today indicate there are 69,596 people in Pennsylvania engaged in that profession who would fall under this bill and it would cost a total of $6,959,600 right to the penny. We have provided an additional increment for the 1956-1957 school year. We have written the amendment in such a manner that all of those engaged in the profession who may be at their maximum, or even over, will be entitled to the additional increment. We have calculated carefully in an effort to

try to work out the formula to help those who are in the profession for a great number of years and this particular item was written for their advantage. We find we will have at that time in 1956-1957 64,090 teaching units and that it will cost the Commonwealth $13,010,000 to pay that reimbursement formula. So in this biennium of 1955-1957 covering the $100 bonus and the $200 additional service increment we find that we have spent $19,969,600 of the appropriations allocated in Act 29A.

In the additional Section 1142 of the public school law as proposed in House Bill 583 we granted an additional $200 increment in the year 1957-1958 and that $200 additional increment is written in identically the same manner as the first additional increment, so that those who are at their maximum, or have reached their maximum, would still be entitled to the additional $200 to be a part of their permanent salary schedule.

We find that in the 1957-1958 school year we will have 65,004 teaching units, estimated. The mandated carry-over schedule from the first year, which is a part of the permanent salary schedule, will cost us $26,764,570 to reimburse our respective school districts and by making that a permanent salary schedule and carrying that into 1958-1959 we find that we have expended taxpayer's money to the extent of $41,382,753, or in the 1957-1959 biennium an additional cost of $68,147,323.

We find that we can only do this by providing the revenue to pay for our school teaching and our school teachers' problems.

We have labored carefully and diligenty to work out this formula. We have applied every possible thought in working out the salary schedule, and basically those are the items that are of the greatest importance in this bill which you are voting upon here today.

True enough there are many other features, including the teachers who would teach the mentally retarded and physically handicapped classes, which would be a part of the program enacted by previous legislation that we passed here.

We have provided an additional $200 above the other starting salary for those engaged in teaching those classes, which would mean in that particular field the starting salary would start next year at $3,200 and move to $3,800 in 1959-1960.

We hope that as we have tried to solve this problem as we present it to you, the Members of this House will realize the many thoughts and many worries we have had in finding a solution which will be satisfactory to the school directors, the school teachers and the taxpayers themselves. We had to face the problem and I think we faced it realistically.

May I at this time take the opportunity to sincerely extend my kind and courteous thanks to every Member of the Committee on both sides of this aisle who helped me when the help was really needed.

May I say to you humbly that you have discussed this bill, you have covered it point by point, and these are the major points. If we could move along rather rapidly here this evening, I would ask that we pass with a unanimous vote House Bills 583 and 584.

Mr. MOSCRIP. Mr. Speaker, I desire to interrogate the gentleman from Green, Mr. McCann.

The SPEAKER pro tempore. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, am I correct in my understanding that the $100 will be paid to the teachers before the close of the present fiscal year, that is, the school fiscal year?

Mr. McCANN. Mr. Speaker, the bill is written in such a manner that the money must be paid by the state to the school districts before June 30th, which closes the school year books for the present year.

Mr. MOSCRIP. Mr. Speaker, am I further correct in assuming that the $100 does not carry on in the salary schedule for future years?

Mr. McCANN. Mr. Speaker, that is correct. It is commonly called a bonus. Once it is paid it stops entirely.

Mr. MOSCRIP. Briefly, as I understand it, for the following two school years there is in effect a double increment for the teachers? Is that correct?

Mr. McCANN. Where they are entitled to it, yes, but the bill is written to cover two increments, two additional increments in two given school years, as part of a permanent salary schedule.

Mr. MOSCRIP. Just to confirm my figures, am I correct when I understand you to state that it would take $19,969,600 for the Commonwealth to finance this increase for the current biennium?

Mr. McCANN. That is correct, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, there has been considerable talk in the papers from the Governor about salary bills, that he was concerned about them and worried about them. Can the gentleman from Greene tell me whether the Governor will sign this bill if we pass it?

The SPEAKER pro tempore. The Chair would state that that is not a proper question at this time.

Mr. MOSCRIP. Very well, I will withdraw the question. I thank the gentleman, Mr. Speaker, and I desire to interrogate the gentleman from Washington, Mr. Polen.

The SPEAKER pro tempore. Will the gentleman from Washington, Mr. Polen, permit himself to be interrogated?

Mr. POLEN. I shall, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, it is my understanding that under Act 29A $31 million was appropriated for teachers salary increases, if and when the enabling legislation is passed. That enabling legislation is apparently before us now. I would ask the gentleman if I am correct when I state that $11,030,400 of that $31 million is unexpended by this program?

Mr. POLEN. Mr. Speaker, I would say that is correct.

Mr. MOSCRIP. I would further ask the gentleman what will become of that surplus or difference, whatever you wish to call it?

Mr. POLEN. Mr. Speaker, as to what will become of it, I think the first question is, is it there? There seems to be some doubt whether the $31 million is available. The mere making of appropriations does not create the money. But answering the gentleman's question, the amount in the appropriation would lapse.

Mr. MOSCRIP. Mr. Speaker, not being quite as familiar with the techniques of the budget as the gentleman from Washington, if the appropriation lapses, then what becomes of it? Is it figured in as a surplus, or is it used for other purposes?

Mr. POLEN. Mr. Speaker, I think in the first place the money does not exist by the mere making of an appro-

priation. I think that is the concern of the administration, that possibly even the amount that is included—Mr. McCann mentioned approximately $20 million—may not be available. I do not think that can finally be determined until the final figures on the estimated tax yield are available.

Mr. MOSCRIP. Mr. Speaker, am I correct in assuming that in all the conferences concerning the raising of revenue, as to how much money would be needed as balanced against the various tax plans, the full $31 million was computed in those conferences?

Mr. POLEN To the best of my knowledge, Mr. Speaker, the $31 million was used and each time we came up with a large deficit.

Mr. MOSCRIP. Assuming, Mr. Speaker, that fortune smiles upon us and our tax program would actually raise enough money so that there would be $31 million in cash to be allocated for this purpose, what then could be done with the $11-odd million that is left?

Mr. POLEN. I would say, Mr. Speaker, that if that would develop the next session of the Legislature, which meets in January, would dispose of that question.

Mr. MOSCRIP. Mr. Speaker, I am not concerned with the disposing of the question, I am concerned with the disposing of the money. Would it be possible, Mr. Speaker, for the Governor to allocate that $11 million say, to Public Assistance before this Legislature convenes in 1957, just as a hypothetical question?

Mr. POLEN. It could not be allocated to Public Assistance, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, could it be allocated to any other purpose, or how would it be carried?

Mr. POLEN. It could not be allocated to any other purpose without legislation.

Mr. MOSCRIP. Further, Mr. Speaker, could the Administration in rendering an accounting of their financial management of this Commonwealth for this biennium use that $11 million in computing a surplus which they might have at the end of the biennium?

Mr. POLEN. I believe if the estimated tax yield produced more money than is now anticipated and if after paying all bills there would be a surplus left, this amount of course would be available.

Mr. MOSCRIP. As far as the matter of surplus is concerned, apparently it would be a result of good fortune rather than good management.

Mr. BANKER. Mr. Speaker, I have no desire to debate the bill, but I have a tear sheet here from the Daily News, April 24th, Huntingdon, Huntingdon County, the classified ad section. I wish to read an ad here. I think everybody should know I was quite startled when I saw it in our paper.

TEACHERS

Would you like to teach in a school where the average class size is 20?

Would you like to be on a salary schedule that pays from $4100 to $6800 to fully qualified teachers? Would you like to work near New York City so that you could pursue graduate studies while you teach?

We are interested in men or women with two years of successful teaching experience.

At present we have openings for Science, Music, French-Spanish, Commercial and fifth Grade teachers.

For information blank write to L. E. McKee, Supv. Prin., Chester High School, Chester, New York.

I think that should be a good indication of "Sailor take warning." Let's do something within our state to keep our own teachers to help to educate our children.

Mr. HOCKER. Mr. Speaker, I will be very brief in trying to get across the point I want to make. I am not going to try and convert or change anyone's mind. I think everyone has made up his mind as to what he wants to do.

However, we allocated $31 million for the school teachers. Suddenly we wake up, we find the people on the other side in a dilemma. They cannot produce enough votes to pass their own bill, so they are going to fish out and put on the calendar a bill that we will almost be forced to vote for.

In the first place, I have no axe to grind with the school teachers. I am of the opinion that they are underpaid. Having a brother in the profession, I am pretty close to it and I know what is going on. But for us to allocate $31 million, give them $19 million, and then reach out into the next session of the Legislature we do just what we have done in the past, ever since I have been in this House, or almost as long. We passed bills in this House giving increments as the years went by and every time we come in here for a new session we are immediately faced with new taxes. In my opinion that is bad government. There are three sets of people involved in this bill today. The school teachers are involved, and they are rightfully entitled to their increase. The taxpayers are involved, because immediately upon enactment of this bill they can look forward to another cent on the sales tax seven months from now. That will have to be, you cannot deny it. It must be done.

In the third place, you have the Legislators who are going to be elected, and no one in this House knows whether they are going to be reelected. They are going to come into this House and immediately have to enact an additional one cent or two cents, or an income tax, to pay this bill.

I say to you fellow Members of this Legislature this is bad government. It is at its worst. Let us give the school teachers today what they are entitled to, then if they want to come back to us at the next session of the Legislature, if we are fortunate enough to be here, let them come back and ask for an additional raise. I think we will give it to them. But let us not tie the hands of future Legislators and make them come in here and immediately increase taxes. I am opposed to that.

I have thought this thing out as thoroughly as I can. For that reason and that reason only, the fact that we are going farther than we should go, the fact that we are going to impose something on the next Members of this Legislature who are going to be elected by the people of this Commonwealth, I have decided I am going to have to vote against this bill.

Mrs. HENZEL. Mr. Speaker, I wish to make a brief statement.

Over a century ago the Commonwealth of Pennsylvania began to finance a program for the support of the public

schools. The state Constitution charges the General Assembly with the duty of maintaining "a thorough and efficient system of public schools." And through the years our lawmakers have heeded this admonition and supported this aspect of our state program.

Despite this effort, however, the relative position of Pennsylvania, as compared with the average salaries paid in surrounding states, has not been a favorable one. Neither our mandated minimums nor mandated maximums have been such as to either dissuade, or discourage, our teacher-trained young people from seeking positions in those states which remunerate to a greater degree or encourage them to pursue the profession for which they trained rather than continuing the exodus into the business world. Both of these situations has created a dearth of high type, qualified teachers so needed to serve our increased school population.

The bill now before us is an honest and conscientious effort to hold the line for the educational standards of Pennsylvania—a bill with increased minimums and maximums that will make potential teachers realize that Pennsylvania's lawmakers are sincere in their efforts to make the teaching profession one to be sought after rather than avoided.

Mr. CHARLES C. SMITH. Mr. Speaker, we on this side of the House are supporting this bill because we believe it establishes a program for public education in Pennsylvania which must be established if our public school system is to go forward.

We know that this program will cause a great deal of additional money in years ahead, but there is no program which the state participates in financing that is more important than our public school system. The Republican party of Pennsylvania has always been in the forefront of the parade to improve public education.

If the gentlemen on the other side of this House want to make politics out of this I don't think much of their idea. I think it is bad taste, I think it is bad taste for the teachers of Pennsylvania and the children of Pennsylvania.

It was Thaddeus Stevens, one of the founders of the Republican party and the great commoner, who first fought the fight to have free schools and he won the fight in these very legislative halls. It has been a cardinal principle of the Republican party ever since.

I believe we have been for free schools for everybody, for equal educational opportunities for everybody, without regard to race, creed or color. This has been our stand for more than a century and that is why the Republican party today is supporting this bill.

The Governor says there is no money to finance this program and that is not a secret. We say he is wrong. We say every cent of the money which is required to pay what this program will cost in this biennium has already been apporpriated, and if it is not available the Governor should not have signed the bill, and he knows it and you and I know it. It is now laid aside. $31 million dollars has been earmarked by legislative action for this very purpose. The legislation enacted by this Legislature last December and signed into law by Governor Leader, decided that question. We are no longer concerned with that, but what we are concerned with here today is whether this is the proper legislation to carry out that decision. We believe it is, the educational organizations believe it is and the legislative leaders of the Democratic party apparently believe it is. If the Governor thinks otherwise, then I say he is one man that stands alone and he should bow to the wishes of the elected representatives of the people.

We believe the question goes even further than that. We believe the only issue here today is not only this educational program, but whether a Governor or any elected official can make a scrap of paper of a law of this State.

We believe it goes to the very heart of responsible government. We believe that once a law is passed, unless that law is repealed, we are all bound by our oaths of office, the Governor included, to carry out the provisions of that law.

But the Governor tries to tell us there is no money. This is simply not true. When he signed this appropriation bill last December the Legislature had not yet passed the three per cent sales tax. When we Republicans voted for that tax, we voted in the affirmative with this commitment in mind. We counted it in our tabulation of the financial needs of the Commonwealth.

Certainly the Governor must have taken it into account at that time. If he now says there is no money available it is because he must have other purposes in mind for the use of this money. He must be thinking of the possible 5,000 additional payroll jobs which have been added to the various departments since he took office. What else would he be thinking of if he wants to have $12 million more to play with. Let us sny on an average salary of $3,000 a year for 5,000 jobs, and that is low, 5,000 jobs at the rate of $3,000 a year are costing our taxpayers $15 million a year, figure it up and see what it amounts to, or $30 million in a biennium. He must be thinking of the millions he promised to save through the reorganization of our state government, which has turned instead to millions of dollars of increased costs. He must be thinking of the millions and millions of dollars—

The SPEAKER pro tempore. For what purpose does the gentleman from Allegheny, Mr. Filo, rise?

Mr. FILO. Is the gentleman debating the bill or is he making a political speech on the floor of the House?

The SPEAKER pro tempore. The Chair is trying to be as fair as possible. Will the gentleman please confine his remarks to the bill?

Mr. CHARLES C. SMITH. Mr. Speaker, I believe I am comparing the amount of money available in this bill against other comparisons. I think that is proper procedure at this time.

The SPEAKER pro tempore. The gentleman will proceed.

Mr. CHARLES C. SMITH. I thank the Chair.

He must be thinking of the millions of dollars being plunged into political projects desired primarily to entrench the Democratic party in power in Pennsylvania. Let me say to you people that there is no political patronage in the teachers' salary bill.

POINT OF ORDER

Mr. LOPRESTI. Mr. Speaker, I rise to a point of order.

The SPEAKER pro tempore. The gentleman will state it.

Mr. LOPRESTI. The gentleman certainly is not discussing the bill.

The SPEAKER por tempore. The point of order is well taken. The gentleman will confine his remarks to the bill before the House.

Mr. CHARLES C. SMITH. There is no political patronage in teachers' salary bills. No invitations to a "Hundred Dollar Dinner" can be sent to teachers, but they can and are being sent to the rest of the 5,000.

The SPEAKER pro tempore. The gentleman will please confine his remarks to the bill before the House.

Mr. CHARLES C. SMITH. Mr. Speaker, I believe that in any discussion we have the right to compare, and I think as long as the other side evidently seems to be playing politics with the bill, which I have never thought we should play politics with, and there has been no accounting as to where the additional money is going, we must know where the additional money is going. I say it is a wrong thing to play politics with.

I can say this, and I think I am talking about the teachers' bill, there is no political advantage to the Governor in increasing teachers' salaries because in doing so he is only carrying out pledges that go back years and years, pledges which have been kept by both parties, and particularly the Republican party when they have been in office.

There are some of you who are going to say these school bills are only going to use part of the $31 million which this Legislature appropriated for teachers' salaries. That is true, and we all know it is true, it was just admitted on the floor of the House.

We could offer amendments at this time, as has been done in the past by the present majority party, to increase the amounts proposed in these measures. However, we do not want to give the Governor any possible reason for vetoing this bill. We are not going to accept any responsibility for a veto. We think it is more important to us, it is more important to our school system, that it be placed on a sound foundation for the future than that we should win some temporary political advantage through a Governor who evidently has not made his decision as to what he is going to do with the bills. We do not want to give the Governor any partisan excuse whatsoever behind which he can hide when this legislation reaches his desk.

POINT OF ORDER

Mr. FINEMAN. Mr. Speaker, I rise to a point of order.

The SPEAKER pro tempore. The gentleman will state it.

Mr. FINEMAN. Is it in order for the gentleman from Philadelphia to discuss the contemplated action of our Governor on this bill? We do not have that kind of decision before us today.

The SPEAKER pro tempore. The gentleman's point of order is well taken. The Chair has told the gentleman that he should confine his remarks to the bill before the House.

Mr. CHARLES C. SMITH. Mr. Speaker, I believe I am perfectly right in making that statement. There were articles in the paper from the Governor himself regarding the bill before it had been placed on his desk.

POINT OF ORDER

Mr. FINEMAN. Mr. Speaker, I rise to a point of order.

The SPEAKER pro tempore. The gentleman will state it.

Mr. FINEMAN. I think the Chair ruled that the gentleman from Philadelphia was out of order in making references to the contemplated action of the Governor on this bill. I think the gentleman from Philadelphia should adhere to the ruling of the Chair.

The SPEAKER pro tempore. The Chair thanks the gentleman and requests the gentleman from Philadelphia to confine his remarks to House Bill 853.

Mr. CHARLES C. SMITH. Mr. Speaker, it is perfectly O. K. There will be future legislative days around this House. I am sorry to see that politics is entering into it.

Mr. Speaker, we are going along on this bill for the one reason that I told you, and there isn't another man on the other side of the House that ever had the guts to do it.

You know you sat here year in and year out and tried to raise salary bills to an impossible position, and you cannot deny it. For the sake of the gentleman that just stood up, as a new Member let him ask the older Members beside him.

We are sitting here today and we are not going to jeopardize this bill by a veto. For that reason alone, we are voting for this legislation as it has been presented. We are not going to change a word, we are not going to change a comma. Let me say to you, it is not politics, at least as far as we are concerned, and I say that with all the sincerity I can convey to you. We will continue on this side of the House to place the welfare of our children, our schools and our teachers above the realm of partisan politics, and we are proving it today by supporting this bill and not trying to put you on the spot by trying to raise it like you people have done in the past. It has been you who have been playing politics, and you know it. When it is thrown back in your faces by an honest and sincere statement, you don't dare have the courage to admit to it. We are not playing politics today. We are supporting the bill 100 per cent and, if the Governor vetoes it, it is his responsibility and yours. It will never be ours.

Mr. McCANN. Mr. Speaker, may I say that this is one time in my life that I am deeply disappointed in the gentleman from Philadelphia. I think those who are Members of my Committee knew every move from the first day the bill ever moved in any direction, and I publicly thank the members of that Committee on this floor for their splendid support. If politics were ever a part of that discussion, or whether this bill would be worth anything politically, they are well aware, I am sure, of what I have been through.

I think for the gentleman from Philadelphia to place me in that category, to put me in a position of admitting that we, and I am a Member on this side of the House are playing politics is wrong. I have been sincere from the day I ever started.

It has always been my hope that the bill would be a bill we could all agree to. True enough, there are many who would like to make it a beautiful political football, but if there is any item in that bill that is political, I would like to have it pointed out to me section by section.

May I say to the gentleman from Philadelphia, who is well aware of the situation, that the accusations certainly

must be coming back home, because I am a candidate the same as he is and I do not think that he or I should be trying to use this bill upon which to be either elected or defeated.

Mr. READINGER. Mr. Speaker, it is late and I do not want to prolong this debate, but some of the statements made by the gentleman from Philadelphia in that prepared political speech, which I presume his ghost writer wrote for him to debate this bill, must be challenged.

When the gentleman says the Governor was playing politics when he signed the $31 million appropriation bill last December, he certainly is not being fair, because the Governor at that time could not know, he did not know, what revenues would be raised by this legislative body. It was not until March that the three per cent sales tax was forced upon us, and the question of how much that is going to yield has never been an agreed upon figure. The gentleman well knows, and I am sure I do not have to point out to him that signing a $31 million appropriation bill does not put $31 million in the treasury. If the revenues which are estimated to be raised by the sales tax fall short there will be a deficit if the $31 million, or even if it is $19 million, is allocated and used for teachers' salaries. We are always in the position of having to face a deficit. Then again we could have a surplus.

There has been much said today about what is to be done with the balance of the $31 million if only $19 million is to be used in this biennium or charged against this biennium. The gentlemen on the other side, and all of them I am sure, know that the money will lapse and go back into the General Fund if the funds are there. If the revenues are not sufficient, there will not be a surplus. Whether we pass a $31 million appropriation bill or pass a $19 million appropriation bill, it is all a matter of how much money we are going to get from our taxes. I think everybody in this House, practically everybody, believes that this is a good bill, that this money is deserved by the teachers and is a necessary step to keep our educational system moving forward.

There may be a few votes against it, I believe Mr. Hocker said he was going to vote against it, but all this talk about politics, who is going to get the teachers' vote and who is not going to get the teachers' vote, or whether the Governor is going to be solely responsible if he vetoes this bill, is a lot of hodgepodge to me and a lot of political talk.

I think the teachers will appreciate what is being done by this legislative body. I fervently hope there is enough money that the Governor can sign this bill into law and that the teachers will receive this money.

We all feel the same way I think about our teachers, our teaching profession. We believe they should be raised in economic standards and we should be able to retain our good teachers and to get more teachers to come into Pennsylvania. But I do not think this should be made a political football by anybody, and certainly the Members on this side of the House do not intend to make it such.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	**Gaffney,**	Markley,	**Rubin,**
Amarando,	**Garlock,**	Maxwell,	**Rudisill,**
Anderson, M. S.,	**Gelfand,**	**McCann,**	Sarraf,
Anderson, S. A.,	**George,**	McCormack,	Scarcelli,
Auker,	**Gibb,**	McGee,	Schuster,
Banker,	**Gibson,**	McInroy,	Sherman,
Barnatovich,	**Goldstein,**	McKeever,	Sigman,
Bazin,	**Gramlich,**	McLaughlin,	Smith, C. C.,
Bell,	**Greenwood,**	**Meholchick,**	**Smith, Wm. B.,**
Blair,	**Guss,**	Metz,	**Snider,**
Boles,	**Guthrie,**	**Mihm,**	**Stank,**
Bonner,	**Hamilton, R. K.,**	**Mikula,**	**Stebbins,**
Boory,	**Hass,**	Miller,	**Steckel,**
Bower,	**Haudenshield,**	**Mills,**	**Stephens,**
Branca,	Heavey,	Moody,	**Stevenson,**
Breisch,	**Helm,**	Moran,	Stone,
Brennan, A. P.,	**Henzel,**	Moscrip,	Stoner,
Brennan, J. J.,	**Holt,**	Muldowney,	Strausser,
Brenninger,	**Horst,**	Mullen,	Stroup,
Breth,	**Houk,**	Munley,	**Swartz,**
Bucchin,	**Isaacs,**	Murphy,	Taylor,
Bullen,	**Jenkins,**	**Murray, H. P.,**	Thomas,
Capano,	Johnson,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Cochran,	**Kamyk,**	**Naugle,**	Toomey,
Comer,	**Keller,**	Needham,	**Varallo,**
Cooper,	**Kent,**	Ogilvie,	Varner,
Curwood,	**Kline,**	**Olsen,**	Wall,
Davis,	Knecht,	O'Neill,	Wallace,
Donahue,	Kolankiewicz,	Pacchioli,	Walsh,
Donaldson,	Kooker,	Parry,	Wargo,
Dougherty,	**Kornick,**	Pashley,	**Waterhouse,**
Down,	Kratz,	Paulhamus,	Weidner,
Ehrgood,	Kromer,	Petrosky,	**Welsh,**
Eilberg,	**Lafore,**	Polaski,	Wescott,
Erb,	Leiby,	**Polen,**	Wheeler,
Eshleman,	Leisey,	Pomeroy,	Whitenight,
Farabaugh,	**Leonard,**	Price,	Willaredt,
Filo,	Leven,	Pursley,	Williams,
Fineman,	Light,	**Readinger,**	**Wilt,**
Flint,	Limper,	Reibman,	Worley,
Floyd,	**Lippincott,**	Reidenbach,	**Yetter,**
Flynn,	Lopresti,	**Renwick,**	Yetzer,
Foster,	Lovett,	Rigby,	Young,
Frank,	Lutty,	Rosen,	Ziegler,
Frascella,	Mahan,	Rovansek,	Andrews,
Frost,		Royer,	Speaker

NAYS—1

Hocker,

NOT VOTING—15

Adam,	**Hewitt,**	Magee,	Vaughan,
Ashton,	**Jones, T. H. W.,**	McWherter,	Verona,
Brown,	Kehler,	Monroe,	**Wood,**
Ewing,	Lawyer,	Pettigrew,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER pro tempore. The Chair lays before the House the second bill on special order, being House Bill No. 584.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 584, entitled as follows:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) by further providing for reimbursement by the Commonwealth to school districts and vocational school districts and harmonizing the language of existing amendments.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Gaffney,	Mahan,	Royer,
Amarando,	Garlock,	Markley,	Rubin,
Anderson, M. S.,	Gelfand,	Maxwell,	Rudisill,
Anderson, S. A.,	George,	McCann,	Sarraf,
Auker,	Gibb,	McCormack,	Scarcelli,
Banker,	Gibson,	McGee,	Schuster,
Barnatovich,	Goldstein,	McInroy,	Sherman,
Bazin,	Gramlich,	McKeever	Sigman,
Bell,	Greenwood,	McLaughlin,	Smith, C. C.,
Blair,	Guss,	Meholchick,	Smith, Wm. B.,
Boles,	Guthrie,	Metz,	Snider,
Bonner,	Hamilton, R. K.,	Mihm,	Stank,
Boory,	Hass,	Mikula,	Stebbins,
Bower,	Haudenshield,	Miller,	Steckel,
Branca,	Heavey,	Mills,	Stephens,
Breisch,	Helm,	Moody,	Stevenson,
Brennan, A. P.,	Henzel,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Cianfrani,	Johnson,	Murray, H. P.,	Thomas,
Cioffi,	Jones, G. E.,	Murray, J. J.,	Thompson,
Capano,	Jump,	Murray, P. G.,	Toll,
Cochran,	Kamyk,	Musto,	Tompkins,
Comer,	Keller,	Naugle,	Toomey,
Cooper,	Kent,	Needham,	Varallo,
Curwood,	Kline,	Ogilvie,	Varner,
Davis,	Knecht,	Olsen,	Wall,
Donahue,	Kolankiewicz,	O'Neil,	Wallace,
Donaldson,	Kooker,	Pacchioli,	Walsh,
Dougherty,	Kornick,	Parry,	Wargo,
Down,	Kratz,	Pashley,	Waterhouse,
Ehrgood,	Kromer,	Paulhamus,	Weidner,
Eilberg,	Lafore,	Petrosky,	Welsh,
Erb,	Leiby,	Polaski,	Wescott,
Eshleman,	Leisey,	Polen,	Wheeler,
Farabaugh,	Leonard,	Pomeroy,	Whitenight,
Filo,	Leven,	Price,	Willaredt,
Fineman,	Light,	Pursley,	Williams,
Flint,	Limper,	Readinger,	Wilt,
Floyd,	Lippincott,	Reibman,	Worley,
Flynn,	Lopresti,	Reidenbach,	Yetter,
Foster,	Lovett,	Renwick,	Yetzer,
Frank,	Lutty,	Rigby,	Young,
Frascella,		Rosen,	Ziegler,
Frost,		Rovanser,	Andrews,

NAYS—1

Hocker,

NOT VOTING—15

Adam,	Hewitt,	Magee,	Vaughan,
Ashton,	Jones, T. H. W.,	McWherter,	Verona,
Brown,	Kehler,	Monroe,	Wood,
Ewing,	Lawyer,	Pettigrew,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 249

Mr. SARRAF. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 249.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

PERMISSION TO ADDRESS HOUSE

Mr. McCORMACK asked and obtained unanimous consent to address the House.

Mr. Speaker, during the debate on 583 the statement was made by the Minority Leader, Mr. Smith, that the Republican party placed the welfare of the children beyond and above partisan politics.

Mr. Speaker, I say to the House today that the vote, the unit vote, which defeated the Municipal Court judges bill demonstrates beyond any question that the minority party in this House is not interested in the welfare of the children.

It is regrettable, Mr. Speaker, that that bill should have been made a political football. I think the situation in Philadelphia today with respect to juvenile delinlinquency is a grave one. No one will deny it, regardless of party.

The Philadelphia Bulletin recently ran a series of articles on crowded conditions in the juvenile court, the bar association has come out in favor of additional judges for the Municipal Court, and yet this House today, the minority party, made a political football out of this bill.

I think that they should seriously reconsider their action and when the bill is called up again—I might add that votes were changed today in order to bring it up again—I hope the Minority Leader from Philadelphia will release some of the people who have no desire to vote against the bill so that they can join in helping to alleviate this serious problem of juvenile delinquency today. I ask that they give consideration to this bill which is certainly not a political one.

Mr. JOHNSON. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. McCormack.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. McCormack, permit himself to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. JOHNSON. Mr. Speaker, I was very interested in the gentleman's statement that the fact that you do not have enough municipal judges is contributing to juvenile delinquency. I would like to ask the gentleman some questions about the situation.

Does he know if there are any petitions that have been presented and served on parents and children wherein the court is asked to declare a child a dependent and neglected child? How many such petitions are outstanding on which you have not been able to have hearings by reason of the Municipal Court judges being so busy they cannot hear them?

Mr. McCORMACK. I do not know whether the gentleman from McKean is familiar with the practice that prevails in the Municipal Court of Philadelphia, Mr. Speaker, so in answer to the question perhaps I can better answer it by describing the circumstances under which the court acts with respect to juvenile delinquents before the court.

Mr. JOHNSON. No, I want the gentleman to tell me about how many cases are pending involving juvenile delinquents that the courts have not been able to dispose of?

Mr. McCORMACK. Mr. Speaker, I believe if I said less than hundreds I would be underestimating it. At the present time there are daily lists before the juvenile court in which perhaps fifty or sixty cases involving delinquent children are before the court, and the court because of the tremendous backlog is not able to give the time to each case that the additional judges would be able to give to the cases.

Mr. JOHNSON. Would the gentleman be able to bring into the Hall of this House an accurate statement of the number of undisposed of cases involving juvenile delin-

quency at the present time in the Municipal Court in Philadelphia? Would he do that?

Mr. McCORMACK. May I answer that question by asking the gentleman whether, if we prove to his satisfaction there is a dire need for additional judges to handle these cases, we would get some votes on his side of the House?

Mr. JOHNSON. That is not a responsive answer. Can he bring in here the number of undisposed of cases involving juvenile delinquency before that court right now?

The SPEAKER pro tempore. Will the gentlemen please address the Chair in their questions and their answers?

Mr. JOHNSON. I beg your pardon, Mr. Speaker.

Mr. Speaker, I would like to further interrogate the gentleman.

The SPEAKER pro tempore. Will the gentleman permit himself to be further interrogate?

Mr. McCORMACK. Mr. Speaker, I will answer the gentleman's last question by saying that I will be very happy to bring into this House next week, or the next time we convene, figures and supporting data from the president judge of the Municipal Court, Hazel Brown, who is a Republican, or who was a Republican, before she was appointed to the court. I should be glad to do that, Mr. Speaker, yes.

Mr. JOHNSON. Would the gentleman for our information state the number of municipal judges that the law now provides in Philadelphia?

Mr. McCORMACK. I believe the present law is thirteen associate judges and one president judge, Mr. Speaker.

Mr. JOHNSON. That would make a total of fourteen judges?

Mr. McCORMACK. Yes, Mr. Speaker.

Mr. JOHNSON. Is the court at the present time up to its full complement?

Mr. McCORMACK. No. Mr. Speaker. I believe there was a recent death in the Municipal Court, so there is one vacancy.

Mr. JOHNSON. Was not that death of a judge on the Municipal Court Judge Willits?

Mr. McCORMACK. Judge Willits, yes, Mr. Speaker.

Mr. JOHNSON. Was not that death about two months ago?

Mr. McCORMACK. I would say so, and the Governor is contemplating an appointment I understand.

If the gentleman is going to ask me whom is he going to appoint, Mr. Speaker, I could not answer that.

Mr. JOHNSON. No, I am going to ask the gentleman whether the Governor is not also contributing to juvenile delinquency by not appointing this judge?

Mr. McCORMACK. No, Mr. Speaker. I am not interested in what the Governor is going to do. I am interested in what this House is going to do with the bill before it and what this House has done. I am not interested in the executive branch of this government. I am not responsible. We are responsible as Legislators.

Mr. JOHNSON. I thank the gentleman and I would like to make a few remarks with the unanimous consent of the House.

PERMISSION TO ADDRESS HOUSE

Mr. JOHNSON asked and obtained unanimous consent to address the House.

Mr. Speaker, I thoroughly resent the accusation thrown against this side of the House that by our refusing to increase the judges on the Municipal Court in Philadelphia we are thereby contributing to juvenile delinquency. There has not been a scintilla of evidence brought before this House today or any day which would show that we are in any way doing that. There have not been any figures to show how many cases of juvenile delinquency the courts have been unable to dispose of in Philadelphia.

We know nothing about the situation. We do not know how often these judges sit, whether they are sitting at all times; how many people they have investigating juvenile delinquency at the present time; how many police officers there are investigating and bringing these young people to private court or how many of them are out on bail.

I think that is an accusation here today which casts a bad light on certainly everybody that voted against that bill, and I think it is an unjust accusation in light of the very, very skimpy evidence that you have brought here today. I think a bad light has been thrown on our Governor. If the situation is so bad in Philadelphia, surely the very next day or two days after the death of that municipal judge he should have appointed a judge and brought these courts up to their full complement. If any of them are loitering on the job they should be brought to time and demanded that they serve from 9 to 5 every day and be on the job. They should appoint enough policemen down there to correct that difficulty rather than coming up here and casting a shadow on us that we are contributing to laxity down there. I think you better clean up your own house in Philadelphia before you get after us.

PERMISSION TO ADDRESS HOUSE

Mr. LOPRESTI asked and obtained unanimous consent to address the House.

Mr. Speaker, I have before me some information that was readily available to the gentlemen on the other side of the House if they wanted to avail themselves of it, information that could have been made available by simply requesting it.

Here is a copy of a letter from the Municipal Court of Philadelphia, Director of Probation, John Otto Reineman:

> One of the most spectacular increases is occuring in the juvenile division where cases of juvenile delinquency alone increased from 6497 in 1951 to 10, 145 in 1955.

And now I want to read a paragraph from a letter written by Adrian Bonnelly, Judge of the Municipal Court:

> With such a tremendous load of cases, even if each judge sat every day of every month of every year, an obvious physical impossibility, it would be impossible to keep current. As a result the court is constantly running behind by thousands of cases. The backlog continues to grow, bearing in mind the increasing and expanding needs of the great urban complex of Philadelphia, it is readily understood why this back breaking backlog gets bigger daily.

Any of this information was available to the gentlemen on the other side of the House if they had made a sincere effort to find out.

PERMISSION TO ADDRESS HOUSE

Mr. WATERHOUSE asked and obtained unanimous consent to address the House.

Mr. Speaker, I would like to know how the gentleman expected us to know he had this information when he did not tell us. But what I really want to say is that I would like to take the Republican Members of the House out from under a cloud that they have been placed under here. It really grieves me to hear the gentleman accuse us of playing politics in voting on this Philadelphia bill.

You know two years ago there was a similar bill introduced in this House and by a practically solid vote the other side voted against it, they insisted that they did not need another judge down there. So we just thought, well, that is it. So we stuck to it. But now we are convinced that they just need more policemen. I am hoping for a job, too.

PERMISSION TO ADDRESS HOUSE

Mr. AUKER asked and obtained unanimous consent to address the House.

Mr. Speaker, I desire to speak briefly, if I may, on the Municipal Court and their case load. If you break that down, it amounts to about 714 cases that each judge would handle per year. Break that down to the week, and it is about 14 to 15 cases per week. In other words, about two or three cases a day.

If they want to know how judges should work, come up to the rural counties and we will show them how these judges really work. They handle their cases properly and dispense justice. To my mind the judges in Philadelphia are simply loafing on the job. That is why I did not vote for their bill.

The SPEAKER pro tempore. The Chair returns the gavel to the Speaker at this time.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

The SPEAKER. The Chair wants to thank the gentleman from Armstrong, Mr. Helm, for the fair and impartial way he has presided over a somewhat trying situation.

PERMISSION TO ADDRESS HOUSE

Mr. CHARLES C. SMITH asked and obtained unanimous consent to address the House.

Mr. Speaker, there have been several times in this session that I have facetiously accused the present occupant of the Chair of being a cantankerous old gentleman. But today I would say that he is the most gracious, loving gentleman that I have ever seen in the position of the Chair.

The SPEAKER. The Chair simply revealed his irascrible nature by proxy.

INTERROGATION

Mr. ISAACS asked and obtained unanimous consent to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. Mr. Speaker, very reluctantly. May I say as a preface to my affirmative answer, that I believe in a working session but not an over-working session.

Mr. ISAACS. Mr. Speaker, I listened attentively to the Majority Leader tell us we would convene next week on Tuesday because there were no hotel accommodations on Monday. I wonder if the Majority Leader is aware that there are no more hotel accommodations on Tuesday than there are on Monday. At least, that is true of the Penn-Harris Hotel where we cannot get a room until Wednesday.

Mr. READINGER. Mr. Speaker, I will answer the gentleman by saying that I made inquiry at the Penn-Harris Hotel and was informed that the hotel could take care of about 100 of the Members who usually stay there on Tuesday, the 15th. So my information must be incorrect. May be he is the 101 person, I do not know.

Mr. ISAACS. There is a Lion's Club convention. The same condition exists, I am told by some of the Members at the Harrisburger. Our own delegation, we stay there all the time, none of us can get a room Tuesday. We were told there would be no rooms available until Wednesday, and I wish the Majority Leader would check into that a little further, consider it and possibly bring us back here on a Wednesday when we can get accommodations.

The SPEAKER. The Chair suggests that the Majority Leader over the evening make inquiry and be in position to report the hotel situation when the House convenes tomorrow.

Mr. READINGER. Mr. Speaker, I made inquiry within the last two hours and was informed that the Penn Harris could take care of about 100 of the Members on Tuesday, the 15th. I do not have any idea how many Members stay there, but I respectfully suggest the Members who cannot get their rooms for that night get accommodations elsewhere. There are some fine motels around and I am sure the Chief Clerk's office will cooperate in obtaining other accommodations for you. We should work on the 15th, 16th, and 17th of next week. If we do not want to run into the middle of June.

I have been informed also that the hotels of this city cannot accommodate us during the week of May 21, which means that we will probably not be able to have a session at all during that week. So I think it is highly imperative that we do come back here next Tuesday and if at all possible, finish by Wednesday or Thursday.

Mr. ISAACS. Mr. Speaker, three of us tried to reserve our room there before 10:00 o'clock this morning, which was much longer than three hours ago. I might say for the benefit of the gentleman that a park bench on one of these nights would not be too good, particularly on a cool evening like the last one. And I still wish the gentleman would check further and if possible convene this House on Wednesday.

Mr. READINGER. Mr. Speaker, might I suggest that the gentleman might sleep in my double bed, if he does not snore.

The SPEAKER. The Chair is informed that the Chief Clerk's office will try to obtain accommodations on request of any Members for Tuesday.

RESIGNATION

The SPEAKER. The Chair has received a letter from the gentleman from Washington, Mr. Polen, in which he resigns as a Member of the Benjamin Franklin Sesqui Bicentennial Commission appointed in compliance with the provisions of Senate Concurrent Resolution, Serial No. 114.

The Chair regretfully accepts the resignation and appoints the gentleman from Philadelphia, Francis X. Muldowney, to fill the vacancy occasioned by Representative Polen's resignation.

RESOLUTION

CONGRATULATIONS

Messrs. BELL, ISAACS, LIPPINCOTT and MURPHY offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, May 8, 1956.

The Honorable Joseph Warren Bullen, Jr., has served energetically in this House of Representatives during two sessions of the Legislature and has given full measure of himself to the people of his county and State. That he could do more seems incredible, but the citizens of Delaware County, with confidence in his ability, integrity and willingness to serve have called upon him to give even more of himself. On May 4, 1956 he was appointed a County Commissioner of Delaware County.

The courts have shown great wisdom in his selection and his work in that office will be of inestimable value to the people he serves; therefore be it

Resolved, That the Members of the House of Representatives extend our congratulations to the people of Delaware County on their good fortune in acquiring the services of such a man and that we congratulate Josph Warren Bullen, Jr., for his fortitude and patriotism in assuming the great responsibility of another office, and wish him the success that goes with a dedication to duty; and be it further

Resolved, That the Chief Clerk be instructed to deliver a copy of this resolution to Joseph Warren Bullen, Jr.

The SPEAKER. The Chair recognizes the gentleman from Delaware. We will be glad to hear from the Commissioner.

Mr. BULLEN. Mr. Speaker, I would like from the bottom of my heart to thank the membership for their kind words in the resolution.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 514.

An Act authorizing the Department of Property and supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire by purchase certain lands adjacent to the Pennsylvania Farm Museum of Landis Valley property providing for the control maintenance and improvement thereof and making an appropriation.

HOUSE BILL No. 654.

An Act making an appropriation to The Boys' Industrial Home of Western Pennsylvania located at Oakdale Allegheny County for new buildings and repairs to existing buildings.

HOUSE BILL No. 695.

An Act making an appropriation to the Trustees of the George Jr. Republic Association Grove City Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County Pennsylvania.

HOUSE BILL No. 1639.

An Act making appropriations to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-five, and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred fifty-five, and limiting the amount thereof available for administrative expenses.

HOUSE BILL No. 2089.

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility.

HOUSE BILL No. 2105.

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" further regulating payments to certain beneficiaries under the fund.

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION SERIAL No. 185

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, March 6, 1956.

The Honorable William Flinn (1851-1924) was the father of the first chemically prepared hard surfaced road in Pennsylvania. While a member of the State Senate from Allegheny County, this man of extraordinary character, originality and courage, originated and introduced in 1879 in the General Assembly the first recommendation to amend the State Constitution to permit and provide a State-wide improvement of its rural highways. His recommendation as to surfacing highways, like the recommendations of many great men before him who offered new and progressive ideas, was met by the opposition who voiced the opinion that surfacing highways was an impossible engineering feat. However, Senator Flinn, who was a fearless fighter no matter how strong the opposition, never gave up. In 1895 through his untiring efforts and devotion to his progressive concept, and after he solved all the problems to the satisfaction of both the Senate and House as to administering the act, such legislation was passed.

When the first hard surfaced road was laid in Washington County under the "Flinn Road Bill" there were very few people, besides Senator Flinn, who could envision the impact such surfacing would have on the commercial advancement of this great nation. Within a relatively short time, every state followed the example set by the genius from Pennsylvania and paved their highways.

Today beautiful highways are taken as a matter of course. In the passage of time, great achievements and contributions made in realizing such highways by such

men as Senator Flinn are sometimes forgotten, except by the few. These few, led by their chairman, Colonel Charles C. McGovern, the county controller, conducted a memorial service in 1926 at which they dedicated a monument, which they placed on the dividing line between Allegheny and Washington Counties, known as the "William Flinn Highway Memorial" in memory of the ingenuity of a great Pennsylvanian who devoted his entire-life to the betterment of this Commonwealth. This memorial to Senator Flinn should be made known to and recognized by all the citizens of this Commonwealth in honor of this great man; therefore be it

Resolved (the Senate concurring), That the monument known as the "William Flinn Highway Memorial," which was erected in 1926 by the public at the dividing line between Allegheny and Washington Counties, be accepted by the General Assembly and dedicated to the perpetual memory of the late Honorable William Flinn, who in 1895 as the father of hard surfaced roads, built the first such road in Washington County, Pennsylvania; and be it further

Resolved, That the General Assembly, when accepting the monument on behalf of the Commonwealth, shall give it such supervision as will be necessary to carry out the spirit and intentions of the public donors in preserving for posterity a perpetual historical monument in memory of the Senator who contributed to the perfection of a rural highway system in this Commonwealth; and be it further

Resolved, That copies of this resolution be transmitted to Charles C. McGovern, Pittsburgh, Pennsylvania, for the benefit of members who served on the dedication committee and for the benefit of any surviving kin of Senator Flinn.

SENATE MESSAGE

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 892.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" imposing duties on pension boards changing contributions and changing and clarifying certain allowances and benefits when employes are placed under social security

SENATE BILL No. 895.

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to etstablish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" imposing duties on pension boards changing contributions and changing and clarifying benefits and allowances when employes are placed under social security

SENATE BILL No. 896.

An Act reenacting and amending the act of January 5, 1952 (P. L. 1833) entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations" extending its provisions to include additional persons increasing contribution rates and providing for referenda and permitting modification of certain local retirement plans and making an additional appropriation

SENATE BILL No. 972.

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating forests and watersheds

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1720.

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 842), entitled "An act relating to the acquisition of rights to divert water from rivers, streams natural lakes, and ponds, or other surface waters within the Commonwealth or partly within and partly wihout the Commonwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Comonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearings by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, Pamphlet Laws 152, approved April 13, 1905, Act No. 307, Pamphlet Laws 455, approved June 7, 1907, Act No. 64, Pamphlet Laws 258, approved April 8, 1937," by further regulating the period within which water rights must be acquired.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 856, entitled:

An Act amending the act of March 30, 1917 (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and

repealing all acts or parts of acts inconsistent therewith" further regulating the refusal cancellation revocation and suspension of licenses providing for rules and regulations and eliminating repealed provisions

And has appointed Messrs. Wagner, Flack and Schmidt a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the difference between the two Houses in relation to said bill.

PERMISSION TO ADDRESS HOUSE

Mr. TOLL asked and obtained unanimous consent to address the House.

Mr. Speaker, I want to offer a four-page letter for the record in order to settle the problem relating to the quantity of cases and the need for Municipal Court judges, because the question was raised by the gentleman from Blair, Mr. Auker, concerning the number of cases which a Municipal Court judge has to try. Since the number of cases is 32,984, if you divide that by 14 judges, each judge has 2,350 cases. If Mr. Auker ever lives long enough to become a judge let him try that.

The SPEAKER. If there is no objection, the letter will be printed in the Legislative Journal. The Chair hears none.

January 16, 1956.

Honorable George M. Leader
Governor
State Capitol
Harrisburg, Pa.

My dear Governor:

May I take this opportunity to comment upon the present urgent need for increasing the number of Judges of the Municipal Court of Philadelphia. You will, I am sure, realize that my views are based after 17 years of experience in all the divisions of the Court; a length of service which has qualified me as Senior Judge of the Court. The necessity for additional Judges, I can assure you, is concurred in by all of our Judges, including the President Judge, Honorable Hazel H. Brown. I might state that this Court is the only Court in Pennsylvania wherein the President Judge is elected by the Board of Judges of the Court.

A few years back I appeared before the Judicial Committee of the House, requesting at that time additional Judges. I believe I was able to convey to that Committee the tremendous impact our Court has had in the past fifteen or twenty years, which has increased litigation to an unbelievable high. There are now fourteen Judges of the Municipal Court. Basically, the distribution is as follows: Civil Division, five Judges; Criminal Division, one Judge; Domestic Relations Division, three Judges; Women's Criminal Division, one Judge; Adoption Division, one Judge; Motions and Rules Division, one Judge; Juvenile, Older Juvenile and Misdemeanants Divisions, two Judges. The magnitude of the task facing the Court is perhaps better understood when the breakdown of fourteen Judges is placed aside the 54,221 cases disposed of by the Court in 1954. Of these 54,221 cases, 32,984 required Court hearings or trials.

With such a stupendous load of cases, even if each Judge sat every day, every month of every year (an obvious physical impossibility) if would be impossible to keep current. As a result, the Court is constantly running behind by thousands of cases. The back log continues to grow. Bearing in mind the increasing and expanding needs of the great urban complex of Philadelphia, it is readily understood why this backbreaking back log gets bigger daily.

Quantity alone does not tell the whole story. The complex of cases coming before the Court must also be considered. In addition to the very broad civil and criminal jurisdiction exercised by the Municipal Court, it has exclusive jurisdiction in Domestic Relations cases; over all juveniles under eighteen years of age; certain minors under twenty-one years of age, and over all Adoption cases.

Instituted primarily as a Social Court, questions are daily decided which affect the millions making up our population. The Court is, indeed, sensitive to the heavy impact of social, political and economic changes occurring in the dynamic history of our City, State and Country. Most of the social cases are continuously recurring. The Domestic Relations Division cannot keep abreast of the thousands upon thousands of problems daily affecting families, their support, maintenance and guidance, and the judgment in all those cases will affect not only the present social relationship of the parties, but the future conduct and outlook of their children.

Ever since I have been a member of this Court, and having reference particularly to the Domestic Relations Division, the daily cases for hearing range from thirty to sixty in number. I have often asked myself "shall Judges become mere automatons; hearing and disposing of cases on an 'assembly line' basis?" The people of this great City are entitled to more than mere assembly line justice. Yet, that is inevitable under present case loads. Callousness is a poor substitute for genuine humane sympathy.

To remedy this critical situation, I respectfully suggest that there be at least five additional Judges created for this Court. This would permit the assignment of one additional Judge to the Civil Division, two Judges to the Domestic Relations Division, one additional Judge to the Criminal Division, and one additional Judge to the Juvenile Division. In other words, it is my considered judgment that the Domestic Relations Division should have at least five Judges, one Judge to be in Chambers, sitting in Special Term, and four Judges to be in open trial Court. The Judge who is sitting in Special Term, should be ready, after hearing, to enter a temporary or preliminary order of support immediately after complaint has been filed and then, if objection is made to such order, to set the case down for a full investigation and hearing as early thereafter as feasible. In this way, the wife who charges her husband with willful desertion of herself and children would not be required to wait three, four and, sometimes, five months before a hearing is had in her case. Unfortunately, this is now the situation and has been the situation for sometime. The Judge who sits in Court would then be in a position, after hearing, to make a final Order from which, if exception is taken, an appeal may be taken.

As to the Juvenile Division, the case load is entirely too heavy for one Judge. It can only be adequately handled with the active coordination of three Judges; bearing in mind that it is humanly impossible for all Judges to be at all times able to carry on the daily responsibilities.

Philadelphia, for years, has been importing substitute Judges from other counties, practically all

of whom have been assigned in the Criminal Division of the Common Pleas Courts. A perusal of the cases to which they have been assigned convinces me that ninety percent of them can be tried by Judges of the Municipal Court of Philadelphia, because this Court has concurrent jurisdiction with Quarter Sessions Court in all criminal cases with certain definite exceptions.

As a matter of fact, I have sat in the Quarter Sessions Divisions of the Common Pleas Court, although a Judge of the Municipal Court, summer after summer, in Room 653 City Hall, and disposed of thousands of cases in the Quarter Sessions Division. Yet, to import a Judge from any other county, necessitates traveling expenses and extra compensation to be paid by the Commonwealth.

It is my mature judgment that this Court could handle ninety percent of the criminal cases of Philadelphia, such ninety percent being within its authorized jurisdiction. We could, as conditions required, assign additional Judges in the Criminal Division, and in that way eliminate the terrible back log of criminal indictments.

Moreover, I am also of the strong opinion that the name of this Court has outlived its purpose. The words "Municipal Court" may have been proper when this Court was created in 1913; but in the past fifteen or twenty years, many States have changed the name of their magistrates and justices of the peace, to "Municipal Court Judges." This has diminished the importance, by value, of the judgments of this Court. I believe that the name should be changed to "Philadelphia County Court." Since there is an Allegheny County Court, these two Courts could be recognized as strictly additional Courts for the two largest counties in Pennsylvania.

The next point I would like to call to your attention is the Judicial salary. I submit to Your Excellency that there should be no discrepancy of Judicial salaries in the same Judicial District. A cause of action involving the life of a family, the future of a juvenile or the civil rights of an individual should not be placed in a second class category simply because the actual money value may be less than the jurisdictional amount granted to the Court. There is now pending in the Legislature, Bills to increase the salaries of Judges. I submit that there should be no difference between the salaries of the Judges of the Common Pleas Court, Orphans' Court and Municipal Court of Philadelphia. When you create second class Judges, you have a tendency to create second class Justice.

My next point is the question of administrative power of this Court. The historical background as to why the President Judge of this Court is elected by the Board of Judges is well known. In my opinion, this is wrong—It does not foster friendly feeling among the Judges; rather it permits the infiltration of political influence. What would happen if the Supreme Court, or Superior Court of Pennsylvania were required to elect the Chief Justice and the President Judges respectively.

It is my opinion that in order to foster a better administration of Justice and to bring harmony among the Judges, the President Judge should be commissioned as in the other Courts of the Commonwealth. There is no reason, except the political one, to single out the Municipal Court as an exception to this historic and general rule governing Pennsylvania Courts.

May I assure you that it will be my pleasure to appear before the proper Committees of the House and Senate to describe more in detail any of the propositions herein suggested.

Assuring you of my highest esteem, I am

Very respectfully yours,

ADRIAN BONNELLY

RESOLUTION

LOST BILL

Mr. SNIDER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 8, 1956.

Resolved, That House Bill No. 69, Printer's No. 1006, entitled:

"An Act amending the act of June 24, 1939 (P. L. 872), entitled 'The Penal Code,' regulating the display of meat packaged with transparent material."

having been referred to the Committee on Agriculture and Dairy Industries February 1, 1955, and recommitted to the Committee on Agriculture and Dairy Industries October 14, 1955, and the official copy thereof cannot be found, the Chief Clerk of the House is directed to furnish to the Committee on Agriculture and Dairy Industries a certified copy thereof, which shall be substituted for the original.

SENATE MESSAGE

AMENDED SENATE BILL NON-CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has non-concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 1065.

An Act amending the act of March 10 1949 (P L 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 1065.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1856.

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "twenty-one million four hundred thirty-seven thousand dollars ($21,437,000) twenty-two million one hundred fifteen thousand four hundred dollars ($22,115,400)" and inserting in lieu thereof the following: "twenty-two million one hundred eighty-three thousand four hundred dollars ($22,183,400)"; page 2, line 5, by striking out after the word "rate" the following: "for each day of full pay service of (1) eight dollars ($8) to the hospitals fully or provisionally accredited and at the rate of seven dollars ($7) to the non-accredited hospitals or (2)" and inserting in lieu thereof the following: "of nine dollars ($9) per diem but not to exceed", line 14, by striking out after the word "or" the following: "(3)"; line 15, by striking out after the word "day" the following: "or" and inserting in lieu thereof the following: "of"; line 16, by striking out after the word "of" the following: "the applicable full pay per diem rate (1) (2) or (3)" and inserting in lieu thereof the following: "nine dollars ($9) per diem rate"; line 20, by striking out after the word "Hospital" the following: $140,-000" and inserting in lieu thereof the following: "$158,-000";

Page 3, line 1, by striking out after the word "Punxsutawney" the following: "56,000" and inserting in lieu thereof the following: "$60,000"; line 2, by striking out after the word "Center" the following: "400,000" and inserting in lieu thereof the following: "420,000"; line 3, by striking out after the word "Pittsburgh" the following: "375,000" and inserting in lieu thereof the following: "380,000"; line 8, by striking out after the word "Philadelphia" the following: "11,000" and inserting in lieu thereof the following: "12,000";

Page 3, line 9, by striking out after the word "Philadelphia" the following: "50,000" and inserting in lieu thereof the following: "64,000"; line 11, by striking out after the word "Susquehanna" the following: "9,000" and inserting in lieu thereof the following: "10,000"; line 12, by striking out after the word "Brighton" the following: "26,000" and inserting in lieu thereof the following: "27,-000"; line 13, by striking out after the word "Pittsburgh" the following: "6,000" and inserting in lieu thereof the following: "8,000"; line 14, by striking out after the word "Hospital" the following: "30,000" and inserting in lieu thereof the following: "33,000"; line 19, by striking out after the word "Hospital" the following: "85,000" and inserting in lieu thereof the following: "88,000";

Page 4, line 2, by striking out after the word "Hospital" the following: "30,000" and inserting in lieu thereof the following: "32,000"; line 3, by striking out after the word "Hospital" the following: "130,000" and inserting in lieu thereof the following: "140,000"; line 5, by striking out after the word "Hospital" the following: "16,000" and inserting in lieu thereof the following: "18,000"; line 6, by striking out after the word "Hospital" the following: "60,-000" and inserting in lieu thereof the following: "64,000"; line 7, by striking out after the word "Hospital" the following: "58,000" and inserting in lieu thereof the following: "60,000"; line 8, by striking out after the word "Bellefonte" the following: "60,000" and inserting in lieu thereof the following: "65,000"; line 9, by striking out after the word "Hospital" the following: "60,000" and inserting in lieu thereof the following: "62,000"; line 13, by striking out after the word "Philadelphia" the following: "60,000" and inserting in lieu thereof the following: "62,000"; line 15, by striking out after the word "Philadelphia" the following: "162,000" and inserting in lieu thereof the following: "190,000"; line 18, by striking out after the word "Hospital" the following: "$95,000" and inserting in lieu thereof the following: "98,000"; line 20, by striking out after the word "Hospital" the following: "80,-000" and inserting in lieu thereof the following: "90,000";

Page 5, line 1, by striking out after the word "Columbia" the following: "22,000" and inserting in lieu thereof the following: "24,000"; line 2, by striking out after the word "Wilkinsburg" the following: "60,000" and inserting in lieu thereof the following: "62,000"; line 3, by striking out after the word "Reading" the following: "145,000" and inserting in lieu thereof the following: "160,000"; line 6, by striking out after the word "Hospital" the following: "20,000" and inserting in lieu thereof the following: "24,-000"; line 8, by striking out after the word "Hill" the following: "42,000" and inserting in lieu thereof the following: "44,000"; by striking out all of lines 9 and 10; line 11, by striking out after the word "Consumptives" the following: "290,000" and inserting in lieu thereof the following: "280,000"; line 12, by striking out after the word "Hospital" the following: "140,000" and inserting in lieu thereof the following: "170,000"; line 14, by striking out after the word "Ridgway" the following: "25,000" and inserting in lieu thereof the following: "32,000"; line 15, by striking out after the word "Hospital" the following: "27,-000" and inserting in lieu thereof the following: "28,-000"; line 16, by striking out after the word "Hospital" the following: "8,000" and inserting in lieu thereof the following: "10,600";

Page 5, line 19, by striking out after the word "Pittsburgh" the following: "50,000" and inserting in lieu thereof the following: "60,000";

Page 6, line 1, by striking out after the word "Philadelphia" the following: "45,000" and inserting in lieu thereof the following: "55,000"; line 4, by striking out after the word "McConnellsburg" the following: "7,000" and inserting in lieu thereof the following: "8,000"; line 7, by striking out after the word "Philadelphia" the following: "325,000" and inserting in lieu thereof the following: "340,000"; line 8, by striking out after the word "Lehighton" the following: "8,000" and inserting in lieu thereof the following: "9,000"; line 9, by striking out after the word "Lebanon" the following: "110,000" and inserting in lieu thereof the following: "124,000"; line 10, by striking out after the word "Sellersville" the following: "20,000" and inserting in lieu thereof the following: "26,-000"; line 11, by striking out after the word "Waynesburg" the following: "45,000" and inserting in lieu thereof the following: "48,000"; line 14, by striking out after the word "Philadelphia" the following: "500,000" and inserting in lieu thereof the following: "540,000"; line 15, by striking out after the word "Scranton" the following: "110,000" and inserting in lieu thereof the following: "120,000"; line 16, by striking out after the word "Erie" the following: "235,000" and inserting in lieu thereof the following: "248,000"; line 17, by striking out after the word "Hospital" the following: "27,000" and inserting in lieu thereof the following: "30,000"; line 19, by striking out after the word "Hospital" the following: "210,000" and inserting in lieu thereof the following: "220,000"; line 20, by striking out after the word "Hospital" the following: "92,000" and inserting in lieu thereof the following: "98,-000";

Page 7, line 1, by striking out after the word "Hospital" the following: "100,000" and inserting in lieu thereof the following: "108,000"; line 3, by striking out after the word "Philadelphia" the following: "700,000" and inserting in lieu thereof the following: "740,000"; line 5, by striking out after the word "Philadelphia" the following: "41,000" and inserting in lieu thereof the following: "40,000"; line 7, by striking out after the word "Association" the following: "8,000" and inserting in lieu thereof the following: "8,400"; line 9, by striking out all of line 9 as follows: "Lancaster Cleft Palate Clinic .....10,000"; line 12, by striking out after the word "Association" the following: "16,000" and inserting in lieu thereof the following: "12,000"; line 13, by striking out after the word "Hospital" the following: "10,000" and inserting in lieu thereof the following: "8,000"; line 14, by striking out after the word "Philadelphia" the following: "65,000" and inserting in lieu thereof the following: "80,000"; line 19; by striking out after the word "Bristol" the following: "50,000" and inserting in lieu thereof the following: "56,-000";

Page 8, line 1, by striking out after the word "Philadelphia" the following: "110,000" and inserting in lieu thereof the following: "124,000" line 3, by striking out after the word "Philadelphia" the following: "60,000" and inserting in lieu thereof the following: "68,000"; line 5, by striking out after the word "Hospital" the following:

"60,000" and inserting in lieu thereof the following: "68,000"; line 6, by striking out after the word "Monongahela" the following: "25,000" and inserting in lieu thereof the following: "26,000"; line 7, by striking out after the word "Everett" the following: "16,000" and inserting in lieu thereof the following: "17,000"; line 11, by striking out after the word "Philadelphia" the following: "250,000" and inserting in lieu thereof the following: "125,000"; line 14, by striking out after the word "Hospital" the following: "11,000" and inserting in lieu thereof the following: "12,000"; line 15, by striking out after the word "Peckville" the following: "64,000" and inserting in lieu thereof the following: "70,000"; line 16, by striking out after the word "Pottsville" the following: "96,000" and inserting in lieu thereof the following: "120,000"; line 17, by striking out after the word "Spangler" the following: "130,000" and inserting in lieu thereof the following: "110,000"; line 18, by striking out after the word "Pittsburgh" the following: "210,000" and inserting in lieu thereof the following: "220,000";

Page 9, line 1, by striking out after the word "Spring" the following: "52,000" and inserting in lieu thereof the following: "62,000"; line 2, by striking out after the word "Lansdale" the following: "6,000" and inserting in lieu thereof the following: "7,000"; line 3, by striking out after the word "Philadelphia" the following: "45,000" and inserting in lieu thereof the following: "50,000"; line 4, by striking out after the word "Philadelphia" the following: "70,000"' and inserting in lieu thereof the following: "66,000"; line 6, by striking out after the word "Rocks" the following: "38,000" and inserting in lieu thereof the following: "40,000"; line 7, by striking out after the word "Hospital" the following: "58,000" and inserting in lieu thereof the following: "70,000"; line 10, by striking out after the word "Sayre" the following: "245,000" and inserting in lieu thereof the following: "260,000"; line 11, by striking out after the word "Pittsburgh" the following: "70.000" and inserting in lieu thereof the following: "78,000"; line 13, by striking out after the word "Contributors" the following: "385,000" and inserting in lieu thereof the following: "415,000"; line 14, by striking out after the word "Hospital" the following: "35,000" and inserting in lieu thereof the following: "41,600"; line 16, by striking out after the word "Hospital" the following: "110,000" and inserting in lieu thereof the following: "116,000"; line 17, by striking out after the word "Hospital" the following: "5,000" and inserting in lieu thereof the following: "6,000"; line 19, by striking out after the word "Hospital" the following: "53,000" and inserting in lieu thereof the following: "66,000";

Page 10, line 3, by striking out after the word "Falls" the following: "52,000" and inserting in lieu thereof the following: "54,000"; line 6, by striking out after the word "Hospital" the following: "20,000" and inserting in lieu thereof the following: "29,400"; line 7, by striking out after the word "Hospital" the following: "95,000" and inserting in lieu thereof the following: "80,000"; line 9, by striking out after the word "Hospital" the following: "42,000" and inserting in lieu thereof the following: "47,000"; line 10, by striking out after the word "Pittsburgh" the following: "150,000" and inserting in lieu thereof the following: "170,000"; line 11, by striking out after the word "Hospital" the following: "98,000" and inserting in lieu thereof the following: "116,000"; line 12, by striking out after the word "Hospital" the following: "70,000" and inserting in lieu thereof the following: "72,000"; line 14, by striking out after the word "Meadville" the following: "72,000" and inserting in lieu thereof the following: "74,000"; line 15, by striking out after the word "Philadelphia" the following: "170,000" and inserting in lieu thereof the following: "188,000"; line 16, by striking out after the word "Pittsburgh" the following: "350,000" and inserting in lieu thereof the following: "378,000"; line 17, by striking out after the word "Pittsburgh" the following: "78,0000" and inserting in lieu thereof the following: "82,000"; line 18, by striking out after the word "Carbondale" the following: "87,000" and inserting in lieu thereof the following: "80,000"; line 19, by striking out after the word "Reading" the following: "114,000" and inserting in lieu thereof the following: "118,000"; line 20, by striking out after the word "Bethlehem" the following: "240,000" and inserting in lieu thereof the following: "270,000."

Page 11, line 1, by striking out after the word "Philadelphia" the following: "105,000" and inserting in lieu thereof the following: "120,000"; line 2, by striking out after the word "Erie" the following: "260,000" and inserting in lieu thereof the following: "266,000"; line 3, by striking out after the word "Philadelphia" the following: "20,000" and inserting in lieu thereof the following: "22,000"; line 4, by striking out after the word "Pittsburgh" the following: "32,000" and inserting in lieu thereof the following: "38,000"; line 6, by striking out after the word "Taylor" the following: "100,000" and inserting in lieu thereof the following: "84,000"; line 7, by striking out after the word "Park" the following: "20,000" and inserting in lieu thereof the following: "28,000"; line 8, by striking out after the word "Philadelphia" the following: "650,000" and inserting in lieu thereof the following: "680,000"; line 10, by striking out after the word "Meshoppen" the following: "9,000" and inserting in lieu thereof the following: "11,000"; line 11, by striking out after the word "Hospital" the following: "10,000" and inserting in lieu thereof the following: "20,000"; line 13, by striking out after the word "Philadelphia" the following: "550,000" and inserting in lieu thereof the following: "560,000"; line 15, by striking out after the word "Philadelphia" the following: "275,000" and inserting in lieu thereof the following: "280,000"; line 16, by striking out after the word "Gettysburg" the following: "28,000" and inserting in lieu thereof the following: "32,000"; line 17, by striking out after the word "Hospital" the following: "50,000" and inserting in lieu thereof the following: "66,000"; line 19, by striking out after the word "Honesdale" the following: "20,000" and inserting in lieu thereof the following: "24,400."

Page 12, line 1, by striking out after the word "Hospital" the following: "28,000" and inserting in lieu thereof the following: "34,000"; line 2, by striking out after the word "Pittsburgh" the following: "285,000" and inserting in lieu thereof the following: "300,000"; line 3, by striking out after the word "Scranton" the following: "112,000" and inserting in lieu thereof the following: "118,000"; line 5, by striking out after the word "Greensburg" the following: "125,000" and inserting in lieu thereof the following: "136,000"; line 7, by striking out after the word "Hospital" the following: "240,000" and inserting in lieu thereof the following: "254,000"; line 8, by striking out after the word "Philadelphia" the following: "200,000" and inserting in lieu thereof the following: "230,000"; line 9, by striking out after the word "Philadelphia" the following: "96,000" and inserting in lieu thereof the following: "110,000"; line 11, by striking out after the word "Philadelphia" the following: "130,000" and inserting in lieu thereof the following: "140,000"; line 12, by striking out after the word "Wilkes-Barre" the following: "95,000" and inserting in lieu thereof the following: "116,000"; line 13, by striking out after the word "Hospital" the following: "275,000 250,000" and inserting in lieu thereof the following: "275,000"; line 15, by striking out after the word "Erie" the following: "95,000 76,000" and inserting in lieu thereof the following: "95,000"; line 16 by striking out all of Section 2 as follows:

"Section 2 Any unexpended balance of the appropriation as determined by the Department of the Auditor General shall be allocated by the Department of Welfare among the hospitals the amounts for which herein specified have not been sufficient to pay for the services rendered by them to persons entitled to free service in the proportion which the total amount to which each hospital is entitled under the formulae set forth in section one hereof and for which it has not been paid bears to the total of such amounts of all the hospitals that have not been paid in full The amount allocated to any hospital shall not be greater than the amount to which the hospital is entitled under the formulae set forth in section one All amounts so allocated shall be paid by the department to the hospitals entitled thereto in the manner prescribed by law."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2012.

An Act making an appropriation to the Department of Mines for expenses of supervising and administering the Anthracite Mine Drainage Program.

With the information that the Senate has passed the same with amendments, is which the concurrence of the House of Representatives is requested.

The SPEAKER. The Cerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 2, line 9 by striking out after the word "of" the words and figures "one hundred thousand dollars ($100,000)" and inserting in lieu thereof the words and figures "fifty thousand dollars ($50,000)."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1649.

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

With the information that the Senate has passed the same with amendments, is which the concurrence of the House of Representatives is requested.

The SPEAKER. The Cerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words and figures "eight hundred fifty-six thousand dollars ($856,000)" and inserting in lieu thereof the words and figures "eight hundred twenty-five thousand dollars ($825,000)."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the tabe.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1661.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Point Park in Pittsburgh

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words and figures "one million dollars ($1,000,000) and inserting in lieu thereof the words and figures "five hundred thousand dollars ($500,000)."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1662.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words and figures "one million dollars ($1,000,000)" and inserting in lieu thereof the words and figures "five hundred thousand dollars ($500,000)."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL NON-CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has non concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 999.

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor the controller councilmen and appointed officers in cities of the second class A

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

COMMITTEE MEETINGS

ELECTIONS AND APPORTIONMENT, Mr. Lopresti, Chairman, Room 329, Wednesday, May 9, at 11:30 a. m.

JUDICIARY, Mr. Lopresti, Chairman, Room 520, Wednesday, May 9, at 10:00 a. m.

MILITARY AFFAIRS, Mr. Needham, Chairman, Room 323, Wednesday, May 9, at 1:45 p. m.

All times are Daylight Saving Time.

ADJOURNMENT

Mr. LUTTY. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 9, 1956, at 12:00 o'clock noon, Eastern Standard Time.

The motion was agreed to, and (at 6:56 p. m., Eastern Standard Time), the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., WEDNESDAY, MAY 9, 1956. No. 178.

SENATE

WEDNESDAY, May 9, 1956.

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, Who opens Thine hand and satisfies the desire of every living thing, Thou hast given us much of the material things of this life. We pray that Thou wilt give us sufficient wisdom and understanding that we may know what to do that is right and then the determination to do it in Thy Holy Name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. HARNEY, further reading was dispensed with, and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 981, PRINTER'S No. 657

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 8, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 981, Printer's No. 657, entitled "An Act amending the act of June 24, 1895 (P. L. 212) entitled 'An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments' and its supplement of May 5, 1899 (P. L. 248) changing the jurisdiction of the Superior Court."

GEORGE M. LEADER.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE BOARD OF TRUSTEES OF RETREAT STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 8, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Retreat State Hospital, for the term of four years, and until their successors are appointed and qualified:

Paul McNelis, 145 South Pine Street, Hazleton, Luzerne County, vice Dr. L. C. Rummage, Nanticoke, resigned.

Frank McCann, 27 South Main Street, Ashley, Luzerne County, vice D. Leonard Corgan, Kingston, resigned.

Bowman Curwood, 18 East Union Street, Shickshinny, Luzerne County, vice Albert Wasley, Plymouth, resigned.

George M. Ichter, 61 Manhattan Street, Ashley, Luzerne County, from June 30, 1954, for the term of four years, and until his successor is appointed and qualified.

Chester J. Korpusik, 230 Main Street, Duryea, Luzerne County, vice Charles A. Malpass, Forty-Fort, resigned.

John Mondlak, 25 Thompson Street, Port Griffith, Pittston, Luzerne County, vice Joseph W. Shergalis, Wilkes-Barre, removed from office.

Andrew Sagola, 421 East River Street, Plymouth, Luzerne County, vice Loren E. Ostrander, Kingston, resigned.

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 1065

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 1065, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1065

Mr. MAHANY. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 1065, and that a Committee of Conference on the part of the Senate be appointed.

Mr. SEYLER. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 1065

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. WAGNER, WOLFE and LANE, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 1065.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1311

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making appropriation out of the Motor License Fund.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1311

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

HOUSE BILL No. 186, entitled:

An Act amending the "Anthracite Strip Mining Law" approved June 27, 1947 (P. L. 1095) changing security requirements and adding penalties.

which was committed to the Committee on Rules.

HOUSE BILL No. 583, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) *** providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes

which was committed to the Committee on Rules.

HOUSE BILL No. 584, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) by further providing for reimbursement by the Commonwealth to school districts and vocational school districts and harmonizing the language of existing amendments

Which was committed to the Committee on Rules.

HOUSE CONCURS IN SENATE BILL No. 316

He also returned to the Senate, Senate Bill No. 316, entitled:

An Act amending the "Optometrist's Licensure Law" * * * regulating the advertising of products used for ophthalmic purposes and providing penalties for violation thereof.

with the information that the House has passed the same without amendments.

SENATE BILL No. 590 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 590, entitled:

An Act amending the "Public School Code of 1949 * * *," authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 892, entitled:

An Act amending "The Third Class City Code ***" imposing duties on pension boards changing contributions and changing and clarifying certain allowances and benefits when employes are placed under social security

Senate Bill No. 895, entitled:

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" imposing duties on pension boards changing contributions and changing and clarifying benefits and allowances when employes are placed under social security.

Senate Bill No. 896, entitled:

An Act reenacting and amending the act of January 5, 1952 (P. L. 1833) entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's con-

tribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations" extending its provisions to include additional persons increasing contribution rates and providing for referenda and permitting modification of certain local retirement plans and making an additional appropriation

Senate Bill No. 944, entitled:

An Act amending "The Administrative Code of 1929" * * * requiring cotton fabrics used in State Institutions to be flame-proofed

Senate Bill No. 972, entitled:

An Act to amend the "Third Class City Code" * * *" by further regulating forests and watersheds

Senate Bill No. 1002, entitled:

An Act amending the act of January 8, 1952 (P. L. 1851) entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto" regulating bail for persons charged with commission of sex crimes.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 8

Mr. WADE. Mr. President, I submit the report of the Committee of Conference on House Bill No. 8, entitled:

An Act authorizing and directing the Department of Highways, with the approval of the Governor, to erect and maintain a bridge over the Ohio River in Beaver County, between a point in or near the borough of Midland on the west side of the Ohio River to a point in or near the borough of Shippingport on the opposite side of the Ohio River in the vicinity of the Shippingport Ferry, and to provide the necessary approaches and connections with State highways; empowering counties to pay certain damages; and making an appropriation.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1560

Mr. HARNEY. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania; conferring powers and imposing duties on the Department of Agriculture; and prescribing penalties.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1977

Mr. HARNEY. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials; imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1694

Mr. CHAPMAN. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1694, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

The PRESIDENT. The report will lie over for printing under the rules.

REPORTS FROM COMMITTEES

Mr. RUTH, from the Committee on Rules reported as committed, Senate Bill No. 1091, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes Retirement Law," authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

He also, from the Committee on Rules, reported as committed, House Bill No. 1948, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code," authorizing the reconveyance or disposition of real property acquired for certain designated purpose.

Mr. MAHANY, from the Committee on State Government, reported as committed, House Bill No. 1037, entitled:

An Act authorizing the Department of Property and Supplies to sell at public sale a plot of ground presently a part of acreage administered at the Polk State School Venango County Pennsylvania containing 1.25 acres more or less.

He also, from the Committee on State Government, reported as committed, Senate Bill No. 1042, entitled:

An Act amending the act of August 6, 1941 (P. L. 861), entitled "Pennsylvania Board of Parole Law," removing the ceiling on salaries of the secretary of the board and of district supervisiors.

PERMISSION TO ADDRESS SENATE

Mr. YOSKO asked and obtained unanimous consent to address the Senate.

Mr. YOSKO. Mr. President, under the liquor control laws and under the liquor license quota portion of it, the Liquor Board is bound by the Federal census in the issuance of the number of licenses in a municipality. At one time, as I understand it, if the population of a municipality increased after the Federal census was taken and a certification to that effect was submitted to the Liquor Control Board, the Liquor Control Board would accept the figures that were so certified and if the population increased to the extent that one or more licenses

could be granted under the quota system, such licenses were granted.

I understand that recently, however, the matter was taken to the Superior Court, and the Superior Court decided that the Liquor Board was bound by the Federal census. Therefore, under the present situation, which is prevalent in many, many communities in Pennsylvania where the population is increasing between the ten-year period that the Federal census is taken, the Board cannot accept a certification from the local officials on the increase in the population.

Mr. President, I am, therefore, submitting this bill which would authorize the Board to accept such a certification in between the ten-year periods that the Federal census is taken. I think this is important, Mr. President, so that the Liquor Board can comply in spirit and in fact with the quota license law. In a great many municipalities, as I said before, the population is increasing to the extent where some municipalities are entitled to more liquior licenses than are now allocated to them.

I trust we will get speedy action on this bill so that the Liquor Board can meet the spirit of the law.

BILLS INTRODUCED AND REFERRED

Messrs. YOSKO and SCOTT read in place and presented to the Chair Senate Bill No. 1107, entitled:

An Act amending the act of April 12, 1951 (P. L. 90) entitled "Liquor Code" prescribing the method of determining population of municipalities for the purpose of limiting number of retail licenses.

Which was committed to the Committee on Rules.

Mr. SCOTT read in his place and presented to the Chair Senate Bill No. 1108, entitled:

An Act amending the act of June 24, 1939 (P. L. 872) entitled 'The Penal Code" permitting persons who are the lowest responsible bidder among competitive bidders to sell supplies to State-aided institutions of which they are an officer or member of the board of managers.

Which was committed to the Committee on Rules.

PETITIONS AND REMONSTRANCES

Mr. MAHANY. Mr. President, when an automobile dealer attempts to sell a car to a prospective customer, he sometimes puffs up his sales talk and makes it sound as though his is the only car that is of any value on the road. In the law and in the trade, we call that "trade puffing." It is something which you sometimes cannnot sue on and recover, because they figure that everybody in the trade has the right to gild the lily a little bit. However, Mr. President, when I read the account of the speech made by Governor Leader at Easton last night, I wondered if he had not carried this theory of trade puffing just a little bit too far.

Mr. President, the Governor said that despite Republican political maneuvering, the Democratic Administration has been successful in its efforts to help Pennsylvania's people. He did not tell his audience that without cooperation from the Republican Majority in the Senate, it would have been impossible for him to have helped anybody, regardless of whether he wanted to or whether he did not. All of the legislation, to which the Governor points with pride, definitely had to have the cooperation of the Republican Members of the Senate or it would not have been passed and gotten on his desk. We feel just as proud as he does of the Wokmen's Compensation Act amendments, the Unemployment Compensation Act amendments and the various other labor legislation which we have passed, together with other worthwhile legislation that we have helped to pass during this Session and which has been laid on his desk.

However, in no place in the Governor's speech does he give any credit of any kind whatsoever to the Republican Majority of the Senate in legislating these bills. He heaps abuse upon us at every turn. He says that the Administration was blocked in its efforts, at every turn, by Republican political maneuvering and partisan chicanery. He also said that the Democratic Administration has brought new industries to the Commonwealth and has set up special training programs in our schools for handicapped children. Mr. President, we did that during Republican Administrations for many years. We have been cognizant of the fact that we should do that. He took up where the Republican Administrations left off. If he added a great deal to the program that was already on the books, we feel that the Republicans in the Senate and in the House aided him in that effort.

The Governor said in his speech that the goals in the Republican Party have been to make "this the longest and most laborious legislative Session in the history of the Commonwealth, to keep the State bogged down in financial morass and to gag the people of Pennsylvania with another sales tax." We plead guilty not of gagging the people of Pennsylvania with another sales tax, but giving the people of Pennsylvania what we thought was a tax program that the majority of them wanted, and to keep from being placed upon the backs of the people of Pennsylvania a socialistic income tax program which the Governor espoused.

As far as continuing this Session for these many months is concerned, Mr. President, I do not think we can plead guilty to that. Certainly, the Governor took a long, long while in getting his first tax program through the House. I think we received it in the Senate toward he end of July. Usually, we are out of the halls of the Capitol at that time of year. Very few Sessions have lasted beyond the end of July. I think only one in the history of Pennsylvania lasted longer and that was the 1951 Session, which lasted beyond the end of July in the year in which it started.

Mr. President, we received the classified income tax program over here and we gave it speedy action. In fact, we wanted to act upon it with such speed that the Speaker of the House who is a Democrat, was fearful of giving it to us because he was afraid we were going to act on it too fast. He held it up on us for about a week and, finally we got it and we acted upon it within three or four days from the time we received it. We defeated it, as we said we would. Then, it should have been very evident to His Majesty—or, as he is called in Mr. Cummings column, "His Unserene Highness"—that the only tax program he was going to get through was one which the Republican Majority in the Senate would go along with. However, he continued talking against the sales tax after we had told him that we would go along with the sales tax. He then kept saying that he would veto a sales tax and there was no use in putting it through. Therefore, the Governor kept the House from passing a sales

tax. He then came up with another brain child called the manufacturers' excise tax, which did not take very long to get through the House. It came over here and we acted upon that with great speed and celerity. We defeated that program after we had heard from people all over the State of Pennsylvania as to what that tax would do to them, that it would drive industry out of the State, and we defeated that program. One would have thought, by that time, that certainly the Governor would have decided that it was high time that he should bow to the inevitable and say, "Well, I tried not to have a sales tax, but it looks as though I have no alternative." However, he sulked in his tent for months and, in the meantime, we lost all of this money that should have been coming into the coffers of the State by way of a sales tax. He left the other one expire and would not allow it to be re-enacted.

They talk about how much money will be lost by the stamp plan, but if he had the sales tax on the books at the time the other one expired, we would not now be in a position where we have to cut down on a great many worthwhile projects. We would have been able to give many of these people, these institutions and various other projects the extra money that they want. However, as I told someone this morning, a gentleman from Philadelphia who came up pleading for more money for his pet project, I said, "Mr., we have been like a man who has been unemployed for some years, or some months, and who has now gotten a new job. As soon as he gets the job, you cannot expect him to start paying off everything as he formerly did and keep up with the same standard and add more to it. He must retrench for awhile until he can get back to normalcy." That is what we are faced with.

I think the Governor should be a little bit more realistic. He should surely give credit where credit is due. Lots of people have said that Secretary of Labor and Industry, John Torquato, is a ruthless politician and so forth. However, I will say this about John Torquato. I say he is a politician and perhaps a good one. He has produced some results. I would say that even John Torquato, in his speech when he dedicated the new Labor and Industry Building, gave some credit to his predecessor, a Republican by the name of Secretary Walker. He said that Secretary Walker had made some good plans for this building and he gave much credit to his predecessor. I would say to the Secretary of Labor and Industry, John Torquato, that my hat is off to him in the regard that, at least, he was a big enough man to give some credit where credit was due. However, it seems that Governor Leader is not that big. He has to heap abuse on everybody that does not see eye to eye with him. He gives no credit to anybody for the things that he points to with pride. All he wants to do is to make a lot of political speeches which do not ring true.

Mr. President, I have been working night and day, together with many of my Republican and Democratic colleagues in both the House and the Senate, in trying to work out a program. It does not do our efforts any good for the Governor to make this type of speech. For instance, this morning, in my office, we had many Republican Senators and Republican House Members, we had Democratic Senators and we had Democratic House Members, including the Speaker of the House, the Majority Leader of the House and the Minority Leader of the House, the Majority Leader of the Senate and the Minority Leader of the Senate in attendance. We worked for over two hours to try to work out a satisfactory program so that we might adjourn this Session of the Legislature in the foreseeable future. I think we accomplished a great deal. I certainly regret the fact that the Governor does not seem to want to go along with our attempts to get some cooperation.

If the Governor wants to look at the record, he will find that we have been trying to get out of here for some months or, at least, for some weeks. We considered putting in an Adjournment Sine Die Resolution in March. According to the History, we adopted a Sine Die Adjournment Resolution on March 20th in the Senate. It was sent over to the House and it has been on the table ever since that time. With that particular resolution, we tried to adjourn by the sixth day of April. We also adopted another Since Die Resolution and that has laid on the table over in the House. How can the Governor of the Commonwealth of Pennsylvania, who is supposed to know a little something, possibly accuse the Republican Majority in the Senate for holding up this Session of the Legislature?

Mr. President, I want to tell the Governor and everybody in Pennsylvania that no Governor in the history of Pennsylvania has had any more cooperation from the Republicans than what the present Governor of Pennsylvania has received. Nobody has had more cooperation from the opposite party than he has. We have worked night and day to try to make him see some light. We have worked night and day in order to satisfactorily conclude the affairs facing this Session of the Legislature.

I did want to read an editorial from yesterday's Evening News. It is quite lengthy and I would like to have it printed in the record. It is a very factual editorial, which points out the problems which face us in relation to education. Sometimes I criticize editorials in the various papers, but here is one that I think is written by a person who really knew what he was talking about. The writer of this editorial says we are not only faced with present problems, but we are going to be faced with future problems in relation to education.

I just want to read the last part of this editorial, as follows:

"Pennsylvanians, when it comes to their schools, are face to face with an old reality that has been around as long as the human race. It's this:

"They can't eat their cake and have it, too.

"And they can't get something for nothing."

Mr. President, I want to put that in the record as an appendix to my remarks, and I want to close by pleading with the Governor of Pennsylvania to at least get the facts before he makes these trade puffing remarks of his when he comes to addressing the various groups throughout the State of Pennsylvania.

The PRESIDENT. Does the Senator from Crawford, Mr. Mahany, wish to make the complete editorial a part of his remarks?

Mr. MAHANY. I do, Mr. President.

The PRESIDENT. The Senator from Crawford, Mr. Mahany, asks that the editorial, a portion of which he just read, be made a part of his remarks. Is there objection?

Mr. DENT. Mr. President, is it an editorial from a recognized newspaper of good or bad repute?

Mr. MAHANY. Well, it is in good repute today, Senator.

Mr. DENT. Mr. President, I want to make sure it comes from a paper of good repute, although we know that changes daily here in the Senate.

The PRESIDENT. The Chair hears no objection, and the editorial will be spread upon the Legislative Journal as a part of the remarks of the Senator from Crawford, Mr. Mahany.

FRILLS, FROTH, TAXES AND YOUR LOCAL SCHOOLS

Get any group of average Pennsylvanians together, start up an argument on the ever-increasing problems of public education and, sooner or later, one of them will express this angry opinion:

"I know the schools need more money. I know they're overcrowded. I know they need more teachers, and I'd like to see the teachers get more money. But tell me, if the schools are in such a jam, why don't they cut out a lot of the expensive frills and froth and get back to the plain, old-fashioned essentials? Why do they have to have great big football stadiums Why does every single school have to have its very own, refusing to join with other schools in its area in building and using just one? And those expensive gymnasiums which will seat a thousand or a couple of thousand! Why do they have to have such fancy auditoriums? Why do they have to have such things as classes in ukulele playing, when some of their essential classes are so big, the teacher is overwhelmed? And why do they have to pour all the time, effort and money into so many extracurricular activities, both during school hours and after, when they are having such a struggle to make ends meet?"

A month ago, during a panel discussion in the skyrocketing needs and costs of schools, a Pennsylvania editor fired a question just like this at Dr. John R. Rackley, a top official in the U.S. Department of Education.

Define what is "frill" and what is "froth," Dr. Rackley answered and you'll get a real argument going in any school district. "What is froth and frill? What is froth to one person is a way of living to another."

What are you saying to yourself right now? Something like this: "What would you expect an educator to say? Naturally he'd try and justify all of this stuff!"

* * *

Take a look at what happened in St. Paul, Minn., last week.

The St. Paul School District has run out of money. St. Paul will need 169 new teachers at the start of next fall's term, to fill vacancies of teachers who are leaving and to take care of new hundreds of children who will come flooding into the school system. So far, it has been able to find only 25. New graduating teachers, school officials say, all give the same answer: They have their choice of jobs at higher starting salaries elsewhere. One of the "elsewheres" is just a stone's throw away in neighboring Minneapolis.

To raise teacher salaries $50 a month to get even with the "elsewheres," the St. Paul School Board announced that effective with the 1956-57 school year, it is discontinuing high school athletics, dropping all extra-curricular activities such as drama, debating, school publications and choral groups, eliminating all "frill" subjects to teach only the essential courses and ending all free use of school buildings by outside groups.

St. Paul got into its desperate financial situation because only the week before, in a special election, St. Paul's taxpayers defeated proposals to allow their school district to increase its tax levies and borrow $1 million.

* * *

Are St. Paul's parents and taxpayers satisfied with their School Board's decision on bare essentials and no more "frills and froth?"

Not so you could notice it!

They are organizing committees of protest. They are demanding reconsideration. They are threatening to take their sons and daughters out of public schools and transfer them into parochial and private schools.

St. Paul's teachers, in formal meeting, have come out for retention of the present school program, plus the salary increases. They propose to force the issue by running the schools until the money runs out, then closing them.

* * *

We'll hazard this opinion:

The parents and taxpayers in most Pennsylvania school districts are no different in attitude than those of St. Paul.

They're grumbling and groaning about high local school taxes and the walloping tax load at the State level, because the State is financing one-half of the costs of their local schools.

The sales tax, from which much of this multi-million-dollar financing now comes, today stands at the maximum rate of 3 per cent (only one of the 32 other sales tax States has a higher rate, and it is 3¼ per cent.) It should be as plain as the nose on anyone's face that with higher State spending for schools pledged for the future, by 1960 at the latest there will have to be an income tax, too.

Yet Pennsylvanians and their politicians in both parties continue a wild and ripping controversy over the sales tax vs. the income tax.

There's an alternate: Move the tax load back onto the local districts. Answer this question: How many Pennsylvania voters would ballot for the soaring local school taxes to make up the difference? Two years ago, when Pittsburgh was in a situation approaching that of St. Paul, Pittsburgh's voters overwhelmed a special question on allowing a tax incerase, 4 to 1.

Answer this question, too: How many parents and taxpayers in the various districts would stand still if the "frills" and "froth," now available for their children, were eliminated?

Pennsylvanians, when it comes to their schools, are face to face with an old reality that has been around as long as the human race. It's this:

They can't eat their cake and have it, too.

And they can't get something for nothing.

Mr. LANE. Mr. President, I am quite confident now that we are about to adjourn sine die, because the Republican Party seems to be hurt that a Democratic Governor has not heaped praise upon them.

It seems to me that we are now in the stage where we point with pride and view with alarm, as John Walker used to say. I think the Senator is trying to

point with pride and he is viewing with alarm what the Governor said the other night. Actually, I do believe that the Governor of Pennsylvania told the people the facts. I said on this floor many, many times that the Republican Party started to filibuster the first Monday of January of last year here in the Senate. All they wanted to do was obstruct all the way down the line until they threw us into a heavy deficit. The Republican Party knows that this is the case today. They are upping appropriations and you are voting for everything which will cost us money, with the idea of telling the people of Pennsylvania, "Well, the Democrats were in Session for a year and a half, and they do not know how to run Pennsylvania and are ending up with a deficit."

Mr. President, in all my experience in local and State government, I have never heard any leading Republican praise the Democratic Party. As a matter of fact, I remember, under the Administration of Senator Duff, that he teed off one time in Pittsburgh and took all the Democrats apart and it was the Democrats who actually saved his program, because over on the Republican side it was divided. We stood up and fought for Duff's program and all we received was abuse. The same thing happened under Governor Fine. You fellows over there started fighting with Governor Fine right down the line as soon as he took office, and what happened? We tried to help him and we were again abused. Now you are crying because Governor Leader is telling the actual truth. I am glad he made that speech because I believe that maybe you fellows will get on the ball, at least at the next Session of the Legislature.

The Republicans talk about the sine die resolutions on adjournment. That was just so much publicity because the Republicans knew we could not adjourn. They wanted to let the people know that they were willing to get out of Harrisburg, but they knew very well we could not adjourn because we had not completed our job. You fellows on the other side have defeated a number of tax programs and at the last minute, you came up with a sales tax. You did that deliberately to embarrass the Governor. We know that and I have heard Republicans back home say, "Well, Leader was against the one per cent sales tax and now he has a three per cent sales tax." However, the people forget that it was the Republican Majority here in the Senate who were responsible for that sales tax.

You talk about your labor legislation. You fellows knew very well that you had to go along because you were in trouble and were looking for votes. Sure, you went along with the labor legislation, but not because you wanted to in your hearts. You went along with it because you had to, because you are trying to take over this State again. If you keep on, you will be out of office for the next twenty years.

Mr. YOSKO. Mr. President, I was at that dinner last night and I heard the Governor's speech. Frankly, I think he was mild. I think he could have made a more vicious speech, if Senator Mahany calls the one made last night a vicious one. I believe that everything the Governor said was the absolute truth.

First, Mr. President, the Governor said that the Republicans had two aims when this Session began. I said that very same thing in the floor of the Senate before. The first aim was to keep us in Session for a period longer than the previous record, and the Governor said that the Republicans, through obstructionism here in the Senate, accomplished that end. The Governor then said that instead of giving the people a tax program based on ability to pay, the Republicans carried out their other aim, and that was to stuff a sales tax down the peoples' throats. That, too, is a fact. It is also a fact that the Republicans not only stuffed a sales tax down the peoples' throats, but the stamp plan which accompanies it which will cost the people an unnecessary amount of money, between $10,000,000 and $12,000,000 that could be saved and used for other purposes. The Stamp plan the Republicans are forcing upon the people of this State, and probably trying to force upon the Governor of this State, is a plan that not one single State having a sales tax in the United States uses and the only State that does use the stamp plan is trying to get rid of it.

Although I never said this to the Governor, if I were to discuss that factor with him, I would advise him that if the amended sales tax bill goes over on his desk with the stamp plan in it, to veto the bill because I do not think we should saddle the people with a cumbersome stamp plan that nobody in the Nation wants. As I said before, the one state that has the stamp plan has been trying to get rid of it. As a matter of fact, officials from that State came here to Pennsylvania and warned Members of this Legislature not to take the stamp plan because it is not workable, feasible, efficient and it is too costly.

Mr. President, I am not going to review what Senator Lane already said about the tax program. However, we could have been out of here last September if the Republican Majority in the Senate would have taken either one of the two tax programs which the Governor submitted, the first being the income tax based on ability to pay and the other being the excise tax.

The Governor also said in his speech that labor was given benefits to which it was entitled in the form of unemployment compensation increases, workmen's compensation increases and a liberalization of the occupational disease laws. What the Governor said was that the Republican Majority in the Senate was reluctant to pass those bills, but because of public sentiment created by the labor groups it became necessary to build a fire under the Republican Majority here in the Senate and compel them to go along with that labor legislation.

Mr. President, the Governor talked about the benefits that the mentally retarded children have derived from legislation passed during this Session and told the gathering there that for the first time in the history of Pennsylvania, every child of school age will have an opportunity to step into our public schools. He said there were no second class citizens in Pennsylvania and that by depriving the mentally retarded of an opportunity for an education, this was making second class citizens out of them. He said that in order to get that legislation, it required another fire under the Republican Majority in the Senate because it was through editorials and through public spirited citizens and public spirited groups that created the enthusiasm and sentiment for that legislation, which finally helped it to be enacted into law.

Then the Governor talked about what we are trying to do with our mental institutions. He did not tell anything that was false about that problem. I have been

here since 1949 and I think I made at least a dozen speeches on the floor of this Senate, calling attention to conditions in our mental institutions. I said, time and time again, that our mental institutions were nothing but four walls where people were sent to die, where our people were given merely custodial care and that our mental institutions were not places of cure but purely places of confinement. That has been a fact and the Republicans did nothing about it except talk about the Duff mental health program, which was a fake and everybody knows it. What the Governor said was that the Secretary of Welfare was attempting to remedy that situation by making our institution places of cure instead of merely places of confinement. The Governor called attention to the fact that a $26,500,000 appropriation was pending and he hoped that the group he was talking to, plus all other public spirited citizens, would join together in calling upon everybody in the Legislature, including the Republican Majority in the Senate, to approve that appropriation in order that Secretary Shapiro could carry his program to a successful conclusion on behalf of the mentally ill.

Mr. President, I certainly saw nothing wrong or nothing false concerning the remarks that the Governor made last night. I think it is only fair that I stand here and defend those statements.

Mr. HALUSKA. Mr. President, last week, I rose in place and expressed my views pertaining to pending legislation affecting the teaching profession of our Commonwealth. My good friend, Senator Mahany, took the occasion to criticize me and stated that I was making political capital because I am supporting the schoolteachers of our Commonwealth. Again, on a number of occasions, Senator Mahany has risen in place and read into the record parts of my column which appears in a number of newspapers back in my county that I write. I told Senator Mahany, last week, that the next issue coming out would be a kindly one.

I have spoken kindly of Senator Mahany, Mr. President, and, therefore, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. HALUSKA. Senator Mahany, did you have occasion to read my column of last week in one of the Johnstown newspapers?

Mr. MAHANY. Not as yet, Senator Haluska. I have been quite busy on a lot of other matters. I am sorry, but I have not had a chance to read it as yet. However, I assure you that I will do so within the next twenty-four hours, especially if it has anything good to say about me.

Mr. HALUSKA. I wondered about it and have been somewhat disappointed, because on a number of occasions you have read into the record criticisms of my column. In this particular column, I spoke very kindly of you and your colleagues. Since you are somewhat peeved at the Governor, this would be the appropriate time to tell about one Democrat who paid homage to you people. I thought perhaps you might read that into the record.

Mr. MAHANY. Thank you, Senator Haluska. I have just sent for that very fine newspaper, called "The Johnstown Observer," to which you are a regular contributor. I expect to have it within the next five minutes. I will read it over and if it says as nice things as you say it does, I will be happy to put your column in the record.

Mr. HALUSKA. Thank you.

Mr. SCHMIDT. Mr. President and Members of the Senate, approximately nine months ago this Body, together with the Members of the House, did honor to one Jonas Salk, the man who discovered the cure for polio. At that time, all of us were so enthused about this man, particularly because of the fact that he was a Pennsylvanian and affiliated with a Pennsylvania medicl school, that our generosity was unbounded and we were prepared to make all types of contributions toward the polio vaccine foundation and the University of Pittsburgh.

On September 12, 1955 in the House, House Bill No. 1787 was introduced. It was introduced by Doctor Sarraf, a Democrat, and Representative Haudenshield, a Republican. That bill proposed to set up a seat of preventive medicine at the University of Pittsburgh, and the Commonwealth of Pennsylvania was going to contribute the sum of $50,000 for the biennium in order that we might subsidize such a seat of medicine. In the original draft of the bill, it was to be in honor of Doctor Salk, although his name was not mentioned. Doctor Salk is a very retiring sort of gentleman and he did not care to have his name known as part of the seat of preventive medicine and, therefore, the bill was amended making this seat to be known as the Commonwealth's Professorship of Preventive Medicine, to be filled by a member of the medical profession who, in the opinion of the Trustees of the University of Pittsburgh, has done the most for preventive medicine.

Mr. President, as I stated, that bill was introduced on September 12th, in the House, and was finally passed on September 28th, sixteen days later, by a vote of 208-0. That bill came over to the Senate and on October 5, 1955, it was referred to the Committee on Appropriations. That was seven months ago, and this bill still remains in committee.

I would like to know from the Members of the Senate whether or not it was just a gesture on paper to Doctor Jonas Salk or whether we, of the Commonwealth of Pennsylvania, desire to honor this gentleman for the marvelous contribution he has made to humanity and whether we, in Pennsylvania, intend to establish such a chair and provide a $50,000 biennial appropriation for such a professorship.

I think it is money that would be well spent and should be spent, not only as a token of respect to Doctor Salk, whom I feel will be chosen as the professor, but to the work that he and his staff have accomplished.

Therefore, Mr. President, I ask the Members of the Senate to prevail upon the Committee on Appropriations and let Senator Chapman know that we agree with this bill. I think that is all he wants to know. He wants to know that we want this bill and I think we do want it. I think the bill should come out and that it should be passed before this Senate adjourns, which I understand will happen in the very near future. I ask you all to join with me in requesting that the Committee on Appropriations reports this bill out so that we may have a seat of preventive medicine at the University of Pittsburgh.

Mr. MAHANY. Mr. President and Members of the Senate, I have just had the first opportunity of reading a very fine column written in the Johnstown Observer, under date of Thursday, May 3, 1956. I note that this newspaper was formerly owned and operated by the Speaker of the House, Hiram Andrews. I have been getting it for the last couple of years. I got acquainted with the editor of the newspaper, Mr. Martin, when I was up in Johnstown about a year ago. I found him to be a very fine man, a man who is interested in his community, and a very worth-while citizen. I do not even know what his politics are, but when I talked to him, he talked like a statesman and I am very proud of my friendship with Mr. Martin.

I also note that Senator Haluska writes regularly for this very fine newspaper. I also want to add that I am a paying subscriber. The newspaper is not sent to me free of charge; I send a check for this subscription. I am always pleased to read Senator Haluska's column; that is how I keep up with him.

Mr. President, I am just going to read the last couple of paragraphs in Senator Haluska's column because it does bring in Senator Dent. I read as follows:

"A number of the Senators, of which I am one, have definitely made up their minds that they shall press for a $200.00 increment payable in the next two years commencing as of September of this year. These two increments will not be a bonus but a permanent increase in addition to the mandated increments that the teachers shall receive for the corresponding years. That much I feel definitely will be accomplished which in reality is a great break for the teaching profession.

"However, in addition to that part of the program, Senator Dent and myself are spearheading a drive to give the teachers a bonus for the present school year. We have been pressing for a $200.00 bonus for this year but probably we will have to settle for less but we feel strongly about our position and are ready to go to war if need be to accomplish our point.

"The position held by Senator Dent of Westmoreland County, the Democratic Floor Leader, my position as Democratic Senate Caucus Chairman, Hiram G. Andrews, as Speaker of the House of Representatives, Representatives, Lopresti, Rovansek, and Farabaugh as highranking members in the General Assembly, is going to pay great dividends to the teaching profession of this Commonwealth."

I have read a couple of paragraphs and Senator Haluska still has not caught up with me.

"Together we play a major part in molding Pennsylvania's future and the people of Cambria County should be justly proud we hold that position on Capitol Hill." Now, we get down to me.

"Now please remember we do not discredit the positions of other at the State Capitotl. Republican Floor Leader, Senator Mahany from Titusville, also feels strongly about our position and many of his colleagues under his leadership I predict will link arms with us to accomplish our point. In other words, partisan politics will play no part in this great battle. It must be a meeting of minds and determination to win if the school teachers are to get the program as outlined—above and this we hope to do."

Mr. President, I am glad that Senator Haluska, and Senator Dent and the rest of us are going to work for this program and go to war. Senator Haluska might have to get his battle armor on before long. I understand that the schoolteachers' bill is coming over from the House and it is going to be referred to the Rules Committee, if it has not already been done. We are going to report the bill out today. It is going to have First Reading today, Second Reading tomorrow and on Friday we are going to pass it finally just as it came from the House. We are going to do this not only for the teachers of Pennsylvania, but also as a little birthday present to Senator Haluska. I understand this is his birthday and we congratulate him and hope that he has many, many more years of prosperity and success. We hope that the good people of Cambria County—I do not want to put in any plug for him. I noticed that he put enough plugs in this article for himself. I would suggest that Senator Haluska run this column again just before Election Day of this year.

As a little birthday present to Senator Haluska, I would ask unanimous consent to have this entire column, entitled, "As I See It," by State Senator John J. Haluska, printed in the Legislative Journal.

The PRESIDENT. At the request of the gentleman from Crawford, Mr. Mahany, this newspaper article will be spread upon the Legislative Journal.

AS I SEE IT

By STATE SENATOR JOHN J. HALUSKA

Predicts Teachers Will Get Pay Increase

This week's article was released just as we left for the state capitol Monday morning to renew our fight in the legislative halls pertaining to the financial condition of our Commonwealth. The legislature was recessed during the past week for the purpose of permitting candidates to go back home and get acquainted with their constituents and be able to cast their vote at the recent primaries. We hope that the final touches to this session will not be far away and if the legislature gets down to hard work we should be able to adjourn since die by June 1st, but the work they have before them just makes one shudder.

First, something must be done immediately to give the state-aided hospitals money for services rendered which is now long past-due. This is a must and action must be taken this week. Then we have the universities and public institutions who are waiting for their appropriations, but their case is somewhat less important than that of the hospitals. Then, the issue of passing legislation pertaining to the teaching profession is most important and paramount.

There is no question that something must be done to give our educators a half decent break and in this respect I wish to assure the teachers of the Commonwealth of Pennsylvania that I personally shall leave nothing undone and will be satisfied to remain in session an additional month if that will bring about satisfactory results. Regardless of what the daily papers have stated pertaining to the doors being closed on any additional help to the school teachers, I now make this prediction—that before we adjourn the minimum for the school teachers will be raised to $3,000.00 and the maximum will be increased to $5,200.00 and then in the 1957 session, it is the intent of the legislators to raise the minimum to $3,400 and the maximum to $5,600.00. That is the pattern set on that phase of the program.

A number of the Senators of which I am one have definitely made up their minds that they shall press for a $200.00 increment payable in the next two years commencing as of September of this year. These two increments will not be a bonus but a permanent increase in addition to the mandated increments that the teachers shall receive for the corresponding years. That much I feel definitely will be accomplished which in reality is a great break for the teaching profession.

However, in addition to that part of the program, Senator Dent and myself are spearheading a drive to give the teachers a bonus for the present school year. We have been pressing for a $200.00 bonus for this year but probably we will have to settle for less but we feel strongly about our position and are ready to go to war if need be to accomplish our point.

The position held by Senator Dent of Westmoreland County the Democratic Floor Leader, my position as Democratic Senate Caucus Chairman, Hiram G. Andrews as Speaker of the House of Representatives, Representatives Lopresti, Rovansek, and Farabaugh as high-ranking members in the General Assembly are going to pay great dividends to the teaching profession of this Commonwealth. Together we play a major part in molding Pennsylvania's future and the people of Cambria County should be justly proud we hold that position on Capitol Hill.

Now please remember we do not discredit the positions of others at the State Capitol. Republican Floor Leader, Senator Mahany from Titusville also feels strongly about our position and many of his colleagues under his leadership I predict will link arms with us to accomplish our point. In other words, partisan politics wlil play no part iin this great battle. It must be a meeting of minds and determination to win if the school teachers are to get the program as outlined—above and this we hope to do.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, I had the privilege and signal pleasure to appear today as a guest at a meeting of the Committee on Rules. I got a genuine thrill when I saw those omnipotent Members of the Senate sitting there in judgment. Here, therefore, is more grist for their mills. It surprises me that for seventeen months we have searched everything. I hardly believe there is a subject which escaped our attention and our searching eye. However, there is one field which is a challenging field and, in my humble opinion, requires a timely study and that is the Blue Cross and the Blue Shield. It is about time that somebody makes an evaluation of the relationship of the benefits which the people derive from the Blue Cross and the Blue Shield and what is paid into those funds.

It seems to me that somewhere in this entire picture there is what we call in latin a lacuna, a gap, pertaining to disaster insurance. Sometimes when disaster insurance strikes, the Blue Cross and the Blue Shield are not there. They accomplish this by certain devious calculations.

Therefore, Mr. President, in order to cope with the situation and to be ready at the opening of the next Session with adequate legislation, I am presenting this resolution on behalf of Senator Chapman, Senator Lane and myself and I hope that it merits immediate adoption.

SENATE CONCURRENT RESOLUTIONS

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO INVESTIGATE THE RATES AND BENEFITS OF BLUE CROSS AND BLUE SHIELD PLANS IN PENNSYLVANIA

Messrs. STIEFEL, CHAPMAN and LANE offered the following resolution, which was twice read as follows:

In the Senate, May 9, 1956.

Whereas, In recent years, socialized medicine has been the subject of much discussion and considerable controversy; and

Whereas, Members of the medical profession have decried the institution of governmental programs which they believe to be moves in the direction of socialized medicine and have urged the public to give its support to private plans for health insurance coverage; and

Whereas, The Blue Cross and Blue Shield group coverage programs for hospitalization and medical and surgical insurance have grown tremendously over the years since their inception; and

Whereas, The nonprofit Blue Cross and Blue Shield plans throughout the Commonwealth annually receive millions of dollars in subscription payments from Pennsylvania citizens; and

Whereas, Benefits and rates under Blue Cross and Blue Shield plans have been adjusted from time to time, purportedly to permit these plans to provide the greatest possible coverage for the greatest number of subscribers in the face of a vastly increased demand for hospital care and medical and surgical treatment; therefore be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission be directed to investigate the rates and benefits of Blue Cross and Blue Shield plans in Pennsylvania to determine if an equitable relationship exists between subscription payments and benefits, and report its findings to the next regular session of the General Assembly.

RULE 39 SUSPENDED

Mr. STIEFEL. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RECALLING SENATE BILL No. 893 FROM THE GOVERNOR

Mr. LANE offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 9, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 893, Printer's No. 599, entitled "An act amending the act of July 18, 1917 (P. L. 1043) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds

imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' chang ing and clarifying benefit contributions and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursement from appropriations," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORTS FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, re-reported as amended, House Bill No. 1073, entitled:

An Act providing for the establishment of forestry conservation camps by the Department of Forests and Waters for the development and conservation of the forests of this Commonwealth and for the rehabilitation and training of male youth, giving additional powers to the Department of Welfare and making an appropriation.

He also, from the Committee on Appropriations, re-reported as committed, House Bill No. 1571, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929," changing the name of the Department of Mines to the Department of Mines and Mineral Industries and changing the title of the head of said department from Secretary of Mines to Secretary of Mines and Mineral Industries further providing that where the term "Department of Mines" or "Secretary of Mines" are used or referred to in any other law contract or document such term of reference shall be deemed to refer to and include respectively the terms "Department of Mines and Mineral Industries" and "Secretary of Mines and Mineral Industries" making an appropriation.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Execltive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

He also, from the Committee on Appropriations, reported as committed, House Bill No. 2084, entitled:

An Act making an appropriation to the Department of Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, I trust that the Republican controlled Senate will not be accused of delay when it comes to House Bill No. 583 and House Bill No. 584, which I am about to report from committee, because I have just had them here for about fifteen minutes. They were referred to the Committee on Rules earlier today, the Committee on Rules had a short meeting just a little while ago and we have decided to report both of these bills from committee.

REPORTS FROM COMMITTEE

Mr. MAHANY. Mr. President, I now ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on Rules, reported as committed, House Bill No. 583, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949," providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes.

He also, from the Committee on Rules, reported as amended, House Bill No. 584, entitled:

An Act to amend the act approved the 10th day of March 1949 (P. L. 30) entitled "Public Code of 1949," by further providing for reimbursement by the Commonwealth to school districts and vocational school districts and harmonizing the language of existing amendments.

CALENDAR

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 249

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 249, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051) entitled "Public Assistance Law" increasing monthly pension allowance and maximum income allowance crediting encumbrances in realty valuation and abolishing the sum of income and pension as a ceiling for pension receivable.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 249

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 249.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Pechan,	Taylor,
Camiel,	Kessler,	Miller,	Van Sant,
Chapman,	Kopriver, Jr.,	Mullin,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL ON THIRD READING, RECALLED FROM THE GOVERNOR, AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 420, entitled:

An Act amending "The Vehicle Code" *** providing additional enforcement procedures on traffic violations in first second and second class A cities.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1 (Section 1202.1), page 2, line 4, by striking out "and Second Class" and inserting; "Second and Second Class A"; Amend Section 1 (Section 1202.1), page 3, lines 4 to 19, by striking out "cities of the first second and sec-" in line 4, and all of said lines 5 to 19; Amend Section 1 (Section 1202.1), page 4, lines 1 to 7, by striking out all of lines 1 to 6, and "(2) If" in line 7; Amend Section 1 (Section 1202.1), page 4, line 8, by inserting after "A": "who"; Amend Section 1 (Section 1202.1), page 4, line 14, by striking out "the police officer"; Amend Section 1 (Section 1202.1), pages 4 to 6, by striking out line 18 on page 4, all of lines 1 to 18 on page 5, and lines 1 to 13 on page 6.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that Senate Bill No. 420, Printer's No. 483, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 201, enittled:

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" providing additional disability and super-annuation retirement allowances.

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

Mr. SILVERT. Mr. President, I wish to state for the record that of all the increases this Legislature has given during this biennium, this bill, House Bill No. 653, allowing some $912,000 to teachers who had retired prior to the year 1951, is perhaps the most justifiable and most deserving increase. While this bill was pending in the Legislature I received, I would say, hundreds of letters from teachers who had retired prior to 1951. Some of these teachers stated that they had taught school as long as forty years. The retirement checks of these teachers ranged anywhere from thirty-seven dollars a month to something like $125 a month. These teachers are at an age where they need medical care, hospitalization, and after having given all those years of service they found themselves in a most needy condition.

Mr. President, I wish to state that of all the bills we voted for giving increases, I feel more justified and get more satisfaction in voting for this bill than for any other.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL OVER IN ORDER

Mr. LANE. Mr. President, we are working on some amendments which we do not have ready. However, we plan to put them in next week.

Therefore, Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1077, entitled:

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949" increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 1077, Printer's No. 679, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. DENT. Mr. President, I have an amendment which I planned on offering to this bill.

REQUEST THAT BILL GO OVER IN ORDER WITHDRAWN

Mr. PECHAN. Mr. President, I withdraw my request that this bill go over in its order.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, in order that there be no misunderstanding, the amendment is on behalf of Senators Mahany, Taylor, Pechan and myself. This amendment represents the thinking of the Department and the Senate in that instead of the construction of two hospitals for mentally retarded children, this will specify that three be built, in line with the Department of Welfare's original request.

We are not increasing the allocation except by approximately $60,740. The original $42,000,000 will, of course, remain. We believe this will give us a better round-out program for the mentally ill in Pennsylvania.

Therefore, Mr. President, on behalf of Senator Mahany, Senator Taylor, Senator Pechan and myself, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 2, page 5, line 8, by striking out "$42,000,000" and inserting in lieu: "$42,060,740"; Amend Sec. 2, page 5, lines 9 to 19. by striking out all of said lines, page 6, lines 1 to 20, by striking out all of said lines, page 7, lines 1 to 18, by striking out all of said lines, page 8, lines 1 to 20, by striking out all of said lines, page 9, lines 1 to 19, by striking out all of said lines, page 10, lines 1 to 16, by striking out all of said lines and inserting in lieu thereof: "A. Construct Three (3) Institutions for the Mentally Retarded and Emotionally Disturbed; "B. Existing Institutions Allentown State Hospital, Allentown, Lehigh County; Add One (1) H. P. Boiler and Plant Corrections; Complete Conversion from D C to A C Current, including Motors, Wiring, Safety

Switches and Control Panels; Connelsville State Hospital, Connelsville, Fayette County; Replace Building and Boiler for Steam Plant; Danville State Hospital, Danville, Montour County; Provide Dual Power Installation and Correct Distribution System; Farview State Hospital, Waymart, Wayne County Construct Two (2) Buildings for Patients; Revamp, Alter and Add to Sewage Disposal System; Harrisburg State Hospital, Harrisburg, Dauphin County; Construct New Building in order to accomodate in sequence, patients from Male Buildings 7, 8, 9 and 10, and Female Buildings, 7, 8, 9 and 10; Polk State School, Polk, Venango County Replace Stokers and Related Furnace Equipment; Retreat State Hospital, Retreat, Luzerne County; Replace, Correct and Add to Electric Distribution System; Torrance State Hospital, Torrance, Westmoreland County; Replace and Correct Steam Distribution; Warren State Hospital, Warren, Warren County; Install Electric Automatic Alarm System in Attics of Old Male and Female Sections; Revamp and Add to Sewage Disposal System; Wernersville State Hospital, Wernersville, Berks County; Construct Two (2) Buildings for Regressed Patients (one for regressed males and one for regressed females.)"

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that Senate Bill No. 1077, Printer's No. 679, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1202, entitled:

An Act providing for the payment of the salary medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2087, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating applicants for registration changing annual registration fees for certain commercial motor vehicles trucks tractors trailers and semitrailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

MOTION TO RECOMMIT BILL

Mr. MAHANY. Mr. President, there have been many suggested amendments to House Bill No. 2087 and rather than have them presented from the floor and perhaps have to go through a series of different printings on this bill, which would be costly to the Commonwealth, we feel it is better to recommit the bill, for the purpose of amendment, to the Committee on Highways and then that committee can come up with suggested amendments and report it out as amended.

Mr. President, I want to stress that this recommittal is not being done for the purpose of killing the bill, but for the purpose of further study and possible amendment.

Therefore, Mr. President, I move that House Bill No. 2087, on third reading, be recommitted to the Committee on Highways, for the purpose of further study and possible amendment.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, as you know, the people in western Pennsylvania are vitally concerned about this particular piece of legislation and, just for the record, I want it understood that we are agreeing to recommittal solely on the basis that the Committee on Highways is planning to amend this piece of legislation and report it to the floor for floor action.

As you probably know, we have had a number of serious accidents in the hilly sections of Pennsylvania and we, from western Pennsylvania, including yourself, cannot let this bill die.

It is my understanding then that the bill will be reported out as amended, is that correct?

Mr. MAHANY. As far as I know, Senator, that is

correct. I am a Member of the Committee on Highways and I only have one vote there, but I will vote for it to be reported out as soon as we have the committee meeting and the amendments are agreed to.

Mr. LANE. Thank you, Senator.

POINT OF INFORMATION

Mr. LANE. Mr. President, I rise to a point of information.

The PRESIDENT. The gentleman from Washington, Mr. Lane, will state his point of information.

Mr. LANE. Mr. President, is this bill being recommitted to the Committee on Highways or to the Committee on Rules?

The PRESIDENT. The motion is that the bill be recommitted to the Committee on Highways.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Mr. Mahany, do you have any idea when the Committee on Highways is going to hold its next meetings?

Mr. MAHANY. You should direct that question to the chairman of the committee, Senator Wade.

Mr. LANE. Well, if you will yield, I will ask Senator Wade that question.

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Cumberland, Senator Wade.

The PRESIDENT. Will the gentleman from Cumberland, Mr. Wade, permit himself to be interrogated?

Mr. WADE. I will, Mr. President.

Mr. LANE. Senator Wade, you probably heard the conversation here across the floor today and I am wondering if you could tell the Membership of the Senate when you plan to hold a meeting of your Committee on Highways, because we are concerned about House Bill No. 2087. If you will tell the Membership this, I think we would all be enlightened.

Mr. WADE. Mr. President, I would be glad to inform the gentleman as to when we are going to have a Highways Meeting, but we have no schedule at present. I assure him, however, that it is the full intention of myself, as chairman, to hold such a committee meeting.

I, personally, am opposed to this motion and want to vote against returning the bill to committee because I think the amendments suggested to the bill could easily be put in the bill on the floor. However, as Senator Mahany has said, he thinks there may be other amendments in addition to those that have been suggested.

I want to assure the gentleman that it is the full intention of the chairman to call such a meeting for the purpose of considering this bill only.

Mr. LANE. Senator Wade, since you have no scheduled meeting of your committee, would you object to this bill being referred to the Committee on Rules for the purpose of amendment?

Mr. WADE. Mr. President, I would have no objection whatever.

Mr. LANE. Oh, I see. Thank you, Senator Wade.

Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, would you be kind enough to amend your motion and request that the bill be recommitted to the Committee on Rules? We know that the Rules Committee is meeting about every day, and we could be pretty sure then that the bill might be reported out.

Senator Wade has stated that he has no scheduled meeting and that he has no objection to the bill going to the Committee on Rules.

Mr. MAHANY. The reason that I decided to make the motion to recommit this bill to the Highways Committee was because I thought they would have more time than we, in the Committee on Rules, would have to study this bill and to come up with the correct amendments.

As the gentleman knows, every day we have a meeting of the Committee on Rules and we spend a lot of time not only on rules, but also in trying to work out a time schedule in order that we may adjourn this Session within the near future. Many of the members of the Committee on Rules are also on many Conference Committees. We also have many appointments with others, who have bills which they want to get through the Senate, and also have many conferences with the leadership of the House, both Democratic and Republican. We have General State Authority meetings to attend. Therefore, I cannot find enough hours in the day to do all the things that I am supposed to do. If you really want a job done on this bill, I suggest that you let it go to the Highways Committee. I feel sure that Senator Wade, who is very much in favor of the bill, will give it early and prompt action.

Mr. LANE. Mr. President, I am afraid that a job is being done on the bill right now. I am very serious about this thing. I do not think we should be foolish and permit this bill to be returned to committee, when Senator Wade is not planning a meeting right away. As a matter of fact, Senator Wade is not in sympathy with your motion. I think probably we could do a better job by leaving the bill on the Calendar and having it go over in order, and those who wish to amend it can then amend it. There will be no objection from our side.

Mr. MAHANY. Mr. President, I want to call the Senator's attention to the fact that this bill has now been amended three times. I am now holding in my hand amendments which Senator Dent was going to offer today. I have heard of others who wish to amend it tomorrow. If you want to have a ten per cent sales tax to pay for the printing of all these bills, why you might have to have one. Every time one of these bills is reprinted it runs into money, Senator. Sometime we ought to find out just exactly how much it costs us when we reprint a bill of this size.

Mr. LANE. Mr. President, I agree that it runs into money to reprint these bills, but I cannot stand idly by and let a piece of legislation, as important as this one, be recommitted and probably killed in the closing days of this Session.

I am very serious when I make that statement. I feel that if Senator Dent has amendments there to offer, why do you not offer the amendments? Senator Dent

says that all those amendments do is change the effective date. Offer Senator Dent's amendments and let the bill go over in order, and let us try to do something with it. I do not think this is partisan, not by a long shot. We should pass something like this, and I do not want to see the bill killed.

Mr. MAHANY. Senator, the bill will not be killed. The only reason that I am doing this is to save the taxpayers some money. As I say, we can amend it today and it will then have to be reprinted and if there are amendments offered tomorrow and the next day, then the bill will have to be reprinted again and again. I am trying to work this out so that at least it would involve the expense of only one more printing.

I am not fearful that this bill is going to die in committee, because I know that Senator Wade is very much in favor of, it. I can well imagine that he will call a meeting, maybe at 12:01 a. m. tomorrow morning or Friday morning, and get the bill out. Sometimes it has been known here to get bills out without even bothering to call a committee meeting.

Mr. LANE. Senator Mahany, would you and Senator Taylor guarantee that the bill will be reported out?

Mr. MAHANY. If I were a betting man, Senator, I would be willing to wager a little bit of money that the bill will come out by next week.

Mr. LANE. I wish to thank you, Senator Mahany.

Mr. WADE. Mr. President, I want to assure the gentleman from Washington that it is the full intention of the Highways Committee to consider the bill further

May I also suggest that any one who has amendments which they think would improve this bill, to get them into the hands of the Chairman of the Highways Committee. We will then call a meeting and consider all the amendments that are suggested.

Mr. SEYLER. Mr. President, we seem to have a very unusual situation here. I have heard many speeches about the sanctity of committees at times when efforts were being made to discharge them. This is the first time, however, I have ever heard of forcing a bill back into committee when the chairman, apparently, is not anxious to receive it.

I do not know whether or not a roll call is going to be requested. However, just in the event that we do not have a roll call, I wish to be on record as being opposed to recommitting the bill, because I feel that it can very easily be amended on the floor. There can be conferences preceding the amendments so that we only need to amend it once. This will not make any more reprinting than by sending it back to committee.

And the question recurring,

Will the Senate agree to the motion?

MOTION TO RECOMMIT BILL WITHDRAWN

Mr. MAHANY. Mr. President, I have never tried to give anybody anything they did not want. As long as the chairman of the committee does not want this bill back, I withdraw my motion to recommit and Senator Pechan, I think, will withdraw his second.

Mr. PECHAN. I withdraw my second to the motion.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I now ask unanimous consent that House Bill No. 2087, Printer's No. 1735, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2096, entitled:

An Act amending the act of June 1, 1889 (P. L. 420) entitled "A further supplement to the act entitled 'An act to provide revenue by taxation' . . . " requiring additional reports and changing the due date of certain payments of capitol stock tax and franchise tax and further providing for the computation and payment of the tax by domestic corporations joint stock associations limited partnerships and companies

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr PECHAN. Mr. President, I ask unanimous consent that House Bill No. 2096, Printer's No. 1702, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. HALUSKA. Mr. President, may we be at ease for just a moment?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

REQUEST THAT BILL GO OVER IN ORDER WITHDRAWN

Mr. PECHAN. Mr. President, I withdraw my request that this bill go over in its order.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. HALUSKA. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1 (Section 20) page 5, line 6, by striking out after the word "of" and before the word "one" the word "April" and inserting in lieu thereof: "June"; Amend Section 1 (Section 20) page 5, line 7, by inserting after the word "thereafter" and before the word "which" the following: "on or before the thirtieth day of April"; Amend Section 1 (Section 20) page 5, line 15, by inserting after the word "than" and before the word "four" the following: "six months after the end of the next preceding fiscal year ending in one thousand nine hundred fifty-six and"; Amend Section 1 (Section 20) page 5, line 16, by inserting after the word "year" and before the word "Upon" the following: "ending in one thousand nine hundred fifty-seven and thereafter."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. HALUSKA. Mr. President, I ask unanimous consent that House Bill No. 2096, Printer's No. 1702, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "The Vehicle Code" by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1102, entitled:

An Act amending the act of May 5, 1933 (P. L. 289) entitled "Nonprofit Corporation Law" authorizing keeping of investments in the name of the corporation or a nominee

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1103, entitled:

An Act amending the act of May 1, 1929 (P. L. 1005) entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines and fixing fees for such permits

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2017, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating the passing of school buses and prescribing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. PECHAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PECHAN, on behalf of Mr. MAHANY, from the Committee on Elections, reported as amended, House Bill No. 1405, entitled:

An Act amending the act of March 30, 1937 (P. L. 115) entitled "The First Class City Permanent Registration Act," removing limitations on the power of the commission to establish offices for receipt of applications for registration and changing the provisions of the act as to registration of electors before municipal elections.

BILLS ON FIRST READING

Mr. PECHAN. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. BLASS. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 583, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 584, entitled:

An Act to amend the act approved the 10th day of March 1949 (P. L. 30) entitled "Public School Code of

1949," by further providing for reimbursement by the Commonwealth to school districts and vocational school districts and harmonizing the language of existing amendments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1037, entitled:

An Act authorizing the Department of Property and Supplies to sell at public sale a plot of ground presently a part of acreage administered at the Polk State School Venango County Pennsylvania containing 1.25 acres more or less.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1042, entitled:

An Act amending the act of August 6, 1941 (P. L. 861), entitled "Pennsylvania Board of Parole Law," removing the ceiling on salaries of the secretary of the board and of district supervisors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1091, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes Retirement Law," authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumtion of an election in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1405, entitled:

An Act amending the act of March 30, 1937 (P. L. 115) entitled "The First Class City Permanent Registration Act," removing limitations on the power of the commission to establish offices for receipt of applications for registration and changing the provisions of the act as to registration of electors before municipal elections.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1948, entitled:

An Act amending thet act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code," authorizing the reconveyance or disposition of real property acquired for certain designated purpose.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2084, entitled:

An Act making an appropriation to the Department of Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL INTRODUCED AND REFERRED

Mr. DENT. Mr. President, I ask unanimous consent to introduce a bill at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT (By request) read in place and presented to the Chair Senate Bill No. 1109, entitled:

An Act amending the act of January 24, 1956 (Act No. 288) entitled "An act relating to chattel mortgages executed and filed prior to July 1, 1954; . . ." extending the lien of mortgages in certain cases.

Which was committed to the Committee on Rules.

ADJOURNMENT

Mr. PECHAN. Mr. President, I move that the Senate do now adjourn until Thursday, May 10, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

Mr. DERK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:54 o'clock, p. m., Eastern Standard Time, until Thursday, May 10, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, May 9, 1956

The House met at 12:00 o'clock noon EST.

The SPEAKER. (Hiram G. Andrews) in the Chair.

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm, to preside temporarily.

Mr. HELM in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

We give Thee thanks, Almighty God, that Thou hast protected us through the night from all danger, and hast brought us to the light of another day. We beseech Thee to preserve and keep us this day from all sin and evil. Into Thy hands we commend these Thy servants, whom Thou hast called to have the rule and authority over us. Enlighten, strengthen and keep them now and forevermore in soundness of mind and body and spirit. In the holy name of our Redeemer and Saviour, we pray it. Amen.

JOURNALS APPROVED

The SPEAKER. Are there any corrections to the Journals of Monday, March 12, and Tuesday, March 13, 1956? If not, and without objection, the Journals are approved.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, May 8, 1956 will be postponed until printed. The Chair hears none.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. BRETH asked an obtained permission for the Committee on Conservation and Wildlife to meet during the session of the House.

MT. ALOYSISUS ACADEMY STUDENTS WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House a delegation of students from Mt. Aloysius Academy of Cresson. They are here under the sponsorship of their teachers and are the guests of the Members of the House from Cambria County.

BILLS INTRODUCED AND REFERRED

The SPEAKER pro tempore. The Speaker has referred the following bills:

By Messrs. RIGBY and SARRAF.

HOUSE BILL No. 2114.

An Act amending the act of June 3, 1937 (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections," requiring warning signs to be placed in booths in districts in which ballots are used:

Referred to the Committee on Rules.

By Messrs. A. PATRICK BRENNAN and THOMAS H. W. JONES. HOUSE BILL No. 2115.

An Act relating to branches of banking institutions directing the Joint State Government Commission to study and investigate the establishment, maintenance and operation of such branches and to report to the next regular session of the General Assembly its findings and recommendations, with drafts of legislation necessary to carry such recommendations into effect, and prohibiting the establishment of branches by banking institutions in certain cases for a limited period of time.

Referred to the Committee on Rules.

SENATE MESSAGE

CONCURRENT RESOLUTION SERIAL No. 177

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

SENATE RESOLUTION, SERIAL No. 177

In the Senate, May 8, 1956.

The two National cemeteries located in Pennsylvania have been closed to additional interments of veterans of our wars, and closing them in their entirety is imminent due to lack of sufficient space.

Since neither of the two present National cemeteries can be considered appropriate for possible last resting places for those who fought for our Commonwealth and our Country, and who may die today or in the future, it is the sincere opinion of the great majority of the veterans in Pennsylvania that a new National cemetery should be established within the Commonwealth of Pennsylvania at an entirely new location, and that cemetery be associated with the present and future requirements of those who fought in the wars of our Country.

It is known, from official sources, that there is available within the Commonwealth of Pennsylvania, a tract of one hundred acres to three hundred and fifty acres situated at the Indiantown Gap Military Reservation, and this could be made available to the United States Department of the Army, for the purpose of establishing a new National cemetery. Bills to accomplish this purpose have been introduced in the House of Representatives and the Senate of the Eighty-fourth United States Congress therefore be it

Resolved (the House of Representatives concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to support and enact into legislation measures establishing a new National cemetery in Pennsylvania; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each house of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

BILL SIGNED BY SPEAKER

The SPEAKER pro tempore. The Speaker has signed the following bill.

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 1470.

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring,relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from, the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board, Boards of Trustees of the Mothers' Assistance Fund, the Boards of Trustees of Pension Fund for the Blind; and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board," including financial assistance for nursing home care within the word assistance and making an appropriation

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 1928.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 8, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1928, Printer's No. 1711, entitled "An Act amending the act of May 20, 1949 (P. L. 1594) entitled 'An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and possessing with intent to sell of adulterated or deleterious ice cream french ice cream french custard frozen custard frozen ice confections frozen sherbet confections sherbet ice and fruit ice including coated ice cream and the coating thereof fixing standards for ice cream custard ice cream french ice cream french custard including sherbet frozen ice confections frozen sherbet confections frozen dairy confections ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing for licensing conferring powers and imposing duties upon the Department of Agriculture prescribing penalties and providing for the enforcement thereof' extending its provisions to ice milk and ice milk confections and conferring additional powers and duties on the Department of Agriculture and regulating sales of packaged ice milk."

GEORGE M. LEADER.

QUESTION OF PERSONAL PRIVILEGE

Mr. BELL. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. BELL. Mr. Speaker, at the request of certain constituents in my district I communicated with the Secretary of Revenue. I requested that I be furnished 100 copies of exemption certificates under the Sales Tax Act, and this is the answer I received from the Secretary of Revenue:

> Reference is made to your letter of April 26, 1956, requesting one hundred (100) copies of exemption certificates for the Selective Sales and Use Tax.
>
> To date the Department of Justice has not given official sanction to a form of this nature and we are therefore unable to comply with your request at this time.
>
> With respect to this type of certificate I looked up the Sales Tax Act and find under Section 546 (c) the definition of the exemption certificate. It reads:
>
> "If the tax does not apply to the sale or lease of tangible personal property the purchaser or lessee shall furnish to the seller or lessor a certificate indicating that the sale is not legally subject to the tax.
>
> The certificate shall be in such form as the department by regulation shall prescribe."

I then read Section 531, and this reads:

> "Monthly Payments. The tax imposed by this act and collected by a licensee shall be due and payable in monthly installments on or before the last day of the month succeeding the month during which the purchases subject to the tax were made and shall accompany the return for such preceding month."

Now that is the background. For purchases made in March reports had to be filed as of April 30th with the Department.

Under the Sales Tax Act, charities, religious groups and educational institutions are exempt, together with other people like boroughs, townships, and so on. These people are exempt from paying the tax. Yet this administration, Governor Leader's administration, has failed to furnish the exemption certificates. I called this morning and they still do not have these certificates available. This is not fair to the people of Pennsylvania.

POINT OF ORDER

Mr. McCORMACK. Mr. Speaker, I rise to a point of order.

The SPEAKER pro tempore. The gentleman will state it.

Mr. McCORMACK. Mr. Speaker, the gentleman is not proceeding on personal privilege question. I do not think this comes under the rule of personal privilege. This does not affect the speaker's conduct or reputation.

The SPEAKER pro tempore. Wide latitude is given to Members of the House in discussing under personal privilege matters that might be of interest to the individual Members. There is no bill before the House. The gentleman is discussing a matter of interest to him personally in his own individual district.

Mr. McCORMACK. Mr. Speaker, may I say under the Rules of the House the question of personal privilege is limited, and I think this is outside the limitation.

Certainly he can address the House without question,

but whether the subject of his speech comes within that personal privilege I very seriously question.

The SPEAKER pro tempore. The gentleman will proceed.

Mr. BELL. Thank you, Mr. Speaker.

I do not see why the Governor's administration desires to muzzle a bona fide complaint that is coming from throughout the Commonwealth.

On this item the merchants throughout Pennsylvania whether they be Democrat, Republican or independent are entitled to have proper administration of this Sales Tax Law. They should not be harassed by the Attorney General in his failure to approve a form for an exemption certificate. If he does not have the qualified personnel in his office to prepare it, we can get volunteers to prepare the certificate in five minutes.

The reason I bring this up is because these merchants are the backbone of our Commonwealth. They are the people who have made this Commonwealth, together with the workmen and the other people. They have the right to have their complaint heard.

When I look into the background here, I find on March 15, 1956, a Press conference report from the Governor's office. Now, Mr. Majority Party, here is what your Governor said:

> I want to make it very clear at this point that I intend to devote a great part of the next three years in trying to unburden the people of the Commonwealth of Pennsylvania of a sales tax, stamp plan or no stamp plan.

Mr. Speaker, I charge that this is one act in a deliberate plan to scuttle a tax statute enacted by this House and by the other house and signed by His Excellency. It is merely a harassing movement and it us unjust, it is unfair to the merchants.

REPORTS FROM COMMITTEES

Mr. TOLL from the Committee on Judiciary, reported as committed, House Bill No. 347, entitled:

An Act amending the act of May 15, 1874 (P. L. 186, No. 120), entitled "An act declaring what offices are incompatible," making elective county and city offices and members of the Legislature incompatible.

Mr. STECKEL from the Committee on Judiciary, reported as committed, House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen, section seven of the Constitution of the Commonwealth of Pennsylvania, to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice.

Mr. STANK from the Committee on Rules, reported as committed, House Bill No. 2109, entitled:

An Act amending the "Housing Authorities Law" of May 28, 1937 (P. L. 955), limiting the right of eminent domain of Authorities.

Mr. STANK from the Committee on Rules, reported as committed, House Bill No. 2113, entitled:

An Act amending "The Pennsylvania Occupational Disease Act" approved June 21, 1939 (P. L. 566) changing liability provisions with respect to certain diseases.

Mr. WILLAREDT from the Committee on Conservation and Wild Life, reported as committed, Senate Bill No. 975, entitled:

An Act authorizing the Department of Forests and Waters to convey certain lands located in Whitemarsh Township Montgomery County in order to facilitate the further development of Fort Washington Park.

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies with the consent of the Department of Military Affairs and the approval of the Governor to sell or give all or part of the Cold Springs Military Reservation in Lebanon County formerly known as Camp Shand to the Pennsylvania Game Commission.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 347, entitled:

An Act amending the act of May 15, 1874 (P. L. 186, No. 120), entitled "An act declaring what offices are incompatible," making elective county and city offices and members of the Legislature incompatible.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen, section seven of the Constitution of the Commonwealth of Pennsylvania, to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2109, entitled:

An Act amending the "Housing Authorities Law" of May 28, 1937 (P. L. 955), limiting the right of eminent domain of Authorities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2113, entitled:

An Act amending "The Pennsylvania Occupational Disease Act" approved June 21, 1939 (P. L. 566) changing liability provisions with respect to certain diseases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 975, entitled:

An Act authorizing the Department of Forests and

Waters to convey certain lands located in Whitemarsh Township Montgomery County in order to facilitate the further development of Fort Washington Park.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies with the consent of the Department of Military Affairs and the approval of the Governor to sell or give all or part of the Cold Springs Military Reservation in Lebanon County formerly known as Camp Shand to the Pennsylvania Game Commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

INTERROGATION

Mr. TOLL. I would like to interrogate the gentleman from Delaware, Mr. Bell, who spoke under a question of privilege and raised a problem relating to the sales tax.

The SPEAKER pro tempore. Will the gentleman from Delaware, Mr. Bell, permit himself to be interrogated?

Mr. BELL. I shall, Mr. Speaker.

Mr. TOLL. Mr. Speaker, was the gentleman referring to Section 546 of House Bill 2101 when he referred to the exemption certificate?

Mr. BELL. Mr. Speaker, I have just given my notes to the reporter of the House.

Mr. TOLL. At any rate, does the gentleman know that the section relating to the exemption certificate is now under-going amendment of the bill which is now in conference committee?

Mr. BELL. Mr. Speaker, we are talking about law, not contemplated law. Whether there are amendments being prepared or not, those exemption certificates should have been issued when that law was passed, because—all right, my blood pressure is high, I'll admit—

Mr. TOLL. Will the Speaker ask the gentleman to confine himself to answering the question? Being a lawyer, he ought to know how to answer a question.

Mr. BELL. Being a lawyer, I am answering it.

Mr. TOLL. Stick to the question.

Mr. BELL. Will you allow me to stick to it?

The SPEAKER pro tempore. The Members will address their remarks through the Chair. The gentleman will confine his answer to the question that is asked him.

Mr. BELL. Will the gentleman please repeat the question?

Mr. TOLL. The question is, is the gentleman aware of the fact that this particular section is undergoing amendment now?

Mr. BELL. The answer is, no.

Mr. TOLL. Has the gentleman read the amended bill which is now in the conference committee?

Mr. BELL. The answer is, no. The only thing I have read has been the law of Pennsylvania, and I stand on the law of Pennsylvania.

In answer to your question, Mr. Toll, you read these one-sided questions into the record. Let us have the other side of it. When a law is passed in this House and in the other house and signed by the Governor, it is to be enforced whether the majority party wants to or not. It is the law of Pennsylvania.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. READINGER asked and obtained permission for the Committee on Military Affairs to meet during the session of the House.

Mr. READINGER asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

BILLS ON SECOND READING

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1297, entitled:

An Act amending the "Second Class County Code" of July 28 1953 (P. L. 723) authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 1956, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres more or less of land situate in Hanover Township Beaver County Pennsylvania with the approval of the Governor

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land to Middleton Township Delaware County

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 1087, entitled:

An Act amending the "Fiduciaries Investment Act of 1949" * * * further prescribing the eligibility for authorized investments of the obligations of municipality authorities

And said bill having been read at length the second time and agreed to.
Ordered, To be transcribed for third reading.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 147, Printer's No. 1715 together with communication from the Senate be taken from the table.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 147.

An Act amending the act of March ten one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for increasing the membership of county boards of school directors in certain counties

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend bill, section 1, page 2, line 12 by srtiking out after the word "over" the following: "one hundred thousand (100,000)" and inserting in lieu thereof the following: "eighty thousand ((80,000)"; page 3, line 14 by striking out after the word "over" the following: "one hundred thousand (100,000)' and inserting in lieu thereof the following: "eighty thousand (80,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polsn,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 789, Printer's No. 1699 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 789.

An Act authorizing the Department of Military Affairs to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft and making an appropriation

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 2, line 4, by inserting after the word "order" the following: "or lease."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Stank,
Bonner,	Hamilton, R. K.,	Metz,	Snider,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,

Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 879, Printer's No. 1730 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 879.

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employe's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 13, by striking out after the word "fifty" the word "six" and inserting in lieu thereof the word "seven"; page 5, line 10, by inserting after the word "employe" the words "and the accumulated deductions to the credit of such contributor."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murray, H. P.,	Thomas,
Capano,	Johnson,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Toll,
Cioffi,	Jones, T. H. W.,	Murphy,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 897, Printer's No. 1622 together with commuication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 897.

An Act prohibiting the serving and regulating the selling of imported wild rabbit and prescribing penalties.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

THE SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 1 by striking out after the word "act" the word "regulating" and inserting in lieu thereof the word "prohibiting," by inserting after the word "and" the following: "regulating the"

Amend section 1, page 1, line 3 by striking out after the word "States" the following: or its possessions unless adequate notice of its importation and that it is wild rabbit is printed on the menu in type or lettering not smaller than that used to designate other foods to be served

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lopresti,	Renwick,	Young,
Frank,	Lippincott,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 917, Printer's No. 1457, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 917.

An Act amending the act of March 10 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for equal reimbursement to school districts of the first class A and first class for the school year 1954-1955

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 6, by inserting after the word "class" the following: "for the school year 1954-1955."

Amend Section 1, page 2, line 8, by striking out the bracket before the word "during"; line 10, by striking out after the figure "1954" the following: "each year" and inserting in lieu thereof the following: "or during the school year 1955-1956 for the school year 1954-1955".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Lutty,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Rudisill,
Anderson, S. A.,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. C.,
Boles,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, W. H.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Buechin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cochran,	Jump,	Murray, P. G.,	Tompkins,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Wall,
Donahue,	Kline,	Olsen,	Wallace,
Donaldson,	Knecht,	O'Neil,	Walsh,
Dougherty,	Kolankiewicz,	Pacchioli,	Wargo,
Down,	Kooker,	Parry,	Waterhouse,
Ehrgood,	Kornick,	Pashley,	Weidner,
Ellberg,	Kratz,	Paulhamus,	Welsh,
Erb,	Kromer,	Petrosky,	Wescott,
Eshleman,	Lafore,	Polaski,	Wheeler,
Farabaugh,	Leiby,	Polen,	Whitenight,
Filo,	Leisey,	Pomeroy,	Willaredt,
Fineman,	Leonard,	Price,	Williams,
Flint,	Leven,	Pursley,	Wilt,
Floyd,	Light,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Young,
Frascella,	Lovett,	Rigby,	Ziegler,
Frost,		Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amedments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 983, Printer's No. 1656, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL REUTRNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 983.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks threof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" including within the definition of "Commercial Motor Vehicle" and excluding from the definition of "Motor Omnibus" buses transporting pupils of private and parochial schools and Sunday school children and by regulataing the use of Commercial Motor Vehicles

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Ttitle, page 2, line 14, by inserting after the word "children" the following: "and by regulating the use of commercial motor vehicles;" Amend Section 1, page 3, line 16, by striking out after the second word "children" the words "to and from" and inserting in lieu thereof the words "between their homes and"; page 4, line 12, by striking out after the second word "children" the words "to and from" and inserting in lieu thereof the words "between their homes and"; Amend bill by inserting all of Sections 2 and 3, pages 4, 5 and 6, as follows:

Section 2 A new section is added after section 502 of said act to read

Section 502.1 Use of commercial registration plates limited except for transporting authorized employees of the owner or lessee school children for school purposes or children between their homes and Sunday School in Commercial Motor Vehicles owned by any school district parochial school or private school and school children between their homes and school and children between their homes and Sunday School in Commercial Motor Vehicles operated under contract with any school district parochial school or private school it shall be unlawful for any person or political subdivision to operate any Commercial Vehicle for the carriage of passengers a copy of any lease or contract shall be maintained in the vehicle at all times

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of twenty-five ($25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 3 The provisions of Section 2 of this act shall take effect in ten (10) days

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Lutty,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Rudisill,
Anderson, S. A.,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Gramlich,	McGee,	Sherman,
Bell,	Goldstein,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. C.,
Boles,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, W. H.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Miller,	Stebbins,
Branca,	Heavey,	Mihm,	Steckel,
Breisch,	Helm,	Mikula,	Stephens,
Brennan, A. P.,	Hensel,	Mills,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Bucchin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Toll,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Tompkins,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Thomas,
Cochran,	Jump,	Murray, P. G.,	Thompson,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Wall,
Donahue,	Kline,	Olsen,	Wallace,
Donaldson,	Knecht,	O'Neil,	Walsh,
Dougherty,	Kolankiewicz,	Pacchioli,	Wargo,
Down,	Kooker,	Parry,	Waterhouse,
Ehrgood,	Kornick,	Pashley,	Weidner,
Eilberg,	Kratz,	Paulhamus,	Welsh,
Erb,	Kromer,	Petrosky,	Wescott,
Fahleman,	Lafore,	Polaski,	Wheeler,
Farabaugh,	Leiby,	Polen,	Whitenight,
Filo,	Leisey,	Pomeroy,	Willaredt,
Fineman,	Leonard,	Price,	Williams,
Flint,	Leven,	Pursley,	Wilt,
Floyd,	Light,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Young,
Frascella,	Lovett,	Rigby,	Ziegler,
Frost,		Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1295, Printer's No. 1626, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1295.

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F F A district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 1, by striking out after the word "of" the following: "thirty thousand dollars ($30,000)" and inserting in lieu thereof the following: "ten thousand dollars ($10,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1648, Printer's No. 1740, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1648.

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words and figures "two million five hundred thousand dollars ($2,500,000) one million five hundred thousand dollars ($1,500,000)" and inserting in lieu thereof the words and figures "nine hundred thousand dollars ($900,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1662, Printer's No. 1742 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1662.

An Act Making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1 by striking out after the word "of" the words and figures "one million dollars ($1,000,000)" and inserting in lieu thereof the words and figures "five hundred thousand dollars ($500,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1856, Printer's No. 1753 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "twenty-one million four hundred thirty-seven thousand dollars ($21,437,000) twenty-two million one hundred fifteen thousand four hundred dollars ($22,115,000)" and inserting in lieu thereof the following: "twenty-two million one hundred eighty-three thousand four hundred dollars ($22,183,400)" page 2, line 5, by striking out after the word "rate" the following: "for each day of full pay service of (1) eight dollars ($8) to the hospitals fully or provisionally accredited and at the rate of seven dollars ($7) to the non-accredited hospitals or (2)" and inserting in lieu thereof the following: "of nine dollars ($9) per diem but not to exceed" line 14, by striking out after the word "or" the following: "(3)" line 15, by striking out after the word "day" the following: "or" and inserting in lieu thereof the following: "of" line 16, by striking out after the word "of" the following: "the applicable full pay per diem rate (1) (2) or (3)" and inserting in lieu thereof the following: "nine dollars ($9) per diem rate"; line 20, by striking out after the word "Hospital" the following: "$140,000" and inserting in lieu thereof the the following: "$158,000";

Page 3, line 1, by striking out after the word "Punxsutawney" the following: "56,000" and inserting in lieu thereof the following "$60,000"; line 2, by striking out after the word "Center" the following: "400,000" and inserting in lieu thereof the following: "420,000"; line 3, by striking out after the word "Pittsburgh" the following: "375000" and inserting in lieu thereof the following: "380,000"; Line 8, by striking out after the word "Philadelphia" the following: "11,000" and inserting in lieu thereof the following: "12,000"; Page 3, line 9, by striking out after the word "Philadelphia" the following "50,00" and inserting in lieu thereof the following: "64,000"; line 11, by striking out after the word "Susquehanna" the following: "9,000" and inserting in lieu thereof the following: "10,000"; line 12, by striking out after the word "Brighton" the following "26,000" and inserting in lieu thereof the following: "27,000"; line 13, by striking out after the word "Pittsburgh" the following "6,000" and inserting in lieu thereof the following: "8,000"; line 14, by striking out after the word "Hospital" the following: "30,000" and inserting in lieu thereof the following: "33,000"; line 19, by striking out after the word "Hospital" the following: "85,000" and inserting in lieu thereof the following: "88,000";

Page 4, line 2, by striking out after the word "Hospital" the following: "30,000" and inserting in lieu thereof the following: "32,000"; line 3, by striking out after the word "Hospital" the following: "130,000" and inserting in lieu thereof the following: "140,000"; line 5, by striking out after the word "Hospital" the following: "16,000" and inserting in lieu thereof the following: "18,000"; line 6, by striking out after the word "Hospital" the following: "60,000" and inserting in lieu thereof the following: "64,000"; line 7, by striking out after the word "Hospital" the following: "58,000" and inserting in lieu thereof the following: "60,000"; line 8, by striking out after the word "Bellefonte" the following: "60,000" and inserting in lieu thereof the following: "65,000"; line 9, by striking out after the word "Hospital" the following: "60,000" and inserting in lieu thereof the following: "62,000"; line 13, by striking out after the word "Philadelphia" the following "60,000" and inserting in lieu thereof the following "62,000"; line 15, by striking out after the word "Philadelphia" the following: "162,000" and inserting in lieu thereof the following: "190,000"; line 18, by striking out after the word "Hospital" the following: "95,000" and inserting in lieu thereof the following: "98,000"; line 20. by striking out after the word "Hospital" the following: "80,000" and inserting in lieu thereof the following: "90,000";

Page 5, line 1, by striking out after the word "Columbia" the following: "20,000" and inserting in lieu thereof the following: "24,000"; line 2, by striking out after the word "Wilkinsburg" the following "60,000" and inserting in lieu thereof the following: "62,000"; line 3, by striking out after the word "Reading" the following: "145,000" and inserting in lieu thereof the following: "160,000"; line 6, by striking out after the word "Hospital" the following: "20,000" and inserting in lieu thereof the following: "24,000"; line 8, by striking out after the word "Hill" the following: "42,000" and inserting in lieu thereof the

following: "44,000"; by striking out all of lines 9 and 10; line 11, by striking out after the word "Consumptives" the following: "290,000" and inserting in lieu thereof the following: "280,000"; line 12, by striking out after the word "Hospital" the following: "140,000" and inserting in lieu thereof the following: "170,000"; line 14, by striking out after the word "Ridgway" the following: "25,000" and inserting in lieu thereof the following: "32,000"; line 15, by striking out after the word "Hospital" the following: "27,000" and inserting in lieu thereof the following: "28,000"; line 16, by striking out after the word "Hospitol" the following: "8,000" and inserting in lieu thereof the following: "10,600";

Page 5, line 19, by striking out after the word "Pittsburgh" the following: "50,000" and inserting in lieu thereof the following: "60,000";

Page 6, line 1, by striking out after the word "Philadelphia" the following: "45,000" and inserting in lieu thereof the following: "55,000"; line 4, by striking out after the word "McConnellsburg" the following: "7,000" and inserting in lieu thereof the following: "8,000"; line 7, by striking out after the word "Philadelphia" the following: "325,000" and inserting in lieu thereof the following: "340,000"; line 8, by striking out after the word "Lehighton" the following: "8,000" and inserting in lieu thereof the following: "9,000"; line 9, by striking out after the word "Lebanon" the following: "110,000" and inserting in lieu thereof the following: "124,000"; line 10, by strikink out after the word "Sellersville" the following: "20,-000" and inserting in lieu thereof the following: "26,-000"; line 11, by striking out after the word "Waynesburg" the following: "45,000" and inserting in lieu thereof the following: "48,000"; line 14, by striking out after the word "Philadelphia" the following: "500,000" and inserting in lieu thereof the following: "540,000"; line 15, by striking out after the word "Scranton" the following: "110,000" and inserting in lieu thereof the following: "120,000"; line 16, by striking out after the word "Erie" the following: "235,000" and inserting in lieu thereof the following: "248,000"; line 17, by striking out after the word "Hospital" the following: "27,000" and inserting in lieu thereof the following: "30,000"; line 19, by striking out after the word "Hospital" the following: "210,000" and inserting in lieu thereof the following: "220,000"; line 20, by striking out after the word "Hospital" the following: "92,000" and inserting in lieu thereof the following: "98,000;

Page 7, line 1, by striking out after the word "Hospital" the following: "100,000" and inserting in lieu thereof the following: "108,000"; line 3, by striking out after the word "Philadelphia" the following: "700,000" and inserting in lieu thereof the following: "740,000"; line 5, by striking out after the word "Philadelphia" the following: "41,000" and inserting in lieu thereof the following: "40,000"; line 7, by striking out after the word "Association" the following: "8,000" and inserting in lieu thereof the following: "8,-400"; line 9, by striking out all of line 9 as follows: "Lancaster Cleft Palate Clinic . . . . . 10,000"; line 12, by striking out after the word "Association" the following: "16,000" and inserting in lieu thereof the following: "12,-000"; line 13, by striking out after the word "Hospital" the following: "10,000" and inserting in lieu thereof the following: "8,000"; line 14, by striking out after the word "Philadelphia" the following: "65,000" and inserting in lieu thereof the following: "80,000"; line 19, by striking out after the word "Bristol" the following: "50,000" and inserting in lieu thereof the following: "56,000";

Page 8, line 1, by striking out after the word "Philadelphia" the following: "110,000" and inserting in lieu thereof the following: "124,000" line 3, by striking out after the word "Philadelphia" the following: "60,000" and inserting in lieu thereof the following: "68,000"; line 5, by striking out after the word "Hospital" the following: "60,000" and inserting in lieu thereof the following: "68,000"; line 6, by striking out after the word "Monongahela" the following: "25,000" and inserting in lieu thereof the following: "26,000"; line 7, by striking out after the word "Everett" the following: "16,000" and inserting in lieu thereof the following: "17,000"; line 11, by striking out after the word "Philadelphia" the following: "250,000" and inserting in lieu thereof the following: "125,000"; line 14, by striking out after the word "Hospital" the following: "11,000" and inserting in lieu thereof the following: "12,000"; line 15, by striking out after the word "Peckville" the following: "64,000" and inserting in lieu thereof the following: "70,000"; line 16, by striking after the word "Pottsville" the following: "120,000 96,000" and inserting in lieu thereof the following: "120,000"; line 17, by striking out after the word "Spangler" the following: "130,000" and inserting in lieu thereof the following: "110,000"; line 18, by striking out after the word "Pittsburgh" the following: "210,000" and inserting in lieu thereof the following: "220,000";

Page 9, line 1, by striking out after the word "Spring" the following "52,000" on inserting in lieu thereof the following: "62,000"; line 2, by striking out after the word "Lansdale" the following: "6,000" and inserting in lieu thereof the following: "7,000"; line 3, by striking out after the word "Philadelphia" the following: "45,000" and inserting in lieu thereof the following: "50,000"; line 4, by striking out after the word "Philadelphia" the following: "70,000" and inserting in lieu thereof the following: "66,000"; line 6, by striking out after the word "Rocks" the following: "38,000" and inserting in lieu thereof the following: "40,000"; line 7, by striking out after the word "Hospital" the following: "58,000" and inserting in lieu thereof the following: "70,000"; line 10, by striking out after the word "Sayre" the following: "245,000" and inserting in lieu thereof the following:: "260,000"; line 11, by striking out after the word "Pittsburgh" the following: "70,000" and inserting in lieu thereof the following: "78,000"; line 13, by striking out after the word "Contributors" the following: "385,000" and inserting in lieu thereof the following: "415,000"; line 14, by striking out after the word "Hospital" the following: "35,000" and inserting in lieu thereof the following: "41,600"; line 16, by striking out after the word "Hospital" the following: "110,000" and inserting in lieu thereof the following: "116,000"; line 17, by striking out after the word "Hospital" the following: "5,000" and inserting in lieu thereof the following: "6,000"; line 19, by striking out after the word "Hospital" the following: "53,000" and inserting in lieu thereof the following: "66,000";

Page 10, line 3, by striking out after the word "Falls" the following: "52,000" and inserting in lieu thereof the following: "54,000"; line 6, by striking out after the word "Hospital" the following: "20,000" and inserting in lieu thereof the following: "29,400"; line 7, by striking out after the word "Hospital" the following: "95,000" and inserting in lieu thereof the following: "80,000"; line 9, by striking out after the word "Hospital" the following: "42,000" and inserting in lieu thereof the following: "47,000"; line 10, by striking out after the word "Pittsburgh" the following "150,000" and inserting in lieu thereof the following: "170,000"; line 11, by striking out after the word "Hospital" the following: "98,000" and inserting in lieu thereof the following: "116,000"; line 12, by striking out after the word "Hospital" the following: "70,000" and inserting in lieu thereof the following: "72,000"; line 14, by striking out after the word "Meadville" the following: "72,000" and inserting in lieu thereof the following: "74,000"; line 15, by striking out after the word "Philadelphia" the following: "170,000" and inserting in lieu thereof the following: "188,000"; line 16, by striking out after the word "Pittsburgh" the following: "350,000" and inserting in lieu thereof the following: "378,000"; line 17, by striking out after the word "Pittsburgh" the following: "78,000" and inserting in lieu thereof the following: "82,000"; line 18, by striking out after the word "Carbondale" the following: "87,000" and inserting in lieu thereof the following: "80,000"; line 19, by striking out after the word "Reading" the following: "114,000" and inserting in lieu thereof the following: "118,000; line 20, by striking out after the word "Bethlehem" the following: "240,000" and inserting in lieu thereof the following: "270,000";

Page 11, line 1, by striking out after the word "Philadelphia" the following: "105,000" and inserting in lieu thereof the following: "120,000"; line 2, by striking out after the word "Erie" the following: "260,000" and in-

serting in lieu thereof the following: "266,000"; line 3, by striking out after the word "Philadelphia" the following: "20,000" and inserting in lieu thereof the following: "22,000"; line 4, by striking out after the word "Pittsburgh" the following: "32,000" and inserting in lieu thereof the following: "38,000"; line 6, by striking out after the word "Taylor" the following: "100,000" and inserting in lieu thereof the following: "84,000"; line 7, by striking out after the word "Park" the following: "20,000" and inserting in lieu thereof the following: "28,000"; line 8, by striking out after the word "Philadelphia" the following: "650,000" and inserting in lieu thereof the following: "680,000"; line 10, by striking out after the word "Meshoppen" the following "9,000" and inserting in lieu thereof the following: "11,000"; line 11, by striking out after the word "Hospital" the following: "10,000" and inserting in lieu thereof the following: "20,000"; line 13, by striking out after the word "Philadelphia" the following: "550,000" and inserting in lieu thereof the following: "560,000"; line 15, by striking out after the word "Philadelphia" the following: "275,000" and inserting in lieu thereof the following: "280,000"; line 16, by striking out after the word "Gettysburg" the following: "28,000" and inserting in lieu thereof the following: "32,000"; line 17, by striking out after the word "Hospital" the following: "50,000" and inserting in lieu thereof the following: "66,000"; line 19, by striking out after the word "Honesdale" the following: "20,000" and inserting in lieu thereof the following: "24,000";

Page 12, line 1, by striking out after the word "Hospital" the following: "28,000" and inserting in lieu thereof the following: "34,000"; line 2, by striking out after the word "Pittsburgh" the following: "285,000" and inserting in lieu thereof the following: "300,000"; line 3, by striking out after the word "Scranton" the following: "112,000" and inserting in lieu thereof the following: "118,000"; line 5, by striking out after the word "Greensburg" the following: "125,000" and inserting in lieu thereof the following: "136,000"; line 7, by striking out the word "Hospital" the following: "240,000" and inserting in lieu thereof the following: "254,000"; line 8, by striking out after the word "Philadelphia" the following: "200,000" and inserting in lieu thereof the following: "230,000"; line 9, by striking out after the word "Philadelphia" the following: "96,000" and inserting in lieu thereof the following: "110,000"; line 11, by striking out after the word "Philadelphia" the following: "130,000" and inserting in lieu thereof the following: "140,000"; line 12, by striking out after the word "Wilkes-Barre" the following: "95,000" and inserting in lieu thereof the following: "116,000"; line 13, by striking out after the word "Hospital" the following: "275,000 250,000" and inserting in lieu thereof the following: "275,000"; line 15, by striking out after the word "Erie" the following: "95,000 76,000" and inserting in lieu thereof the following: "95,000"; line 16, by striking out all of Section 2 as follows:

Section 2 Any unexpended balance of the appropriation as determined by the Department of the Auditor General shall be allocated by the Department of Welfare among the hospitals the amounts for which herein specified have not been sufficient to pay for the services rendered by them to persons entitled to free service in the proportion which the total amount to which each hospital is entitled under the formulae set forth in section one hereof and for which it has not been paid bears to the total of such amounts of all the hospitals that have not been paid in full The amount allocated to any hospital shall not be greater than the amount to which the hospital is entitled under the formulae set forth in section one All amounts so allocated shall be paid by the department to the hospitals entitled thereto in the manner prescribed by law

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 2012, Printer's No. 1744 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

An Act making an appropriation to the Department of Mines for expenses supervising and administering the Anthracite Mine Drainage Program.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 2, line 9 by striking out after the word "of" the words and figures "one hundred thousand dollars ($100,000)" and inserting in lieu thereof the words and figures "fifty thousand dollars ($50,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 873, Printer's No. 1621 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 873 entitled:

An Act amending the act of May 1 1933 (P L 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" prescribing duties and limitations for township supervisors as to holding other township offices the number of meetings to be held keeping of records and fixing compensation of certain township officers fixing officers of the State Association changing the expense allowance for delegates to supervisors' conventions and the officers eligible to attend fixing the procedure for selling township property making tax exempt properties liable for certain costs for fire protection prescribing duties of auditors and fixing compensation of mem-

bers of zoning board of adjustment providing for the construction of sidewalkes and curbs and the payment therefor changing the provisions relating to abandoned cemeteris the publication of ordinances connecting with sewers of adjacent municipalities and the dedication laying out opening improving changing relocating taking over and vacating roads streets and highways

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

The SPEAKER pro tempore. The Speaker will appoint a Conference Committee at a later time.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 944, Printer's No. 1523 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 944, entitled:

An Act amending the act of August twenty-fourth one thousand nine hundred fifty-one (P. L. 1417) entitled as amended "An act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties" changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the commonwealth and the penalty for failure to make report or for making false report and increasing the rate of tax for a limited period of time.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

The SPEAKER pro tempore. The Speaker will appoint a Conference Committee at a later time.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that Senate Bill No. 999, Printer's No. 700 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL NON-CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has non-concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 999.

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor the controller councilmen and appointed officers in cities of the second class A

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 999.

The motion was agreed to.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1517, entitled:

An Act amending the "Municipality Authorities Act of 1945" *** further regulating the membership of the governing body of Transit Authorities

On the question,

Shall the bill pass finally?

Mr. WALSH. Mr. Speaker, the purpose of this bill is to eliminate the dangerous road crossings in the city of McKeesport. We have twenty-seven dangerous crossings. Our railroad runs right through the heart of the city. At the last session we had an authority bill created allowing us to sell bonds. The City of McKeesport's share will be close to $6 million.

Now, in order for us to have a committee or an authority membership that is familiar with this condition, we find it necessary to ask that this law be amended to allow us to add two members that do not live in the confines of the city of McKeesport. They live right outside the city of McKeesport, in what is known as White Oak. These two gentlemen have been working for the last ten or twelve years in order to get these crossings eliminated. The city of McKeesport for the last fifty years has been trying to get these crossings eliminated. They have caused a lot of loss of life and inasmuch as this applies only to the city of McKeesport, the authority has never sold bonds for grade cross eliminating, so they are going to have a hard time and we wanted to go to bat with the best men possible, so I am asking the Members on both sides to vote for this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken anod were as follows:

YEAS—190

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, E. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,

Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toomey,
Cochran,	Jump,	Musto,	Varallo,
Comer,	Kamyk,	Naugle,	Varner,
Cooper,	Kehler,	Needham,	Wall,
Curwood,	Keller,	Ogilvie,	Wallace,
Davis,	Kent,	Olsen,	Walsh,
Donahue,	Kline,	O'Neil,	Wargo,
Donaldson,	Knecht,	Pacchioli,	Waterhouse,
Dougherty,	Kolankiewicz,	Parry,	Weidner,
Down,	Kooker,	Pashley,	Welsh,
Ehrgood,	Kornick,	Paulhamus	Wescott,
Eilberg,	Kratz,	Petrosky,	Wheeler,
Erb,	Kromer,	Polaski,	Whitenight,
Eshleman,	Lafore,	Polen,	Willaredt,
Farabaugh,	Leiby,	Pomeroy,	Williams,
Filo,	Leisey,	Price,	Wilt,
Fineman,	Leonard,	Pursley,	Worley,
Flint,	Leven,	Readinger,	Yetter,
Floyd,	Light,	Reibman,	Yetzer,
Flynn,	Limper,	Reidenbach,	Young,
Foster,	Lippincott,	Renwick,	Ziegler,
Frank,	Lopresti,	Rigby,	Andrews,
Frascella,	Lovett,	Rovansek,	Speaker
Frost,	Lutty,	Royer,	

NAYS—1

Tompkins.

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

I desire to be recognized for the purpose of making a brief statement concerning House Bill 2098.

I am not bringing this bill up for action but I desire to make a statement concerning it.

The SPEAKER pro tempore. The gentleman will proceed.

Mr. ANDREWS. And I desire and crave principally and especially the attention of the lawyers who are Members of this House.

This particular measure has been questioned on the ground of the authority that it would grant to a proposed State Personnel Board. I want to call the attention of the Members to the fact that with one exception, with a single exception, the Governor can exercise all of the powers it is proposed to confer upon this State Personnel Board. The Governor can hire and fire. The Governor can by his directive, by executive action, with the approval of his Executive Board, increase salaries. He can classify persons now in the service of the state. He can do everything through executive action that the proposed personnel board can do with a single exception, he cannot give tenure to those persons who compose the unclassified employes of the state. Now, it is to give tenure to the classified employes of the State that this bill is proposed.

Various bureaus and departments of the state government at the present time are seriously handicapped by reason of their inability to purchase in the market the type of services the state needs. And it is not always a question of money, although the wages paid in Pennsylvania are too low, and very often the determining factor insofar as a person who is asked to serve the state is concerned, is tenure. Physicians and technicians of all kinds say, why should I enter the service of the state when I do not know from one day to the other, from one month to the other, from one year to the other, from one administration to the other, whether or not I will be retained in the state's service even though I work my heart out rendering a devoted service?

In the unclassified realm of state employes, there is no tenure. They serve at the present time at the pleasure of the Governor.

This bill moreover to my mind would remedy various objectionable features in present Civil Service practices. I do not want to go into that because I do not want to take up your time discussing the bill.

I believe that the Members, the leadership of the Republican party in this state over the years, has favored the principle that technical and professional employes of the Commonwealth should be given tenure protection, and that is the basis of all of the Civil Service classifications. In theory and in actual practice this bill would simply extend the realm of tenure in civil service, if you like, of certain definite professional and technical employes. I will admit the classifications that might be decided upon are not included in the bill and so I am rising to speak at this time because the Republican leadership has very graciously appointed a committee to consider this bill, and I am laying this bill in the laps of that committee. I am outlining correctly and sincerely the objectives to be served by this bill. I believe they are objectives that you and many of our Members on this side desire to attain. If those objectives are served, I will support any bill that they may originate, or I will support the amendments they might propose that are in line with the objectives which we have sought to serve through House Bill 2098.

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN asked and obtained unanimous consent to address the House.

Mr. Speaker, I was one of the members of the committee on the Republican side that was asked to examine House Bills Nos. 2097 and 2098. These bills are vast in scope and devastating in character. With the principle that we should have civil service in the Commonwealth of Pennsylvania, and by that I mean legitimate civil service, I am wholly in accord.

This bill 2098 is fifty-seven pages in length and before I discuss what I believe to be some of the salient features of the bill, I wish to say that we believe that a bill which would satisfy the needs of the Commonwealth should be passed and should be studied. However, it is late in the session and we do not believe that a bill of this character can be successfully amended.

Now, what do I see in this bill that caused me to

hesitate to be in accord with it? On page 2 of the bill, under Section 1, as I interpret it, classified service includes all offices and positions under the State Personnel Board and the Executive Director, and then on page 6, I read in conjunction with that the unclassified service means all positions now existing or hereafter created in the service of the Commonwealth, which are held by heads of departments, members of boards and commissions, a confidential secretary to each state appointed authority and any such person temporarily appointed.

Now, my reading of this bill convinces me that if it were passed, every member of the 65,000 or 60,000, odd members on the payroll of the State of Pennsylvania would be subject to its terms. I am not debating the merit of whether or not the whole 60,000 should be on the payroll. I am merely calling that to the attention of the people who are the proponents of the bill because, as was presented to me, the main purpose of this bill was to protect 1100 people who are on the technical staff on the state payroll.

I also refer to page 37 of the bill and in this particular section is the thing that disturbs me to a great extent. This refers to the status of employes holding positions when the act takes effect. This section reads as follows, and I wish you would bear with me:

> "Any employe who holds a position which is in the classified service herein defined and who was in the classified service under the law in-force immediately preceding the effective date of this act shall, if he has been appointed after appropriate competitive promotional examination become a classified service."

Now, what is an appropriate examination? Under this act, as I interpret it, the State Personnel Board could go back ten, fifteen or twenty years and say that John Jones or Mary Smith did not have an appropriate examination. The effect of this bill is a civil service ripper bill, and therefore, I say the bill must be studied. It cannot be put across in this particular manner.

When you read in conjuction with the bill, House Bill 2097, which reads that the board shall be attached to the office of the Governor for administrative and budgetary purposes, you will realize that this is not a true civil service or personnel board that is an adjunct of the Governor's office.

Because I am in favor of legitimate civil service, because I want to protect the people who are under civil service rules today, and for the reasons I have indicated heretofore, I believe that a bipartisan body should be selected to determine first of all, should the civil service laws be limited to technical and scientific employes and those required by the federal act. Secondly, should it be extended to every person on the state payroll?

If we come to the conclusion that everybody on the state payroll should be on civil service, I perhaps would be in agreement with it. But we must understand what we are voting upon. We must understand that this is a possibility under this act.

Above all, I oppose this bill in its present condition because the interpretation of the word appropriate, as a lawyer in my opinion, could be used to rip out every man who is on civil service today. I am in accord with good civil service, I am willing to sit down with the leaders on the other side and work out a bill, but I do not think that a bill of this character should be presented to us in the dying days of this session.

Mr. ANDREWS. Mr. Speaker, evidently I was muddy in my speaking and perhaps thinking. Every objection the gentleman raises I am willing to regard as valid.

I am willing to support a bill that will be an initial step to protect tenure in the case of professional and technical personnel. I am willing to let the committee representing the Members on the other side of the central aisle decide and I am willing to accept their classification as to who is and who is not technical personnel. The remainder of the unclassified service represents a constituency that can be included at a later date.

I was not, when I arose, disposed to request support of the bill in question which the gentleman from Allegheny considers obnoxious. I toss, as I said, in the lap of the committee a new measure, a simple measure, which will simply guarantee tenure under proper machinery. I will let them devise the machinery which will guarantee tenure to professional and technical employes, and I will accept.

I was not proposing in any way directly or indirectly to thrust this particular bill down the throat of anyone.

HUMMELSTOWN GRADE STUDENTS WELCOMED

The SPEAKER pro tempore. The Chair welcomes to the Hall of the House a delegation of sixth grade students from the Hummelstown Grade School under the direction of their teacher, Mrs. Foltz. They are the guests of the gentleman from Dauphin, Mr. Hocker.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Readinger,

The House resumed the consideration on final passage of House Bill No. 1176, entitled:

An Act defining and relating to installment land contracts and providing for and regulating the rights and obligations between parties to such contracts under certain terms and conditions.

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. TOLL. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. STANK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Toll vote on the third reading of this bill?

Mr. TOLL. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Northumberland, Mr. STANK, vote on the third reading of this bill?

Mr. STANK. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TOLL. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, first line of Title, by inserting after "contracts" "in cities of the first class."

Amend Sec. 3, page 3, line 3 by inserting after "dwelling" "situate in any city of the first class."

Amend Sec. 3, page 3, line 7 by inserting after "structure" "situate in any city of the first class."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. MOSCRIP. Mr. Speaker, I wish to interrogate the gentleman from Philadelphia, Mr. Toll.

The SPEAKER pro tempore. Will the gentleman from Philadelphia, Mr. Toll, permit himself to be interrogated?

Mr. TOLL. I shall, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, I would ask the gentleman if in his opinion the effect of these amendments is to restrict the operation of this act to cities of the first class?

Mr. TOLL. I believe it will, Mr. Speaker.

Mr. TOLL. Mr. Speaker, I would like to have unanimous consent of the House to call this bill up for final passage at this time as amended, without printing.

The SPEAKER pro tempore. For the information of the gentleman from Philadelphia, the bill must lie over for printing.

Mr. TOLL. Mr. Spekaer, I want to move that the Rule by which it is required to have a bill lie over for printing be suspended so that this bill can be debated at this time. In view of the limited nature of the change—

The SPEAKER pro tempore. It is a constitutional provision that the bill must be in print before it can be considered.

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

The SPEAKER pro tempore. The Chair requests the Speaker of the House to return to the rostrum.

THE SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Armstrong for presiding.

The SPEAKER. For what purpose does the gentleman from Blair, Mr. Auker, rise?

Mr. AUKER. Mr. Speaker, I had hoped to be recognized before the Speaker resumed the rostrum. There were several moments—

The SPEAKER. Will the gentleman from Armstrong return to the rostrum? The gentleman from Blair evidently anticipates kinder treatment from his colleague then he might receive from the Chair. The Chair asks the gentleman from Armstrong to continue presiding.

Mr. HELM IN THE CHAIR.

Mr. AUKER. Mr. Speaker, I wish to address the House on House Bills 2097 and 2098 which are sponsored by the Speaker.

My remarks were not seeking any favor from my own colleague, but out of fairness to the Speaker that he would still be on the floor when my remarks were made. After I am through I intend to yield to another member of the same committee, Mr. Tompkins.

The SPEAKER pro tempore. If the gentleman is asking unanimous consent to make a statement, that permission can be granted. The particular bill he desires to debate is not before the House at this moment, it is on the final passage postponed calendar.

PERMISSION TO ADDRESS HOUSE

Mr. AUKER asked and obtained unanimous consent to address the House.

Mr. Speaker, I too was one of the members of the committee to consider House Bills 2097 and 2098. I want to say that I am in accord with everything the gentleman from Allegheny, Mr. Goldstein, said. In fact, I believe it may be said that this committee was in unanimous accord with the remarks made by him.

I too feel that the idea sought to be accomplished and the purpose sought to be accomplished by the bills is good. Practically speaking, I made a very thorough study of the bills, I read them very carefully and I can see in various sections of the bills where there would be much confusion, a great deal of misuse and probably a great deal of abuse if the bills are not properly drawn.

We had to keep in mind that we were dealing with some sixty to sixty-five thousand state employes. If such a bill is to be drawn that it should be entirely outside of political pressure by both parties, or by either party controlling the executive branch of the government and I would say the purpose sought to be accomplished by these bills should be carried out.

Up to now I cannot see where the executive director, the board and various advisory members of the board would be subject to the control of the governor, be he either Republican or Democrat or how we are going to keep it away from political pressure. I do not see, therefore, that it would be of any advantage to pass such a bill over the present civil service acts that we now have in force and effect in the state.

Possibly it might be well to keep the civil service acts and bring all departments under them, particularly the Highway Department where the lack of technical and professional employes is felt more than in any other department of the Commonwealth, where the greatest amount of money is being spent without any check whatsoever by the Members of the Legislature.

Therefore, I feel along with Mr. Goldstein that a great deal of study should be given to this, more time than we have now to give to it in the remaining days of the session.

I assure the gentleman from Cambria, Mr. Andrews, that I am in accord with the purpose sought to be carried out by the bill. I would certainly endorse a resolution that the Joint State Government Commission be empowered to make such a study. As far as possible they should get non-partisan advisors to consult with them between now and next January as to the best kind of a bill to be drawn, if one can be drawn without being subject to political pressure, and report back to the next session of the Legislature, which after all is only seven months away.

Mr. Speaker. I yield to the gentleman from Cameron, Mr. Tompkins.

The SPEAKER pro tempore. The gentleman from Blair, Mr. Auker, yields to the gentleman from Cameron, Mr. Tompkins. The gentleman will proceed.

Mr. TOMPKINS. Mr. Speaker, I want to get my thinking straight on this thing. Was House Bill 2098 on page 3 of today's calendar called up?

The SPEAKER pro tempore. The bill was not called up.

Mr. TOMPKINS. Do I understand that everybody is speaking under unanimous consent on this bill?

The SPEAKER pro tempore. That is correct.

Mr. TOMPKINS. I wanted to get my thinking straight on that because up to this point I have misunderstood it. I was wondering if we could discuss the bill by calling it up from the calendar and then not acting on it.

The SPEAKER. The gentleman is correct, the bills are not under consideration and unanimous consent was given for discussion.

Mr. TOMPKINS. Then, Mr. Speaker, all I desire to do is concur in what the gentleman from Allegheny, Mr. Goldstein, and the gentleman from Blair, Mr. Auker, have said and suggest further that I think this matter should be made the subject of intensive study by the Joint State Government Commission.

In addition to the items which have been raised by the previous two gentlemen, you will find on page 24 a statement to the effect that a person to hold a job in this state must be a resident of the United States and a one-year resident of the state of Pennsylvania. But then immediately following they proceed by stating "the board may in any case waive the above requirements pertaining to residents," which means that the board in the initial instance if it sees fit can go abroad and hire anybody it wishes to come in and operate and run the Commonwealth of Pennsylvania.

I very much favor that any civil service program in the state of Pennsylvania require that the attempt first be made to recruit personnel from the Commonwealth of Pennsylvania before the requirements in any instance be waived. If they cannot find the personnel among the 10 million of our own people, then waive it and go on the outside.

There are other matters which might be brought up at this time, but that is one important item I ran across in this bill. They try to give them legal status at the end of six months, and I think our law requires a year. That is just some more of the many loopholes that appear in this bill.

I know the Speaker is going to say, why don't you put the amendments in and I'll go along with it, redraft the bill, and do all of these things. But this is such a comprehensive program which goes to the entire reorganization of the government of the Commonwealth of Pennsylvania that I do not attempt to say that in a matter of two or three weeks we can sit down and devise a workable program to get the kinks worked out of it. That is the reason we suggest the study at this time instead of this bill.

Mr. ANDREWS. Mr. Speaker, the responses of the lawyers who have spoken have not been responsive as far as the issue I raised is concerned. I admitted this bill was a "dead duck." I suggested that perhaps the very able committee serving on the other side of the House might be able by means of a new bill, or amending this one, to serve at least part of the purposes this bill was designed to serve.

If we could do nothing more than assure tenure for the employes of the Highway Department, the technical employes, if we could do nothing more than that, we would be rendering a service of real value to the Commonwealth.

However, and I will conclude with this observation, if the House does not desire to work out this problem and if the committee does not desire to work at this problem, there is a very "eager beaver" sort of person serving in the executive department who will proceed with a classification plan, who will have the power during this administration to hire and fire, who will have something to say about pay schedules, and who, in effect, will do for the immediate future all the things that we desire to do through this bill during future years.

REPORTS FROM COMMITTEES

Mrs. VARALLO from the Committee on Appropriations, re-reported as amended, House Bill No. 275, entitled:

An Act amending the act of May 17, 1929 (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," increasing the amounts of payments from the Commonwealth to counties and making an appropriation

Mr. CAPANO from the Committee on Judiciary, reported as committed, House Bill No. 2079, entitled:

An Act to amend the 'Fiduciaries Act of 1949" * * *, by further limiting the powers of registers of wills to issue letters testamentary or of administration in certain cases and providing for further duties of personal representatives.

Mrs. VARALLO from the Committee on Appropriations, reported as committed, House Bill No. 2112, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives to investigate the policies, methods, and practice of the State Board of Medical Education and Licensure with respect to acceptance for internship and licensure of graduates of foreign medical schools.

Mr. KOLANKIEWICZ from the Committee on Rules, reported as committeed, House Bill No. 2115, entitled:

An Act relating to branches of banking institutions; directing the Joint State Government Commission to study and investigate the establishment, maintenance and operation of such branches and to report to the next regular session of the General Assembly its findings and recommendations, with drafts of legislation necessary to carry such recommendations into effect, and prohibiting the establishment of branches by banking institutions in certain cases for a limited period of time.

Mrs. SARAH A. ANDERSON from the Committee on Military Affairs, reported as committed, Senate Bill No. 526, entitled:

An Act amending 'The Military Code of 1949" * * *, further regulating membership of the Military Advisory Commission.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2079, entitled:

An Act to amend the "Fiduciaries Act of 1949" * * *, by further limiting the powers of registers of wills to issue letters testamentary or of administration in certain cases and providing for further duties of personal representatives.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2112, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives to investigate the policies, methods, and practice of the State Board of Medical Education and Licensure with respect to acceptance for internship and licensure of graduates of foreign medical schools.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 2115, entitled:

An Act relating to branches of banking institutions; directing the Joint State Government Commission to study and investigate the establishment, maintenance and operation of such branches and to report to the next regular session of the General Assembly its findings and recommendations, with drafts of legislation necessary to carry such recommendations into effect, and prohibiting the establishment of branches by banking institutions in certain cases for a limited period of time.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 526, entitled:

An Act amending "The Military Code of 1949" * * *, further regulating membership of the Military Advisory Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1792

Mr. VARALLO. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1792.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 8

Mr. WILLIAM B. SMITH. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 8.

The SPEAKER. The report will lie over for printing under the Rules.

The SPEAKER pro tempore. The Chair now returns the gavel to the Speaker.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair again thanks the gentleman from Armstrong, Mr. Helm, for presiding.

BILLS ON THIRD READING

BILL PASSED OVER

There being no objection

House Bill No. 437, Printer's No. 1732

was passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1153, entitled:

An Act amending the "Local Tax Enabling Law" of June 25, 1947 (P. L. 1145) increasing the overall limit of tax revenues for school districts of the second third and fourth class and increasing the maximum tax on house trailers in school districts.

On the question,

Will the House agree to the bill on third reading?

Mr. McCANN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information

Amend Sec. 2 (Sec. 1) page 4, line 13 by striking out "$5" and inserting in lieu thereof "$3."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1544, entitled:

An Act providing for the incorporation as bodies corporate and politic of "Regional Service Districts" by adjoining counties prescribing the rights powers and duties of the regional service districts ***.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1943, entitled:

An Act to add section six hundred thirty-five point one to "The Penal Code" *** by regulating the serving and selling of milk in which chocolate cocoa or cacao products are used as an ingredient and prescribing penalties.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, this bill would make it an offense to sell any product labeled as chocolate milk unless the product contained not less than 3.25 per cent of butterfat and less than 12 per cent of milk solids. In other words, many of the drinks now being sold as chocolate milk contain less butterfat than that and have other materials in them which may be good or bad. I suppose they are good, or the people would not continue to buy and drink them, but if this bill passes, and the administration urges that it does, then anyone who wants to sell the product labeled "chocolate milk" would have to comply with these standards or suffer some penalty.

I understand several school cafeteria will not take a product unless it contains whole milk and chocolate, and I suppose many other people prefer drinks which do not contain that much butterfat. However, this bill seeks to give the public notice that when they are buying chocolate milk they are going to have a certain amount of butterfat in it. When they are buying something that does not have that amount in it, it will not be called chocolate milk.

Mr. LIGHT. Mr. Speaker, I should like to discuss House Bill 1943, Printer's No. 1733. According to the title, this bill would consolidate, amend and revise the penal laws of the Commonwealth by regulating the serving and selling of milk in which chocolate. cocoa or cacao products are used as ingredients, and prescribing penalties.

It is Section 635.1 on page 2 of the bill to which I want to call special attention and this is the amendment:

> Whoever sells or offers or exposes for sale or has in his possession with the intent to distribute or sell milk flavored with or colored by chocolate cocoa or cacao products or labeled as chocolate milk containing less than three and one-quarter per centum of butterfat and less than twelve per centum of milk solids shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars for the first offense and not exceeding one hundred dollars for every subsequent offense and in default of the payment of such fine and costs shall be committed to jail one day for each dollar of the fine and costs imposed.

Let us consider first that the present standards for food such as milk, ice cream, bakery and meat products and so on are established through specific laws and regulations and are administered by the Pennsylvania Department of Agriculture. It has not been explained why these regulations should now be placed under the Penal Code, Act 872 of 1939. The enactment into law of this bill would simply shift the responsibility now placed in the Department of Agriculture to another department.

If a change in standards for chocolate products is desired at this time, it could be done through amendment of the present law.

For the information of the Members of the House it should be pointed out that at present two distinct chocolate products appear on the market, one is labeled "chocolate milk" and the other is called "chocolate drink." Chocolate drink usually sells anywhere from one cent to three cents less per quart than chocolate milk depending on the area and the content.

Just a word about the distribution and the sale of chocolate milk. According to the Pennsylvania Association of Milk Dealers, a 1954 survey of more than 300 milk dealers in Pennsylvania, indicated about 80 per cent of the fluid chocolate was sold as "milk," the other 20 per cent falling in the "drink" category.

I want to impress upon you this fact. The Pennsylvania Association of Milk Dealers makes the statement that the average butterfat test for chocolate milk was 2.95 per cent for drink and 1.9 per cent for drink. The present minimum is 2.5 per cent for chocolate milk, with no minimum on drink. It can be readily seen that the industry has not been using the minimums as the basis for processing their products, but it has left the answer up to the buying public. The milk dealers are putting out what the public wants at the price and with the contents which have the greatest appeal.

As a result these 300 milk dealers sold better than 33 million quarts of chocolate products during 1954. For this the farmer received the top Class I price. Through promotions and other merchandising efforts sales of chocolate products have generally been increasing, as have other sales.

Instead of giving you my personal reaction and study of this bill, I want to report to you what the industry thinks about this bill.

Let us first refer to the Pennsylvania Association of Milk Dealers and I quote: "If a change in standards for chocolate products is desired, why is it not accomplished through the usual standards?" New regulations of this type always bring enlarged enforcement problems, but when there are split responsibilities, the administrative headaches are multiplied manyfold.

A survey of more than 300 milk dealers, as I have stated, shows a test of the chocolate milk sold as 2.95 per cent. Just recently the four largest milk associations of Pennsylvania had a meeting in Harrisburg and they agreed to oppose this bill on the basis that they had been serving chocolate milk anywhere from 2.75 to 2.95 per cent.

The Pennsylvania State Grange with a membership of 80,000 members has taken action against this bill. Also, I would like to read into the record a letter which I received from the Keystone Dairy of Reading, Pa. On January 19th a form letter was distributed to the membership of this House by the Keystone Dairy, and I am reading into the record the letter that was submitted to the membership on this same bill. After I had received this letter, I wrote to them and asked their permission to us these facts if they wanted them used. This is their letter to the membership of this House:

> House Bill No. 1943 amending section 635.1 to the act approved the 24th day of June, 1939, making it mandatory for chocolate milk to contain not less than 3.25 per cent of butterfat by weight and not less than 12 per cent of milk solids is in process of passage, I believe.

This is what the Keystone Dairy said and I quote the following:

With thirty years of experience in the milk business I am certain this product will not have public acceptance. The product as described is not new. Years ago we sold a chocolate flavored milk made with whole milk and a settling type of chocolate. There was so much grief with it that the chocolate industry spent much time developing a certain non-settling type of chocolate, which of course is done by a type of stabilizer.

When this stabilized chocolate was developed we used it with whole milk just exactly as described in this bill. Chocolate milk sales went to a new low immediately since the drink was so thick that it was not palatable. Much time was spent in developing the chocolate milk now being used which contains approximately 2.75 per cent to 3 per cent butterfat. The law now allows us to go as low as 2.5 per cent, but every milk dealer keeps well above the minimum and if the same dealer keeps as well above the 3.25 per cent minimum it will develop a non-salable chocolate milk.

The question is not whether it protects the producer or the consumer, but completely resolves itself to the fact that the public will not, first, accept the old-fashioned type of settling chocolate milk; second, will not drink the chocolate milk produced by adding the stablized chocolate to the whole milk because it is too viscous a product to be palatable.

Now therefore, if you would like to see chocolate milk hit a new low in sales, whether it benefits the producer or not, passage of this bill will do just that.

During 1955 we at the Keystone Dairy spent literally thousand of dollars to make chocolate milk available to the public through vending machines; something which the lawmakers of both state and nation have begged for to rid themselves of some of the huge surplusses of milk and now comes a bill to destroy all this.

Before I wrote this talk I addressed the Keystone Dairy and asked them whether they still stand on what they said. This is their reply under date of March 9th:

It is the raise from 2.5 per cent to 3.25 per cent butterfat content that we object to. Even then it is not the dealer who might object to it as much as the public because we still contend that the finished product too viscous to make it a good and palatable drink. We now sell a chocolate milk that approaches 3.00 per cent butterfat, but that is the highest you may go without approaching viscosity danger. If the minimum were set at 3.25 per cent fat we would go beyond that to be safe and thereby create the viscosity danger.

In view of the fact that the milk companies, the milk producers' organizations, the farmers' organizations and the Keystone Dairy with the experience I have just cited are opposed to this bill, I think that should appeal not only to the Members of the House to oppose the bill, but it should certainly be an appeal to the sponsors of the bill to desist from pressing this bill.

Every Member of this House and every leader of this House knows that no law is any good unless it has public acceptance and, according to the letter I have from the Keystone Dairy according to the opinion expressed by the milk associations, if you go through with this and pass this bill, it certainly will not have public acceptance.

Mr. FARABAUGH. Mr. Speaker, I think the membership of the House should know some things about this milk situation of which I doubt very much they are at all familiar.

The present law in this state requires that milk as such have 3.25 butterfat. The present law on chocolate milk allows them to put in only 2.5 percent butterfat.

We have heard recently a lot of talk about a surplus of butter and dairy products on the market. The facts are that the milk dealers are buying this milk within the state and encouraging and forcing the producers to furnish a product that contains more butterfat than the law requires to go in the bottle. That additional butterfat is paid for by the dealers at a considerably less cost to them than that fat could be bought on the open market.

Therefore, the dealers are gaining, making additional money on the farmers' products, by buying butterfat in the milk higher than they sell to the consumer in the bottle.

This talk about a 3.25 butterfat in chocolate milk making it unpalatable is a lot of tommyrot. I would guess a great many people in here have drunk chocolate milk while they were in Harrisburg which has 3.25 fat in it, and I venture to say it is very palatable.

Who is the previous speaker representing? I notice on the list he is listed as a farmer. He certainly is not speaking for the farmers of Pennsylvania, especially the dairy farmers. I am confused to know whether he is representing the farmers, or the chocolate people, or the milk dealers. It certainly is one or the other, because his argument against this bill is distinctly an argument against the benefits to the dairy farmers of Pennsylvania.

I say we should have a decent product put out to the consumer, and when we put in a little more butterfat and when there is so much fuss made today in the open market about additional butter, I say they should put it in the chocolate milk. Let people have a decent product, and in so doing simply put in a little less chocolate. It does not change the drink insofar as being palatable is concerned, it improves the quality.

I beg you to support this bill, because it definitely is in the interests of the dairy farmer in this state. I have found in the past that in some instances the membership on the other side of the House seemed to be very eager to do something for the farmer in this state. They have demonstrated that on several occasions. Now if you want to do something for the farmers in Pennsylvania, the dairy farmers, support this bill.

Mr. GARLOCK. I would like to interrogate the gentleman from Lebanon, Mr. Light.

The SPEAKER. Will the gentleman from Lebanon, Mr. Light, permit himself to be interrogated?

Mr. LIGHT. I shall, Mr. Speaker.

Mr. GARLOCK. Mr. Speaker, I believe the gentleman mentioned the Grange as having about 80,000 members in the state of Pennsylvania. Is that correct?

Mr. LIGHT. That is correct.

Mr. GARLOCK. Could the gentleman tell me what percentage of the Grange members live on farms or are farmers?

Mr. LIGHT. Mr. Speaker, I should like to answer the gentleman's question in this manner. The Pennsylvania State Grange membership is composed of farmers and their families, 14 years and older, and persons who have no interest adverse to agriculture. The Grange

admits a doctor, admits a lawyer or admits anyone in the community in which they reside if they have no interest adverse to agriculture.

May I say just one word. Grange policies are developed in a peculiar way. There are a little better than 600 units and each of these subordinate branches adopts resolutions and passes them on to the State Grange, where they are screened, and out of those resolutions come the policies of the Grange. The policy of the Grange is always developed from those resolutions. There are not a few men or any number of men in the Grange organization who say this is this or that is that. That is the manner in which the policy is developed.

As to just how many members live on farms, I cannot say. I live in a house on my own farm, but not in the farmhouse.

In answer to the gentleman who just preceded Mr. Farabaugh I wish to say that presently I operate three farms in Lebanon County. I have always owned and operated farms. I have always tried to speak for agriculture and the benefits that have come to agriculture. I have never represented anyone else but John H. Light, the interests in which I believe and things which are sound. I have spoken to no one about this bill, no one has spoken to me about it, but I have studied the bill as I saw it from the facts I could gather, and that was the basis for the remarks I have made.

As to the gentleman's question, I cannot tell him exactly how many members of the Grange are actually farmers, that is, operating farmers, I do not know.

Mr. GARLOCK. Mr. Speaker, is the gentleman a dairy farmer?

Mr. LIGHT. Not now. I sold my dairy herd because I could not get the help to operate it. I have always bred cattle and had dairy herds until four years ago.

Mr. GARLOCK. I thank the gentleman.

Mr. Speaker, it is my understanding that the Grange is made up of a considerable number of members who are nonfarmers, being business people, city residents and people who have never lived on a farm in their lives, yet they claim to be a farm organization.

This bill, I feel, will definitely benefit the dairy industry in the state of Pennsylvania, and I ask all Members to vote for the bill.

Mr. READINGER. Mr. Speaker, as the sponsor of the bill I am almost drowned in the welter of words whcih have been emanating from the three honorable gentlemen. I would like to compliment them on the very able way in which they have debated the bill, but I would like to point out to you before you vote that this bill does not stop anybody from selling anything. All it does is say you must change the name of your product from chocolate milk if you are selling it with less than a certain amount of butterfat in it.

I would like to see the farmers sell a great deal more of their milk as fluid milk. I would like to see the chocolate milk producers sell, whatever their number of millions of quarts was, I would like to see it tripled. I think the people of Pennsylvania should drink more milk and more chocolate milk, it would help that industry.

I still say all we are doing today is simply saying that you cannot use a certain name. You cannot be stopped from selling chocolate drinks, no matter what the butterfat content is. Even if it is down to one-half of one per cent, you can still call it a chocolate drink.

I hope we can vote on this big, momentous matter soon and get it out of the way.

The SPEAKER. The Chair appreciates the gentleman's interest in chocolate milk.

Mr. MOSCRIP. Mr. Speaker, just a word on this matter of chocolate milk.

I went out of my way to talk to two dairymen in our county who buy directly from our producing farmers, and two things were brought to my attention. The first was that the margin of profit in chocolate milk as presently produced is very thin. They felt if the additional butterfat was put in as a general practice throughout the state it would probably require that the dairy either sell it at a loss or request a price rise.

Concerning this matter of putting more butterfat in, it necessarily raises the quality, but I do not believe it would necessarily increase the consumption. We all know that sometimes the best quality products are not those which are consumed the most, and I am afraid the result of this bill, while its object may be meritorious, would actually mean a reduction in the sale of chocolate milk, particularly if the dairyman was forced to ask for a price increase in order to put in the added ingredients.

Secondly, I was also advised by these dairymen that it is very difficult to ascertain the butterfat content in the milk after the mixture is made. As a lawyer, it would appear to me it would be possibly on a spot check, take a bottle of chocolate milk and find out on the test that it did not comply, while the whole batch from which it was run off would comply with the test. Therefore, you might have some injustice in your prosecutions.

Thirdly, in answer to the gentleman, Mr. Garlock, I happen to be a lawyer by profession and I am also a member of the Grange. I can assure Mr. Garlock that there are a lot of people in the rural areas who recognize the importance of farm life. We know in a great many areas that our economy depends upon it. We who belong to the Grange, who are not primarily farmers, are very happy to lend our know-how, our approach to the problems from outside, to help the farmers and to bolster their economy.

Mr. MAXWELL. Mr. Speaker, I have listened to a lot of pleas for the farmer, the producer and a person that sells this milk, but I have not heard any plea for the children of this Commonwealth who have to drink this low grade chocolate milk.

Now, let us think a little bit about the consumer, the person who has to drink this milk, and lets all vote for this bill.

Mr. FARABAUGH. I am very much pleased to learn that a friend over here, Mr. Moscrip, is a member of the Grange. I had not desired to bring that into this discussion but since it is here I think I would be justified in making a few remarks.

I had been a granger myself for forty-nine years. I know something about the policies. I know something about how this sort of information comes about. As to the Members standing up here and saying these remarks represent a certain number of people is a little misleading. Information goes out to subordinate granges that influence all of the requests that possibly come to you

Members. I think that should not have been brought here.

I want to say a little further, the gentleman has just spoken of information he got from milk dealers. I believe I know a little bit about this milk business. I have been in it for a good many years. They have yet to show me where any dealer is going to charge extra money for putting a little butter fat in this chocolate milk.

All this bill does is require that they do put the same amount in as the law requires for milk in this state. I have no objection to their selling a chocolate drink made of skim milk if they desire to do that. The fact of the matter is I was opposed to this bill originally because it would not permit them to do that.

The farmer gets very little for that skim milk, but I still have no desire to prohibit people from buying it, or the dealer from selling it, if people are foolish enough to buy it. I stil lbelieve that in a bottle of chocolate milk, sold as milk, they are entitled to what the law calls for in other milk, which makes it a decent product to drink.

Mr. MOSCRIP. Mr. Speaker, for the information of the gentleman from Cambria, I thought I was careful enough. The two dairymen to whom I spoke, the two milk dealers, one of them owns his own herd, the other one buys all his milk from farmers within a radius of five miles of his processing plant.

They give our farmers in Bradford County a better price for their milk and provide quite a lot of employment.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows.

A verification of the roll was requested by Messrs. LIGHT, OGILVIE and AGNEW.

The roll was verified and was as follows:

YEAS—107

Amarando,	Floyd,	McCann,	Rudisill,
Anderson, M. S.,	Flynn,	McCormack,	Sarraf,
Anderson, S. A.,	Frank,	McGee,	Scarcelli,
Banker,	Frascella,	McKeever,	Schuster,
Barnatovich,	Gaffney,	Meholchick,	Sherman,
Boies,	Garlock,	Mihm,	Smith, Wm. B.,
Bonner,	Gelfand,	Mills,	Snider,
Boory,	Goldstein,	Moran,	Stank,
Branca,	Guss,	Muldowney,	Stebbins,
Brennan, A. P.,	Hamilton, R. K.,	Mullen,	Stephens,
Brennan, J. J.,	Hamilton, W. H.,	Munley,	Stone,
Breth,	Heavey,	Murray, J. J.,	Stroup,
Bucchin,	Holt,	Musto,	Taylor,
Capano,	Jenkins,	Needham,	Thomas,
Cianfrani,	Jones, G. E.,	O'Neil,	Thompson,
Cioffi,	Kamyk,	Pacchioli,	Toll,
Cochran,	Kolankiewicz,	Pashley,	Toomey,
Comer,	Kooker,	Petrosky,	Wallace,
Cooper,	Kornick,	Polaski,	Walsh,
Curwood,	Leiby,	Polen,	Wargo,
Dougherty,	Leonard,	Price,	Welsh,
Eilberg,	Leven,	Readinger,	Wheeler,
Erb,	Limper,	Reibman,	Whitenight,
Farabaugh,	Lopresti,	Reidenbach,	Williams,
Filo,	Lovett,	Renwick,	Yetter,
Fineman,	Lutty,	Rigby,	Yetzer,
Flint,	Maxwell,	Rovansek,	Andrews, Speaker

NAYS—67

Agnew,	Gibson,	Lafore,	Pursley,
Bell,	Gramlich,	Leisey,	Royer,
Blair,	Guthrie,	Light,	Smith, C. C.,
Bower,	Helm,	Mahan,	Steckel,
Breisch,	Hocker,	Markley,	Stevenson,
Brenninger,	Horst,	McInroy,	Stoner,
Brown,	Houk,	Mikula,	Strausser,
Davis,	Isaacs,	Miller,	Swartz,
Donahue,	Johnson,	Moody,	Tompkins,
Donaldson,	Jump,	Moscrip,	Varner,
Ehrgood,	Kehler,	Murray, H. P.,	Wall,
Eshleman,	Keller,	Murray, P. G.,	Waterhouse,
Foster,	Kent,	Naugle,	Weidner,
Frost,	Kline,	Ogilvie,	Willaredt,
George,	Knecht,	Parry,	Wilt,
Gibb,	Kratz,	Paulhamus,	Worley,
	Kromer,	Pomeroy,	Ziegler,

NOT VOTING—32

Adam,	Hass,	McLaughlin,	Rubin,
Ashton,	Haudenshield,	McWherter,	Sigman,
Auker,	Henzel,	Metz,	Varallo,
Bazin,	Hewitt,	Monroe,	Vaughan,
Bullen,	Jones, T. H. W.,	Murphy,	Verona,
Down,	Lawyer,	Olsen,	Wescott,
Ewing,	Lippincott,	Pettigrew,	Wood,
Greenwood,	Magee,	Rosen,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2013, entitled:

An Act amending the "Public School Code of 1949" *** providing for advance payments reimbursements and tuition in the case of area technical schools

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boies,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,

Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Williams,
Filo,	Leisey,	Price,	Willaredt,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Light,	Readinger,	Worley,
Floyd,	Leven,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2070, entitled:

An Act amending "The Second Class Township Code" approved May 1 1933 (P. L. 103) further regulating the election and appointment of township supervisors

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2103, entitled:

An Act amending the "Banking Code" * * * limiting the establishment and maintenance of Branch banks

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READING. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Lutty,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Rudisill,
Anderson, S. A.,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. C.,
Boles,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hamilton, W. H.,	Metz,	Stank,
Bower,	Hass,	Mihm,	Stebbins,
Branca,	Haudenshield,	Mikula,	Steckel,
Breisch,	Heavey,	Miller,	Stephens,
Brennan, A. P.,	Helm,	Mills,	Stevenson,
Brennan, J. J.,	Henzel,	Moody,	Stone,
Brenninger,	Hocker,	Moran,	Stoner,
Breth,	Holt,	Moscrip,	Strausser,
Brown,	Horst,	Muldowney,	Stroup,
Bucohin,	Houk,	Mullen,	Swartz,
Bullen,	Isaacs,	Munley,	Taylor,
Capano,	Jenkins,	Murphy,	Thomas,
Cianfrani,	Johnson,	Murray, H. P.,	Thompson,
Cioffi,	Jones, G. E.,	Murray, J. J.,	Toll,
Cochran,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Wall,
Donahue,	Kent,	Olsen,	Wallace,
Donaldson,	Kline,	O'Neil,	Walsh,
Dougherty,	Knecht,	Pacchioli,	Wargo,
Down,	Kolankiewicz,	Parry,	Waterhouse,
Ehrgood,	Kooker,	Pashley,	Weidner,
Eilberg,	Kornick,	Paulhamus,	Welsh,
Erb,	Kratz,	Petrosky,	Wescott,
Eshleman,	Kromer,	Polaski,	Wheeler,
Farabaugh,	Lafore,	Polen,	Whitenight,
Filo,	Leiby,	Pomeroy,	Willaredt,
Fineman,	Leisey,	Price,	Williams,
Flint,	Leonard,	Pursley,	Wilt,
Floyd,	Leven,	Readinger,	Worley,
Flynn,	Light,	Reibman,	Yetter,
Foster,	Limper,	Reidenbach,	Yetzer,
Frank,	Lippincott,	Renwick,	Young,
Frascella,	Lopresti,	Rigby,	Ziegler,
Frost,	Lovett,	Rovansek,	Andrews,
			Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Rosen,
Ashton,	Hewitt,	Monroe,	Vaughan,
Bazin,	Lawyer,	Pettigrew,	Verona,
Ewing,	Magee,		Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2108, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) removing certain limitations on the taxing power of school districts of the fourth class

On the question,

Will the House agree to the bill on third reading?

Mr. LOVETT. Mr. Speaker, I ask the sponsor of the bill to explain just exactly what this bill does.

Mr. READINGER. Mr. Speaker, the lady from Lehigh

will yield to the gentleman from Greene Mr. McCann.

The SPEAKER. The lady from Lehigh yields to the gentleman from Greene, Mr. McCann.

Mr. McCANN. Mr. Speaker, if possible I will try to explain to the Members of the House this particular piece of legislation.

House Bill 2108 on page 3 formerly provided that when school districts desired to increase an additional five mills in their school tax, there was a provision with which they had to comply.

The basic law provides for 35 mills, and if you will notice beginning on line 4 and continuing to line 19, inclusive, in that section of the School Code which is Section 672 on tax levy limitations, all of that has been deleted and the substitution in this bill permits the financially handicapped and distressed school districts to authorize an additional levy of ten mills, where the former law provided for five mills. This would be a five mill increase, or an additional ten mills, which we would be dealing with. Thirty-five mills and five mills now would be thirty-five mills and an additional ten mills, or forty-five mills. They could have this ten mills additional tax providing the Department of Public Instruction, first, determined by an investigation that the district is financially handicapped and distressed; second, that all the taxable property in the district had been levied upon; third, that all other taxes available to the school district and deemed advisable by the Superintendent of Public Instruction had been utilized; and, fourth, that the district had complied with the economical standards set forth by the Department of Public Instruction.

This particular bill does grant an additional five mills in taxing power under the tax limitation section of the School Code as it exists in the present time, but it also provides for certain things that must be done and determined before this can be applied, if this were the law.

I would like to say that this particular piece of legislation has been asked for the school districts which are held down by the present law in meeting their commitments at the present time.

I believe that is all this particular bill does as far as applying to tax limitations under the Public School law.

Mr. STROUP. Mr. Speaker, I desire to interrogate the gentleman from Greene, Mr. McCann, for just a moment, please.

The SPEAKER. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. STROUP. Mr. Speaker, did I understand the gentleman to say that in addition to the ten mills increase which would be authorized by and with the approval of the Department of Public Instruction there is also another five mill increase that would be authorized?

Mr. McCANN. No, sir. May I say to the gentleman that the present law provides for a five mill increase and that is being deleted. In place of that a ten mill increase is being inserted. I think I explained that, I hope I did, when I referred to the basic law which provided that you can now levy thirty-five mills and under this section in the former law it provided for five mills additional taxes. That is being deleted and in place of it, ten mills is being inserted into the Code, which would make a total of forty-five mills under this bill.

Mr. STROUP. Mr. Speaker, I thank the gentleman. From the context of his address I gathered he was telling us there was a fifteen mill increase.

Mr. LOVETT. Mr. Speaker, I would like to interrogate the gentleman from Greene, Mr. McCann.

The SPEAKER. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. LOVETT. Mr. McCann, in cases where the school district has not used the means of the equalization board on assessments, are they permitted to use the increase?

Mr. McCANN. Mr. Speaker, even where counties have not utilized the means of the reassessment law, they are permitted at the present time, and many school districts are using the additional five mills that is provided in the Public School Law of 1949 under Section 672.

Mr. LOVETT. Mr. McCann, may I ask you if there is not another additional five mills now that can be used for that same purpose?

Mr. McCANN. That is correct. The law at the present time provides for an additional five mills over the thirty-five mill limitation.

Mr. LOVETT. But you are now asking for another additional five, is that correct?

Mr. McCANN. That would be correct, although the section is being eliminated on five and a new section being inserted which provides for ten mills, which would be an additional five.

Mr. LOVETT. Why confuse the issue? It is an additional five mills, is that correct?

Mr. McCANN. Mr. Speaker, I am not confusing the issue. The section is being deleted and in place of it it does grant an additional five mills, but it sets forth the provision under which the new ten mills can be handled, which exists in the present law, sir.

Mr. LOVETT. Is the gentleman telling me in one breath that under the original law they could use that five mills in districts which had not availed themselves of the equalization board for an increase of the assessment?

Mr. McCANN. Mr. Speaker, no school district in the Commonwealth of Pennsylvania up to this present session had any power to do anything about equalization. That fell within the jurisdiction of the county commissioners of the respective counties. In this session we passed a law which provided that a school district could take the county commissioners into court if they did not avail themselves of this law by 1958. This law pertains to school districts. Assessment pertains only to county commissioners. No school district in the Commonwealth was able to use that law because it was not for their purposes.

Mr. LOVETT. May I further ask the gentleman, Mr. Speaker, as regards this particular increase of five mills if he has not stated that it is to be used in distressed school districts regardless of whether that distressed school district has used the equalization law to increase their assessment?

Mr. McCANN. Mr. Speaker, as the gentleman stated the question, I will have to answer that that is correct.

Mr. LOVETT. Mr. Speaker, I thank the gentleman and I would like to interrogate the Chairman of the Appropriations Committee, Mr. Polen.

The SPEAKER. Will the Chairman of the Appropriations Committee, Mr. Polen, permit himself to be interrogated?

Mr. POLEN. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Polen, is it your understanding that there are now no distressed school districts?

Mr. POLEN. Mr. Speaker, I would not say there are not any distressed school districts at this time, but they are getting to be very few. Those appropriations in the past have run into the millions. I believe in the budget we have appropriated only $300,000 for this biennium.

Mr. LOVETT. Mr. Speaker, we defeated a bill just a few days ago which practically increased the millage in districts where the assessed valuation had not been increased to the extent that it should be. We now have this same condition in this bill.

As I understand, there are only certain school districts in certain counties in this state which have refused to raise their assessed valuations to where they should be raised as has been done by the rest of the school districts throughout the State of Pennsylvania. We are now passing this additional five mills to protect those districts which refuse to increase their assessed valuations and giving to these other districts an opportunity to increase it five mills more. I think it is bad legislation.

Mr. TOMPKINS. Mr. Speaker, I would like to clarify some of the thinking of the gentleman from Westmoreland, Mr. Lovett, on this particular bill. If I am wrong in this, I wish the gentleman from Greene, Mr. McCann, would correct me.

May I interrogate the gentleman from Greene Mr. McCann?

The SPEAKER. Will the gentleman from Greene, Mr. McCann, permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, do I understand that the provisions of this bill require that before the ten mills, or any portion thereof, can be imposed over and above the basic thirty-five mills approval must be obtained from the Department of Public Instruction?

Mr. McCANN. Mr. Speaker, I would like to say that I tried to follow this as carefully as I could due to the fact that I am filling in for the sponsor.

It was my understanding, Mr. Speaker, that the ten additional mills on page 4 dealing with the financially handicapped or distressed school districts must, before they can get this, have an investigation by the Department of Public Instruction, and by that I mean it has to be certified to from their investigation that the district is financially handicapped and distressed; Second, that all the taxable property in the district has been levied upon; Third, that all other taxes available to the district, under whatever laws may exist, are being levied; Fourth, that the district has complied with economical standards. I will admit to the gentleman from Cameron I do not know exactly what that means.

Mr. TOMPKINS. I thank the gentleman, Mr. Speaker.

The point I am trying to make is this: some years ago there was one of the school districts in my jurisdiction which became financially handicapped temporarily and they came to Harrisburg for some financial handicap funds. The Department of Public Instruction did exactly what the gentleman from Greene has stated, they made a survey and they said, before we can give you any handicapped funds at all, you will have to increase your assessments to a certain figure. This means that this whole problem, so far as I can understand it, would be under the control of the Department of Public Instruction and would answer in the main the objections of the gentleman from Westmoreland.

The financially handicapped districts, if the Department of Public Instruction follows the program throughout the state that they followed out in my county, are going to compel them, if they have not gone through the tax equalization program, to raise their assessments in that district enough to try to help themselves before they come to Harrisburg for help.

Mr. McCANN. Mr. Speaker, I would like to bring to the attention of the gentleman from Cameron, Mr. Tompkins, that that was one of the purposes for which we inserted the amendment in the assessment law.

When the school districts were asked to increase their assessment, all they could do was go to the county commissioners, and there was no way to force them. But now with the other law that we passed, when they are asked to do this very thing they can go to the county commissioners, and if the county commissioners will not reassess by 1958 the school district itself can take them into court and demand that the program be instituted.

We continue to use "school district" regarding assessment. At the present time there is no law which has anything to do with assessment as far as school board members are concerned. They cannot assess, they can only request action to be taken by the county commissioners.

Mr. MOSCRIP. Mr. Speaker, I wish to further interrogate the gentleman from Greene, Mr. McCann.

The SPEAKER. Will the gentleman from Greene, Mr. McCann, permit himself to be further interrogated?

Mr. McCANN. Mr. Speaker, I shall.

Mr. MOSCRIP. Mr. Speaker, Want to make it clear that I am not here in any effort to confuse the gentleman, I am here in an honest effort to get some information because I am confused.

As I read the School Code the general limitation on taxing power of a fourth class district is 25 mills. Is that correct?

Mr. McCANN. Mr. Speaker, I believe it is 35.

Mr. MOSCRIP. I am speaking, Mr. Speaker, of leaving off the additional 10 mills which this section authorized for rentals and mandated teachers salaries. Generally our ceiling is 25, is that correct?

Mr. McCANN. When you state the question that way, that is correct, 25 mills is the basic law. The 10 additional mills covers those particular sections which I thought you meant, but the total is 35.

Mr. MOSCRIP. Prior to the introduction of this legislation we could go, in a fourth class district, up to 35 mills providing the additional 10 was used for mandated salary increases, which had to be raised at the local level, and building rentals, is that correct?

Mr. McCANN. Mr. Speaker, that is correct, mandated salary increases and rentals.

Mr. MOSCRIP. As I read the bill under consideration, that deletes all the provisions concerning the 35 mills, so that now, as I understand it, theoretically a fourth class district even though it might not be distressed could, as long as the additional mills over and above 25 were used for rentals and mandated salary increases, go to 40, 42 and 43 mills, is that correct?

Mr. McCANN. Mr. Speaker, I can't answer the gentleman, I do not know. You put a question which I have

never covered. Can someone else who is really versed in Section 672 tax limitations step up and help us? I will admit I am just substituting for the sponsor of the bill. I did not study all the provisions of 672. We have a lot of men here who know tax limitations, they can help us out.

The question he has raised may be the very question that needs to be answered. I will admit that I do not know the answer.

Mr. MOSCRIP. Mr. Speaker, as I said before, I am here in no effort to embarrass the gentleman, this is entirely non-political on my part.

On page 3 of the bill, Printer's No. 1738, it says, "Neither of said taxes (referring to your salaries and rentals) shall be invalidated or affected by reason of the fact that it may increase the total annual school tax levy of any school district beyond the millage fixed or limited by this section."

Then the old act went on, provided, et cetera, et cetera, and put in the 35 mill limit. But the bill on page 3 deletes all that. So that the way the bill would read now would be, "Neither of said taxes shall be invalidated or affected by reason of the fact that it may increase the total annual school tax levy of any school district beyond the millage fixed or limited by this section."

It seems to me we have a very serious piece of legislation here because as I read it I see that in one sense the taxing power of a fourth class school district is unlimited. Maybe that is desirable and maybe it is not.

If the gentleman from Greene can verify it for me, I will be very much obliged to him.

Mr. McCANN. Mr. Speaker, as I mentioned before, he has raised a question about which I am not sure. I believe, as near as I can read on page 89 of the School Code, that perhaps the gentleman from Bradford is right under Section 672 of the tax levy limitations.

Mr. MOSCRIP. Mr. Speaker, this is a very fundamental problem and the school district law involves schools such as Mr. Lovett mentioned where it is perhaps dangerous to increase too much the local taxing authority.

Somebody must have been behind this bill. Perhaps it is a departmental bill. Even though it is late in the session—and I want to reiterate that this is entirely non-political on my part—I feel this bill should be passed over until we can get an interpretation of it.

I can also see where it might happen in a fourth class district that we would be thrown back to 25 mills and could not go any farther unless we were distressed.

Mr. McCANN. Mr. Speaker, I believe the question the gentleman raised is important enough that this bill should be passed over, if it is satisfactory with the Majority Leader, because I do not have the answer.

On the question recurring,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. READINGER. Mr. Speaker, I move that this bill be placed on the third reading postponed calendar.

The motion was agreed to.

BILL PASSED OVER

There being no objection

Senate Bill No. 26 Printer's No. 684

was passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 151, entitled:

An Act amending the act of June 20, 1919 (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal exempting certain persons corporations and organizations from tax on the transfer of property inherited or received by them

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MOSCRIP. Mr. Speaker, may I interrogate the Majority Leader?

The SPEAKER. Will the gentleman from Berks, Mr. Readinger, permit himself to be interrogated?

Mr. READINGER. I consent to be interrogated.

Mr. MOSCRIP. Mr. Speaker, can the Majority Leader tell me whether the exemption contained in this bill would apply to a local cemetery association?

I realize that he is not the sponsor of the bill, but he is a learned gentleman in the law.

Mr. READINGER. Mr. Speaker, after that comment I will answer the gentleman even if I have to make up the answer.

The gentleman speaks of a local cemetery association. Is he speaking of a non-profit association or a profit association?

Mr. MOSCRIP. A non-profit association organized by a small rural church.

Mr. READINGER. Mr. Speaker, I would say that is not exempt. It is not religious, it is not charitable, it is not scientific, literary or educational in purpose.

Mr. Speaker, I realize that this bill will probably pass unanimously. The Members, of course know that what it does is repeal part of the law, or change the law, which now imposes a 15 per cent transfer inheritance tax on gifts to charitable, scientific, literary, religious and educational institutions, also to certain veterans organizations, and so forth.

I cannot let the bill be voted on without calling attention to the fact that prior to 1951 there was a 10 per cent inheritance tax on these various gifts. At that time the now minority party in this House saw fit to raise it to 15 per cent in order to raise money to balance the budget.

I argued vigorously at that time that it was a bad thing to do as far as charitable and educational institutions were concerned for the reason that it might deter the making of gifts of one size or another to these organizations. However, apparently the need for money

was so great that we were ruthlessly brushed aside and the bill was amended to raise it to 15 per cent.

I now find the minority Members are probably in agreement with us when we said it was a bad thing and would join with us in eliminating this tax entirely.

I would like to point out to the House that it is nice to know how generous you are when you are looking for money to balance the budget. It just so happens that we agree that this should be done, otherwise we would accuse you of a few things that you might well be accused of.

At any rate, we are happy to have you join us in voting for this bill. It is a worthwhile thing to do, and I think it will benefit the Commonwealth of Pennsylvania rather than harm it in any way.

I think the revenue loss for a full biennium will be somewhere around $6 to $8 million, but since the effective date of this bill is June 1, 1957, it will not affect the revenues of this biennium.

Mr. McCORMACK. I just want to say briefly, Mr. Speaker, that this is one of the most humanitarian bills that has come before the House this session. I think it will go a long way toward encouraging those benefactors who desire to make contributions to religious and charitable organizations, but who were deterred by the fact that there was such a large amount of money to be paid over to the Commonwealth.

I think this is a much desired bill, and we have been trying to get it through for several years. Therefore, I ask for unanimous approval of the bill.

Mr. BELL. Mr. Speaker, this bill before the House today is one of the finest pieces of legislation that we can pass. There are only three states that have a tax like this and I hope within a couple of days, there will be only two.

Mr. LOVETT. Mr. Speaker, I realize that it would be very unpopular to oppose such a bill, but let us not forget or lose sight of certain things.

I agree that the 15 per cent was terrible. I suppose ten per cent is too much. I have always felt that we should have graduation of this kind of taxes the same as every other tax that we have in Pennsylvania.

I realize that these institutions, charitable and religious institutions, that receive these gifts are good institutions. They must realize also that this great state of Pennsylvania protects and upholds the right of those institutions that you do not have in many other places.

I am not going to vote against the elimination of this tax, but I do say to you that in this day and age we need to tax even the poorest of our people, and because some of those cannot afford to pay the tax without reducing their standard of living, then I hestitate to say that this kind of tax should be eliminated entirely.

You tax the gift, you tax the inheritance of an individual to a son or daughter, not very heavily, but you tax it. My friends, I think that we should hesitate when we wipe out entirely this form of taxation.

Mr. MOSCRIP. Mr. Speaker, I am inclined to share the views of Mr. Lovett to the extent even of risking the unpopularity of voting against this bill.

I agree that 15 per cent is a pretty big bite out of a charitable bequest, but if, as the gentleman says, we are going to have to tax people, if the little cemetery that we leave $300 to for their general purposes has to pay it, what about the bachelor brother and sister or the sisters and brothers who have a family farm in joint ownership who have to pay the 15 per cent. I think you can make out as good a case for them. It seems to me that if we are going to take it off or reduce it, it should be done across the board, or else be let alone.

Mr. FILO. Mr. Speaker, I would like to interrogate Mr. Lovett.

The SPEAKER. Will the gentleman from Westmoreland, Mr. Lovett, permit himself to be interrogated?

Mr. LOVETT. I shall, Mr. Speaker.

Mr. FILO. Mr. Speaker, I believe the gentleman knows that this bill has been on the calendar for some time. Has he ever thought of offering amendments to eliminate all the percentages out of the bill? If he had I would have supported the measure.

Mr. LOVETT. Mr. Speaker, in answer to the gentleman, I might say that I discussed the bill in Committee at the time we took action on this bill. I did not offer amendments at that time, but I discussed the possibility of amending it. I want to say honestly to the gentleman that I did not avail myself of the opportunity to offer any amendments because I felt it would be very unpupular and I, therefore, did not offer those amendments.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—187

Agnew,	**Frost,**	**Lutty,**	**Royer,**
Amarando,	**Gaffney,**	**Mahan,**	**Rubin,**
Anderson, M. S.,	**Garlock,**	**Markley,**	**Rudisill,**
Anderson, S. A.,	**Gelfand,**	**Maxwell,**	**Sarraf,**
Auker,	**George,**	**McCann,**	**Scarcelli,**
Banker,	**Gibb,**	**McCormack,**	**Schuster,**
Barnatovich,	**Gibson,**	**McGee,**	**Sherman,**
Bell,	**Goldstein,**	**McInroy,**	**Sigman,**
Blair,	**Gramlich,**	**McKeever,**	**Smith, C. C.,**
Boies,	**Guthrie,**	**McLaughlin,**	**Smith, Wm. B.,**
Bonner,	**Hamilton, R. K.,**	**Meholchick,**	**Snider,**
Boory,	**Hass,**	**Metz,**	**Stank,**
Bower,	**Haudenshield,**	**Mihm,**	**Stebbins,**
Branca,	**Heavey,**	**Mikula,**	**Steckel,**
Breisch,	**Helm,**	**Miller,**	**Stephens,**
Brennan, A. P.,	**Henzel,**	**Mills,**	**Stevenson,**
Brennan, J. J.,	**Hocker,**	**Moody,**	**Stone,**
Brenninger,	**Holt,**	**Moran,**	**Stoner,**
Breth,	**Horst,**	**Muldowney,**	**Strausser,**
Brown,	**Houk,**	**Mullen,**	**Stroup,**
Bucchin,	**Isaacs,**	**Munley,**	**Swartz,**
Bullen,	**Jenkins,**	**Murphy,**	**Taylor,**
Capano,	**Johnson,**	**Murray H. P.,**	**Thomas,**
Cianfrani,	**Jones, G. E.,**	**Murray, J. J.,**	**Thompson,**
Cioffi,	**Jones, T. H. W.,**	**Murray, P. G.,**	**Toll,**
Cochran,	**Jump,**	**Musto,**	**Tompkins,**
Comer,	**Kamyk,**	**Naugle,**	**Toomey,**
Cooper,	**Kehler,**	**Needham,**	**Varallo,**
Curwood,	**Keller,**	**Ogilvie,**	**Varner,**
Davis,	**Kent,**	**Olsen,**	**Wall,**
Donahue,	**Kline,**	**O'Neil,**	**Wallace,**
Donaldson,	**Knecht,**	**Pacchioli,**	**Walsh,**
Dougherty,	**Kolankiewicz,**	**Parry,**	**Wargo,**
Down,	**Kooker,**	**Pashley,**	**Waterhouse,**
Ehrgood,	**Kornick,**	**Paulhamus,**	**Weidner,**
Eilberg,	**Kratz,**	**Petrosky,**	**Welsh,**
Erb,	**Kromer,**	**Polaski,**	**Wescott,**
Eshleman,	**Lafore,**	**Polen,**	**Wheeler,**
Farabaugh,	**Leiby,**	**Pomeroy,**	**Whitenight,**
Filo,	**Leisey,**	**Price,**	**Willaredt,**
Fineman,	**Leonard,**	**Pursley,**	**Williams,**
Flint,	**Leven,**	**Readinger,**	**Wilt,**
Floyd,	**Limper,**	**Reibman,**	**Worley,**
Flynn,	**Lippincott,**	**Reidenbach,**	**Yetter,**
Foster,	**Lopresti,**	**Renwick,**	**Yetzer,**
Frank,	**Lovett,**	**Rigby,**	**Young,**
Frascella,		**Rovansek,**	**Ziegler,**

NAYS—4

Guss,	Light,	Moscrip,	Andrews, Speaker

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection

Senate Bill No. 188, Printer's No. 703

was passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 241, entitled:

An Act amending the act of May 11, 1949 (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" extending the types permitted and fixing requirements thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Lutty,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, S. A.,	Gelfand,	Markley,	Rudisill,
Anderson, M. S.,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. C.,
Boies,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Bucchin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cochran,	Jump,	Murray, P. G.,	Tompkins,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Wall,
Donahue,	Kline,	Olsen,	Wallace,
Donaldson,	Knecht,	O'Neil,	Walsh,
Dougherty,	Kolankiewicz,	Pacchioli,	Wargo,
Down,	Kooker,	Parry,	Waterhouse,
Ehrgood,	Kornick,	Pashley,	Weidner,
Eilberg,	Kratz,	Paulhamus,	Welsh,
Erb,	Kromer,	Petrosky,	Wescott,
Eshleman,	Lafore,	Polaski,	Wheeler,
Farabaugh,	Leiby,	Polen,	Whitenight,
Filo,	Leisey,	Pomeroy,	Willaredt,
Fineman,	Leonard,	Price,	Williams,
Flint,	Leven,	Pursley,	Wilt,
Floyd,	Light,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Young,
Frascella,	Lovett,	Rigby,	Ziegler,
Frost,		Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, S. A.,	Gelfand,	Maxwell,	Sarraf,
Anderson, M. S.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boies,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,

Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 517, entitled:

An Act amending "The General State Authority Act of 1949" * * * empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Frost,	Mahan,	Rubin,
Amarando,	Gaffney,	Markley,	Rudisill,
Anderson, M. S.,	Garlock,	Maxwell,	Sarraf,
Anderson, S. A.,	Gelfand,	McCann,	Scarcelli,
Auker,	George,	McCormack,	Schuster,
Banker,	Gibb,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Walsh,
Donahue,	Kline,	O'Neil,	Wallace,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Whitenight,
Eshleman,	Lafore,	Polen,	Wheeler,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Gibson,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rovansek,	Andrews,
Frascella,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 572, Printer's No. 646

was passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 651, entitled:

An Act amending the "Public School Code of 1949" * * * changing the value of scholarships.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Mahan,	Lovett,	Rubin,
Amarando,	Markley,	Lutty,	Rudisill,
Anderson, M. S.,	Gaffney,	Maxwell,	Sarraf,
Anderson, S. A.,	Garlock,	McCann,	Scarcelli,
Auker,	Gelfand,	McCormack,	Schuster,
Banker,	George,	McGee,	Sherman,
Barnatovich,	Gibb,	McInroy,	Sigman,
Bell,	Gibson,	McKeever,	Smith, C. C.,
Blair,	Goldstein,	McLaughlin,	Smith, Wm. B.,
Boles,	Gramlich,	Meholchick,	Snider,
Bonner,	Guss,	Metz,	Stank,
Boory,	Guthrie,	Mihm,	Stebbins,
Bower,	Hamilton, R. K.,	Mikula,	Steckel,
Branca,	Hass,	Miller,	Stephens,
Breisch,	Haudenshield,	Mills,	Stevenson,
Brennan, A. P.,	Heavey,	Moody,	Stone,
Brennan, J. J.,	Helm,	Moran,	Stoner,
Brenninger,	Henzel,	Moscrip,	Strausser,
Breth,	Hocker,	Muldowney,	Stroup,
Brown,	Holt,	Mullen,	Swartz,
Bucchin,	Horst,	Munley,	Taylor,
Bullen,	Houk,	Murphy,	Thomas,
Capano,	Isaacs,	Murray, H. P.,	Thompson,
Cianfrani,	Jenkins,	Murray, J. J.,	Toll,
Cioffi,	Johnson,	Murray, P. G.,	Tompkins,
Cochran,	Jones, G. E.,	Musto,	Toomey,
Comer,	Jones, T. H. W.,	Naugle,	Varallo,

Cooper,	Jump,	Needham,	Varner,
Curwood,	Kamyk,	Ogilvie,	Wall,
Davis,	Kehler,	Olsen,	Wallace,
Donahue,	Keller,	O'Neil,	Walsh,
Donaldson,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Down,	Knecht,	Pashley,	Weidner,
Ehrgood,	Kolankiewicz,	Paulhamus,	Welsh,
Eilberg,	Kooker,	Petrosky,	Wescott,
Erb,	Kornick,	Polaski,	Wheeler,
Eshleman,	Kratz,	Polen,	Whitenight,
Farabaugh,	Kromer,	Pomeroy,	Willaredt,
Filo,	Lafore,	Price,	Williams,
Fineman,	Leiby,	Pursley,	Wilt,
Flint,	Leisey,	Readinger,	Worley,
Floyd,	Leonard,	Reibman,	Yetter,
Flynn,	Leven,	Reidenbach,	Yetzer,
Foster,	Light,	Renwick,	Young,
Frank,	Limper,	Rigby,	Ziegler,
Frascella,	Lippincott,	Rovansek,	Andrews,
Frost,	Lopresti,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 900, entitled:

An Act amending the "Real Estate Tax Sale Law" * * * clarifying the provisions of the act relating to private sales of certain properties by the Tax Claim Bureau.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frascella,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 933, entitled:

An Act amending the "Banking Code" of May 15, 1933 (P. L. 624) *** prohibiting the assumption and use of deceptive names by corporations and persons not authorized to engage in the banking business providing for investments of loans by and the purchase sale and creation by obligations by banks bank and trust companies trust companies and savings banks providing for the voluntary liquidation of banks bank and trust companies and trust companies and further providing for the powers and limitations on powers of corporations authorized to engage in a banking business

On the question,

Will the House agree to the bill on third reading?

Mr. FILO. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 2, third from last line of title, by inserting after "panies" requiring banks or bank and trust companies which charge for checking service or for cashing of checks by the depositor to pay interest on funds in checking accounts

Amend Bill, page 10, by inserting between lines 3 and 4

Section 7. Section 1003 of the act, amended July 2, 1935 (P. L. 542), is amended by adding at the end thereof a new subsection to read:

Section 1003. Interest on Deposits—* * *

C. A bank or a bank and trust company shall credit and pay interest of not less than one per centum (1%) per annum on the funds in any checking account if it makes a charge for checks or for the cashing of checks by the depositor. If no charge is made for check service no interest need be paid.

Amend Sec. 7, page 10, line 4, by striking out "7" and inserting in lieu thereof "8."

Amend Sec. 8, page 12, line 4, by striking out "8" and inserting in lieu thereof "9."

Amend Sec. 9, page 16, line 7, by striking out "9" and inserting in lieu thereof "10."

Amend Sec. 10, page 17, line 5, by striking out "10" and inserting in lieu thereof "11."

Amend Sec. 11, page 17, line 16, by striking out "11" and inserting in lieu thereof "12."

Amend Sec. 12, page 18, line 16, by striking out "12" and inserting in lieu thereof "13."

Amend Sec. 13, page 19, line 15, by striking out "13" and inserting in lieu thereof "14."

Amend Sec. 14, page 22, line 8, by striking out "14" and inserting in lieu thereof "15."

Amend Sec. 15, page 22, line 18, by striking out "15" and inserting in lieu thereof "16."

Amend Sec. 16, page 25, line 6, by striking out "16" and inserting in lieu thereof "17."

Amend Sec. 17, page 26, line 1, by striking out "17" and inserting in lieu thereof "18."

Amend Sec. 18, page 26, line 19, by striking out "18" and inserting in lieu thereof "19."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question recurring,

Will the House agree to the amendments?

On the question,

Will the House agree to the Bill on third reading as amended?

Mr. SARRAF. Were amendments offered to this bill, Mr. Speaker?

The SPEAKER. Amendments were offered to this bill.

Mr. SARRAF. Mr. Speaker, was there a vote on the amendments?

The SPEAKER. There was a vote on the amendments. The House gave its unanimous consent to the consideration of the amendments.

Mr. READINGER. Mr. Speaker, have the amendments been read?

Mr. SARRAF. The Chair asked us if we were in favor of the amendments?

The SPEAKER. For the information of the gentleman from Allegheny, the amendments were offered. The Chair called the number of the bill distinctly. The Chair asked, will the House give its unanimous consent for the consideration of the amendments? The Chair paused very perceptibly. The House by its silence gave its unanimous consent to the consideration of the amendments.

Mr. SARRAF. Mr. Speaker, I agree with you to that point. Did the Chair ask if the House accepted the amendments?

The SPEAKER. The Chair did.

Mr. SARRAF. Were they read?

The SPEAKER. The Chair stated "will the House agree to the amendments? Agreed to."

Mr. SARRAF. Mr. Speaker, I would like to ask if the amendments were read for the consideration of the House? I am positive that they were not read.

The SPEAKER. The House gave its unanimous consent to the consideration of the amendments.

Mr. SARRAF. I believe that.

The SPEAKER. The Chair asked, "Will the House agree to the amendments?"

Mr. SARRAF. No sir, Mr. Speaker.

The SPEAKER. The Chair is not inclined to engage in a controversy. The gentleman has his parliamentary remedy. If a majority of the House is not in favor of the action of the House then there is a parliamentary course that can be pursued.

RECONSIDERATION OF VOTE

Mr. SARRAF. Mr. Speaker, I move that the vote by which these amendments were inserted in the bill on third reading be reconsidered for the purpose of voting against these amendments.

Mr. READINGER. I second the motion, Mr. Speaker.

On the question,

Will the House agree to the motion?

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, it was the intention of the leadership on this side of the House to allow the gentleman to have unanimous consent to offer the amendments. My attention seemed to have been diverted at the time they were offered and read and I was not aware of the fact that they were read. I intended to speak on the amendments.

I am still going to ask the House to allow the gentleman to have unanimous consent to offer them and then debate them and vote on the amendments themselves.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. READINGER. Mr. Speaker, I yield to the gentleman from Allegheny, Mr. Filo, who has offered the amendments.

The SPEAKER. The gentleman from Berks yields to the gentleman from Allegheny, Mr. Filo.

Mr. FILO. Mr. Speaker, I certainly did not intend to slip anything over on the Members of the House. I understand that everyone is tired and I certainly would not want a thing to go through like that.

Actually the amendments that I am offering are simple amendments. I will read just about five lines of the amendments:

> "A bank or a bank and trust company shall credit and pay interest of not less than one per centum per annum on the funds in any checking account if it makes a charge for checks or for the cashing of checks by the depositor. If no charge is made for check service no interest need be paid."

I believe they are fair. I can say this, many banks do not charge for checking accounts. The Chairman of the Banking Committee is a member of a bank that does not charge for checking accounts.

I know that many Members have checking accounts in these banks. Maybe the totals are small. Some may go as high as thousands of dollars.

There are banks that make it mandatory that you have anywhere from $200 to $300 in the checking account before you can get free checking. Now, remember this, that while your money is in the bank, they can use your money for short term loans and make a tremendous profit. I am only asking for one per cent in return. If

they do not charge for checks then they do not pay any interest. So what is more fair than that?

This way you are going to give that worker back home a break. He will not have to pay ten cents for every check. As it is right now they are charging for everything under the sun. Let us give these little fellows a break.

Mr. READINGER. Mr. Speaker, I rise to oppose the amendments offered by the gentleman. Not because I do not want to give a little fellow a break too, but there are right ways to do it and wrong ways to do it.

This bill 933 comes before us with the approval of the Department of Banking. I assume that the Department of Banking knows something about the banking business.

If we accept the amendments of the gentleman we will do so without any idea of what we might do to many banking institution in this Commonwealth. The matter of paying interest on checking accounts, the matter of charging for the use of checking accounts and so forth, is certainly a matter of economics.

I dare say that any bank that can afford to allow its people to use checks, and it does require a lot of work, without charging them anything will certainly do so. Because every bank is interested in having more business and more deposits and taking care of its customers. But for us to now, without any thought, without any previous consideration vote in an amendment of this kind might very well mean the end of this bill.

I do not think it is wise to do it. I think the gentleman could any time during this session have offered such an amendment to the banking code, could have asked the Committee to consider it, bring it out and bring the matter before us. But this bill which contains, as I understand it, a number of amendments to the baking code which the Banking Department thinks are good, should pass as it is and not with this amendment in it.

Mr. FILO. Mr. Speaker, I would like to remind the gentleman that there is such a bill in the Banking Committee, reposing there very nicely. As far as I can learn it is a dead duck.

Mr. Speaker, I would like to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. FILO. Mr. Speaker, if the Majority Leader would take out his House History, could he tell me just where this bill is at the present time and how it got there?

Mr. READINGER. Which bill?

Mr. FILO. Senate Bill 933. It is on third reading today.

Mr. READINGER. I am informed that this bill had been recommitted to the Committee on Banking, which is shown by the History of Senate bills, and was reported from the Committee on Banking, I believe, two days ago.

Mr. FILO. Was the bill ever on second reading, Mr. Speaker?

Mr. READINGER. I assume it was.

Mr. Speaker, the History does not show it because the History was printed before all that action took place.

Mr. FILO. If the Majority Leader would take his calendar, yesterday's calendar, he will find that the bill was not on second reading. I am questioning him as to how the bill got on third reading.

Mr. READINGER. Mr. Speaker, my recollection is that the bill was referred back to the Banking Committee after second reading and when it was reported out, it came out on third reading.

Mr. FILO. Your History does not say that, Mr. Speaker, and we go by the History.

Mr. READINGER. Mr. Speaker, the History might be right and it might be wrong, but I think those are the facts. We go by the facts, not what the History might show.

Mr. BELL. Mr. Speaker, I would like to interrogate the gentleman from Allegheny, Mr. Filo.

The SPEAKER. Will the gentleman from Allegheny, Mr. Filo, permit himself to be interrogated?

Mr. FILO. I shall, Mr. Speaker.

Mr. BELL. Mr. Speaker, will the gentleman from Allegheny state whether his proposed amendments would also apply to National banks?

Mr. FILO. I doubt very much, Mr. Speaker.

Mr. BELL. I thank the gentleman, Mr. Speaker.

Mr. GIBSON. Mr. Speaker, I rise to oppose these amendments. They would discriminate between National banks and State banks and trust companies for one thing. Another thing is that thousands of people throughout Pennsylvania have small checking accounts through the benefit of a service which the banks offer by means of a check book which is sold for a small fee.

Many of these people like to pay bills and have a check record, a cancelled check to show as their receipt. The practical effect of these amendments would deny those thousands of people, and they are the people who have small bank accounts, the services of the bank.

There are many reasons why these amendments are bad. But our time is short and I will ask the membership to oppose and vote down these amendments.

Mr. READINGER. Mr. Speaker, I ask for a division on the vote.

Mr. WALLACE. Mr. Speaker, I think for the last ten years I have been using a check account system as a matter of convenience for my family. I have always had one at their disposal. In this particular bank where I have a savings account, we also have a checking account. As you have heard the figures, it is $300, or $200, or $400. In the bank I am doing business with it is $100, and if your checking account is below $100 they make a charge for every check you sign.

I am only one of maybe thousands or millions in this state who probably have a savings account. I am familiar with the institution where I do business.

There are a lot of poor people who come out of my district, and as I say, as a matter of convenience I think these people if they have a checking account must also have a savings account in the particular bank where they are doing business. I say this, I think it is very unfair, with the rates they are charging, for a bank to say you have to pay a fee of a certain amount that they give you.

I am asking everybody in this House to vote for these amendments. They are all right. They will mean a savings to the poor people of our state. We are not for the banks, we are for the poor people. I say, let us vote for the amendments.

The SPEAKER. The Chair desires to say a few words concerning the parliamentary situation which the Chair

hopes will not be recorded in the books as a precedent.

The Chair asked, "Will the House give its unanimous consent to the consideration of the amendments?" That unanimous consent was given. The proper course when the Chair asks, "Will the House give its unanimous consent," is to refuse unanimous consent, and then the gentleman who offers the amendments must move to reconsider the vote by which the bill passed second reading.

However, the question is on the amendments offered by the gentleman from Allegheny, Mr. Filo.

On the question,

Will the House agree to the amendments?

On a rising vote, twenty Members having voted in the affirmative and eighty-eight in the negative the question was determined in the negative and the amendments were not agreed to.

Mr. WALLACE. Mr. Speaker, I did not think the bankers would have so many friends on both sides of the House.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Gaffney,	Markley,	Rudisill,
Amarando,	Garlock,	Maxwell,	Sarraf,
Anderson, M. S.,	George,	McCann,	Scarcelli,
Anderson, S. A.,	Goldstein,	McCormack,	Schuster,
Auker,	Gibb,	McGee,	Sherman,
Banker,	Gibson,	McInroy,	Sigman,
Barnatovich,	Gramlich,	McKeever,	Smith, C. C.,
Bell,	Guss,	McLaughlin,	Smith, Wm. B.,
Blair,	Guthrie,	Meholchick,	Snider,
Boles,	Hamilton, R. K.,	Metz,	Stank,
Bonner,	Hass,	Mihm,	Stebbins,
Boory,	Haudenshield,	Mikula,	Steckel,
Bower,	Heavey,	Miller,	Stephens,
Branca,	Helm,	Mills,	Stevenson,
Breisch	Henzel,	Moody,	Stone,
Brennan, A. P.,	Hocker,	Moran,	Stoner,
Brennan, J. J.,	Holt,	Moscrip	Strausser,
Brenninger,	Horst,	Muldowney,	Stroup,
Breth,	Houk,	Mullen,	Swartz,
Brown,	Isaacs,	Munley,	Taylor,
Bucchin,	Jenkins,	Murphy,	Thomas,
Bullen,	Johnson,	Murray, H. P.,	Thompson,
Capano,	Jones, G. E.,	Murray, J. J.,	Toll,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cioffi,	Jump,	Musto,	Toomey,
Cochran,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Comer,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Polaski,	Wheeler,
Erb,	Lafore,	Polen,	Whitenight,
Eshleman,	Leiby,	Pomeroy,	Willaredt,
Farabaugh,	Leisey,	Price,	Williams,
Filo,	Leonard,	Pursley,	Wilt,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,
Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rovansek,	Andrews,
Frascella,	Lutty,	Royer,	Speaker
Frost,	Mahan,	Rubin,	

NAYS—1

Gelfand,

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 991, entitled:

An Act amending the "Uniform Commercial Code" * * * changing fees with respect to filing statements.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—163

Agnew,	Frascella,	Lutty,	Rovansek,
Amarando,	Gaffney,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Sarraf,
Anderson, S. A.,	George,	Maxwell,	Scarcelli,
Auker,	Gibb,	McCann,	Schuster,
Barnatovich,	Gibson,	McCormack,	Sherman,
Blair,	Goldstein,	McGee,	Sigman,
Boles,	Gramlich,	McInroy,	Smith, C. C.,
Bonner,	Guss,	McKeever,	Smith, W. B.,
Boory,	Hamilton, R. K.,	McLaughlin,	Snider,
Bower,	Hass,	Meholchick,	Stank,
Branca,	Haudenshield,	Metz,	Stebbins,
Breisch,	Heavey,	Mihm,	Stephens,
Brennan, A. P.,	Helm,	Mikula,	Stevenson,
Brennan, J. J.,	Henzel,	Miller,	Stone,
Brenninger,	Holt,	Mills,	Stoner,
Brown,	Houk,	Moody,	Strausser,
Bucchin,	Jenkins,	Moran,	Stroup,
Bullen,	Johnson,	Muldowney,	Swartz,
Capano,	Jones, G. E.,	Mullen,	Taylor,
Cianfrani,	Jones, T. H. W.,	Munley,	Thomas,
Cioffi,	Jump,	Murphy,	Thompson,
Cochran,	Kamyk,	Murray, H. P.,	Toll,
Comer,	Kehler,	Murray, J. J.,	Tompkins,
Cooper,	Keller,	Musto,	Varallo,
Curwood,	Kline,	Naugle,	Varner,
Davis,	Kolankiewicz,	Needham,	Wallace,
Donahue,	Kooker,	Olsen,	Walsh,
Donaldson,	Kornick,	O'Neil,	Wargo,
Dougherty,	Kratz,	Pacchioli,	Waterhouse,
Down,	Kromer,	Pashley,	Welsh,
Eilberg,	Lafore,	Paulhamus,	Wheeler,
Erb,	Leiby,	Petrosky,	Whitenight,
Farabaugh,	Leisey,	Polaski,	Willaredt,
Filo,	Leonard,	Polen,	Williams,
Fineman,	Leven,	Pomeroy,	Wilt,
Flint,	Light,	Readinger,	Yetzer,
Floyd,	Limper,	Reibman,	Young,
Flynn,	Lippincott,	Reidenbach,	Ziegler,
Foster,	Lopresti,	Renwick,	Andrews,
Frank,	Lovett,	Rigby,	Speaker

NAYS—28

Banker,	Guthrie,	Murray, P. G.,	Steckel,
Bell,	Hocker,	Ogilvie,	Toomey,
Breth,	Horst,	Parry,	Wall,
Ehrgood,	Isaacs,	Price,	Weidner,
Eshleman,	Kent,	Pursley,	Wescott,
Frost,	Knecht,	Royer,	Worley,
Garlock,	Moscrip,	Rudisill,	Yetter,

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

RECONSIDERATION OF VOTE

Mr. CHARLES C. SMITH. Mr. Speaker, I move that the vote by which Senate Bill No. 991, Printer's No. 658 passed finally be reconsidered.

Mr. HELM. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Smith vote on the final passage of this bill?

Mr. CHARLES C. SMITH. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Armstrong, Mr. Helm vote on the final passage of this bill?

Mr. HELM. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

Mr. READINGER. Mr. Speaker, I am asking all the Democrats to vote for this motion. I believe this bill passed when the leadership on the minority side was unaware of what was going on.

I certainly think they are entitled to a proper roll call to vote the way they desire. So I am asking the Members to vote for this motion to reconsider.

Mr. CHARLES C. SMITH. Mr. Speaker, the leadership on this side of the House knew what was going on, but we were trying to work out a plan with the leadership on the other side of the House for offering amendments this afternoon. So I think we were sort of trapped. I do think we were at fault. I do think the Chair should have been informed that we desired a roll call vote on all these bills, which we do. I do not blame the Chair.

On the question, recurring,

Will the House agree to the motion?

On a rising vote, more than a majority of the Members having voted in the affirmative, the question was determined in the affirmative, and the motion was agreed to.

On the question, recurring

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—93

Amarando,	Floyd,	McCormack,	Rovansek,
Anderson, M. S.,	Flynn,	McGee,	Sarraf,
Anderson, S. A.,	Frank,	McKeever,	Scarcelli,
Barnatovich,	Frascella,	Meholchick,	Sherman,
Boles,	Gaffney,	Mihm,	Smith, Wm. B.,
Bonner,	Gelfand,	Mills,	Snider,
Boory,	Guss,	Moran,	Stank,
Branca,	Hamilton, R. K.,	Muldowney,	Stebbins,
Brennan, A. P.,	Heavey,	Mullen,	Stephens,
Brennan, J. J.,	Jenkins,	Munley,	Stone,
Breth,	Jones, G. E.,	Murray, J. J.,	Swartz,
Bucchin,	Kamyk,	Musto,	Taylor,
Capano,	Kolankiewicz,	Needham,	Thomas,
Cianfrani,	Kornick,	O'Neil,	Toll,
Cioffi,	Leiby,	Pacchioli,	Varallo,
Cochran,	Leonard,	Pashley,	Wallace,
Comer,	Leven,	Paulhamus,	Walsh,
Curwood,	Limper,	Petrosky,	Wargo,
Dougherty,	Lopresti,	Polaski,	Welsh,
Eilberg,	Lovett,	Readinger,	Wheeler,
Farabaugh,	Lutty,	Reibman,	Williams,
Filo,	Maxwell,	Reidenbach,	Yetzer,
Fineman,	McCann,	Renwick,	Andrews, Speaker
Flint,			

NAYS—58

Banker,	Hocker,	McInroy,	Steckel,
Bell,	Horst,	Mikula,	Stevenson,
Brown,	Houk,	Moody,	Stoner,
Davis,	Isaacs,	Moscrip,	Strausser,
Donahue,	Johnson,	Murphy,	Stroup,
Ehrgood,	Jump,	Murray, H. P.,	Tompkins,
Eshleman,	Kent,	Murray, P. G.,	Toomey,
Foster,	Knecht,	Ogilvie,	Varner,
Frost,	Kooker,	Parry,	Wall,
Garlock,	Kratz,	Pomeroy,	Weidner,
George,	Leisey,	Price,	Wescott,
Gramlich,	Light,	Pursley,	Whitenight,
Guthrie,	Mahan,	Rudisill,	Willaredt,
Helm,	Markley,	Smith, C. C.,	Worley,
Henzel,			Yetter,

NOT VOTING—55

Adam,	Erb,	Kromer,	Rigby,
Agnew,	Ewing,	Lafore,	Rosen,
Ashton,	Gibb,	Lawyer,	Royer,
Auker,	Gibson,	Lippincott,	Rubin,
Bazin,	Goldstein,	Magee,	Schuster,
Blair,	Greenwood,	McLaughlin,	Sigman,
Bower,	Hass,	McWherter,	Thompson,
Breisch,	Haudenshield,	Metz,	Vaughan,
Brenninger,	Hewitt,	Miller,	Verona,
Bullen,	Holt,	Monroe,	Waterhouse,
Cooper,	Jones, T. H. W.,	Naugle,	Wilt,
Donaldson,	Kehler,	Olsen,	Wood,
Down,	Keller,	Pettigrew,	Young,
	Kline,	Polen,	Ziegler,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

* * * * * *

(During the calling of the roll).

The SPEAKER. The Members are not answering to their names. The Clerk will go back to the beginning and call the roll. The Clerk can give the Chair a list of the Members who are present in the Hall of the House and who did not answer when their names were called. The House during the last few days has had various Members who have sat in their seats and declined to vote. In all such instances the House has within its power the right to decide whether Members who are present in the House when their names are called shall not vote.

* * * * * *

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1018, entitled:

An Act amending the act of July 25, 1955 (P. L. 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Gariock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C
Blair,	Guss,	McLaughlin,	Smith, Wm. B.
Boies,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Miller,	Steckel,
Branca,	Heavey,	Mikula,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comar,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Readinger,	Wilt,
Flint,	Leven,	Pursley,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1022, entitled:

An Act relating to condemnation proceedings requiring the filing of plans and imposing duties on the recorder of deeds.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

Senate Bill No. 1029, Printer's No. 660

Senate Bill No. 1038, Printer's No. 709 and

Senate Bill No. 1048, Printer's No. 640

were passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licenses and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Gaffney,	Markley,	Rudisill,
Amarando,	Gariock,	Maxwell,	Sarraf,
Anderson, M. S.,	Gelfand,	McCann,	Scarcelli,
Anderson, S. A.,	George,	McCormack,	Schuster,
Auker,	Gibb,	McGee,	Sherman,
Banker,	Gibson,	McInroy,	Sigman,
Barnatovich,	Goldstein,	McKeever,	Smith, C. C.,
Bell,	Gramlich,	McLaughlin,	Smith, Wm. B.,
Blair,	Guss,	Meholchick,	Snider,
Boies,	Guthrie,	Metz,	Stank,
Bonner,	Hamilton, R. K.,	Mihm,	Stebbins,
Boory,	Hass,	Mikula,	Steckel,
Bower,	Haudenshield,	Miller,	Stephens,
Branca,	Helm,	Mills,	Stevenson,
Breisch,	Henzel,	Moody,	Stone,
Brennan, A. P.,	Hocker,	Moran,	Stoner,
Brennan, J. J.,	Holt,	Moscrip,	Strausser,
Brenninger,	Horst,	Muldowney,	Stroup,
Breth,	Houk,	Mullen,	Swartz,
Brown,	Isaacs,	Munley,	Taylor,
Bucchin,	Jenkins,	Murphy,	Thomas,
Bullen,	Johnson,	Murray, H. P.,	Thompson,
Capano,	Jones, G. E.,	Murray, J. J.,	Toll,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cioffi,	Jump,	Musto,	Toomey,
Cochran,	Kamyk,	Naugle,	Varallo,
Comer,	Kehler,	Needham,	Varner,
Cooper,	Keller,	Ogilvie,	Wall,
Curwood,	Kent,	Olsen,	Wallace,
Davis,	Kline,	O'Neil,	Walsh,
Donahue,	Knecht,	Pacchioli,	Wargo,
Donaldson,	Kolankiewicz,	Parry,	Waterhouse,
Dougherty,	Kooker,	Pashley,	Weidner,
Down,	Kornick,	Paulhamus,	Welsh,
Ehrgood,	Kratz,	Petrosky,	Wescott,
Eilberg,	Kromer,	Polaski,	Wheeler,
Erb,	Lafore,	Polen,	Whitenight,
Eshleman,	Leiby,	Pomeroy,	Willaredt,
Farabaugh,	Leisey,	Price,	Williams,
Filo,	Leonard,	Pursley,	Wilt,
Fineman,	Leven,	Readinger,	Worley,
Flint,	Light,	Reibman,	Yetter,

Floyd,	Limper,	Reidenbach,	Yetzer,
Flynn,	Lippincott,	Renwick,	Young,
Foster,	Lopresti,	Rigby,	Ziegler,
Frank,	Lovett,	Rovansek,	Andrews,
Frascella,	Lutty,	Royer,	Speaker
Frost,	Mahan,	Rubin,	

NAYS—1

Heavey,

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the administration and operation of the foundation.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boies,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie the Canal Basins situate in the City of Erie Erie County Pennsylvania

An said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Lutty,	Royer,
Amarando,	Gelfand,	Mahan,	Rubin,
Anderson, M. S.,	George,	Markley,	Rudisill,
Anderson, S. A.,	Garlock,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. C.,
Boies,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Bucchin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cochran,	Jump,	Murray, P. G.,	Tompkins,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Wall,
Donahue,	Kline,	Olsen,	Wallace,
Donaldson,	Knecht,	O'Neil,	Walsh,
Dougherty,	Kolankiewicz,	Pacchioli,	Wargo,
Down,	Kooker,	Parry,	Waterhouse,
Ehrgood,	Kornick,	Pashley,	Weidner,
Eilberg,	Kratz,	Paulhamus,	Welsh,
Erb,	Kromer,	Petrosky,	Wescott,
Eshleman,	Lafore,	Polaski,	Wheeler,
Farabaugh,	Leiby,	Polen,	Whitenight,
Filo,		Pomeroy,	Willaredt,

Fineman,	Leisey,	Price,	Williams,
Flint,	Leonard,	Pursley,	Wilt,
Floyd,	Leven,	Readinger,	Worley,
Flynn,	Light,	Reibman,	Yetter,
Foster,	Limper,	Reidenbach,	Yetzer,
Frank,	Lippincott,	Renwick,	Young,
Frascella,	Lopresti,	Rigby,	Ziegler,
Frost,	Lovett,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Mahan,	Lovett,	Rubin,
Amarando,	Markley,	Lutty,	Rudisill,
Anderson, M. S.,	Gaffney,	Maxwell,	Sarraf,
Anderson, S. A.,	Garlock,	McCann,	Scarcelli,
Auker,	Gelfand,	McCormack,	Schuster,
Banker,	George,	McGee,	Sherman,
Barnatovich,	Gibb,	McInroy,	Sigman,
Bell,	Gibson,	McKeever,	Smith, C. C.,
Blair,	Goldstein,	McLaughlin,	Smith, Wm. B.,
Boles,	Gramlich,	Meholchick,	Snider,
Bonner,	Guss,	Metz,	Stank,
Boory,	Guthrie,	Mihm,	Stebbins,
Bower,	Hamilton, R. K.,	Mikula,	Steckel,
Branca,	Hass,	Miller,	Stephens,
Breisch,	Haudenshield,	Mills,	Stevenson,
Brennan, A P.,	Heavey,	Moody,	Stone,
Brennan, J. J.,	Helm,	Moran,	Stoner,
Brenninger,	Henzel,	Moscrip,	Strausser,
Breth,	Hocker,	Muldowney,	Stroup,
Brown,	Holt,	Mullen,	Swartz,
Bucchin,	Horst,	Munley,	Taylor,
Bullen,	Houk,	Murphy,	Thomas,
Capano,	Isaacs,	Murray, H. P.,	Thompson,
Cianfrani,	Jenkins,	Murray, J. J.,	Toll,
Cioffi,	Johnson,	Murray, P. G.,	Tompkins,
Cochran,	Jones, G. E.,	Musto,	Toomey,
Comer,	Jones, T. H. W.,	Naugle,	Varallo,
Cooper,	Jump,	Needham,	Varner,
Curwood,	Kamyk,	Ogilvie,	Wall,
Davis,	Kehler,	Olsen,	Wallace,
Donahue,	Keller,	O'Neil,	Walsh,
Donaldson,	Kent,	Pacchioli,	Wargo,
Dougherty,	Kline,	Parry,	Waterhouse,
Down,	Knecht,	Pashley,	Weidner,
Ehrgood,	Kolankiewicz,	Paulhamus,	Welsh,
Eilberg,	Kooker,	Petrosky,	Wescott,
Erb,	Kornick,	Polaski,	Wheeler,
Eshleman,	Kratz,	Polen,	Whitenight,
Farabaugh,	Kromer,	Pomeroy,	Willaredt,

Filo,	Lafore,	Price,	Williams,
Fineman,	Leiby,	Pursley,	Wilt,
Flint,	Leisey,	Readinger,	Worley,
Floyd,	Leonard,	Reibman,	Yetter,
Flynn,	Leven,	Reidenbach,	Yetzer,
Foster,	Light,	Renwick,	Young,
Frank,	Limper,	Rigby,	Ziegler,
Frascella,	Lippincott,	Rovansek,	Andrews,
Frost,	Lopresti,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

HOUSE RESOLUTION No. 68

Mr. READINGER. Mr. Speaker, I call up on page 16 of today's calendar, House Resolution No. 68.

The resolution was read by the Clerk as follows:

In the House of Representatives, May 3, 1955.

One Harry (Jerry) Butler filed an appeal from the unanimous decision of the Luzerne County Court in the election contest involving the 2nd Legislative District of Luzerne County

As a result of the appeal there was brought to the attention of the members of the House Committee on Election and Apportionment the record in the proceedings which showed a flagrant abuse and disregard of the election laws in Luzerne County by the officials acting by or on behalf of the Luzerne County Board of Elections and the Luzerne County Registration Commission

The record indicates that this disregard of the election laws in Luzerne County has existed to such an extent that this is an open and notorious scandal

The record indicates that there were obvious erasures on the official election records in the custody of the election officials of Luzerne County therefore be it

Resolved That a committee be appointed by the Speaker of the House of Representatives to investigate election frauds and conditions and registration frauds and conditions in Luzerne County and be it further

Resolved That the entire record in these investigation proceedings be referred to the Attorney General of Pennsylvania for such additional action as he shall deem appropriate

On the question,

Will the House adopt the resolution?

Mr. JUMP. Mr. Speaker, my two Republican colleagues from Luzerne County, Mr. Mikula and Mr. Parry, and I want to assure our Democratic colleagues from Luzerne County on the other side of this House that we are in favor of this resolution.

I would like to quote from an article which appeared in The Sunday Independent, a newspaper of Luzerne County, last Sunday. The article reads as follows:

> County's New Regime Insures Fairer Elections.
> Willing to Open Voting Machines to Settle Disputes Over Results.
>
> A new order indeed has come to the Court House since a new administration took over affairs last Jan. 2. A development last week highlights the change, since it reversed a county policy going back more than 10 years.

> Last week, without argument, the new commissioners, Bowden Northrup and Newell Wood, agreed to canvass the vote of machines in several districts on the mere petition of a Democratic lawyer. To persons who had been watching court house doings for a long time, this was a first-class indication of the change in attitude that has come to the temple.
>
> The promise of the new administration to give the county a new deal in fiscal affairs thus has extended to its attitude on political affairs too—to remove a policy of obvious discrimination against Democrats, as individuals and collectively as a party.

The attorney for the Democratic party for a good many years in Luzerne County had this to say in the same article:

> Attorney James L. Brown, who fought many of the election battles with the former regime, expressed his pleasure at the change in atmosphere at the Court House.

My colleagues and I feel sure that if our Democratic colleagues will take this matter up with the County Commissioners and the District Attorney of Luzerne County they will cooperate wholeheartedly to correct any discrepancies that might exist in the registration office.

The SPEAKER. The Chair desires to inquire of the Majority Leader whether it is essential that this resolution pass today?

The resolve clause reads that a committee be appointed by the Speaker. What size committee to investigate election frauds? Speaking as the Speaker, the Chair thinks the resolution should be more definite in its commitments. Will it be a committee of three, a committee of five, a partisan committee, a non-partisan committee?

Mr. READINGER. Mr. Speaker, I am at a loss to answer the question of the Speaker.

The SPEAKER. I think the resolution should be amended by the Rules Committee and brought back before the House.

Mr. READINGER. Mr. Speaker, I would suggest to the sponsors that they do not object to the passing over of this resolution at this time, and we will look into the questions raised by the Speaker and bring the matter before the House again next week.

Mr. MUSTO. Mr. Speaker, I shall accept the advice of the Speaker, but I ask permission to comment for one minute upon the remarks of our colleague on the Republican side of the House from Luzerne County.

I thank the gentleman from Luzerne County for the attitude he and his colleagues have taken. I do wish every Member of this House would realize that the resolution is very specific in its purpose, with no desire to discriminate against any one political party.

I will accept the advice of the Speaker.

The SPEAKER. The resolution is not called up.

SENATE MESSAGE

RESOLUTION RECALLING SENATE BILL No. 893 FROM GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 9, 1956

Resolved (if the House of Representatives concur), that Senate Bill No. 893, Printer's No. 599, entitled "An act amending the act of July 18, 1917 (P. L. 1043) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances benefits and rights from taxation and judicial process and providing penalties' changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriations," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. TOLL. Mr. Speaker, I move that House Bill No. 1491, Printer's No. 1082 together with communication from the Governor be taken from the table.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1491 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 7, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1491, Printer's No. 1082, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. TOLL. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. WELSH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Toll vote on the final passage of this bill?

Mr. TOLL. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Welsh vote on the final passage of this bill?

Mr. WELSH. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. TOLL. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TOLL. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, line 1 of Title, by striking out "Requiring" and inserting in lieu thereof "Permitting".

Amend Sec. 1, page 2, line 1, by striking out "shall" and inserting in lieu thereof "may".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. CHARLES C. SMITH. Mr. Speaker, I am not objecting to the amendments, but would the gentleman be kind enough to refresh my memory as to what amendments he is putting in. He may have given them to us a week or so ago, but I do not believe he has lately.

Mr. TOLL. I did, Mr. Speaker. I presented them a week ago. This bill relates to closing the offices of the Phothonotary and Register of Wills on Saturday, and this amendment changes the wording from "requiring," to "permitting" and from "shall" to "may."

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 892.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" imposing duties on pension boards changing contributions and changing and clarifying certain allowances and benefits when employes are placed under social security.

SENATE BILL No. 895.

An Act amending the act of May 23, 1945 (P. L. 903) entitled "An act authorizing cities of the third class to establish an optional retirement system for officers and employes independently of any pension system or systems existing in such cities" imposing duties on pension boards changing contributions and changing and clarifying benefits and allowances when employes are placed under social security.

SENATE BILL No. 896.

An Act reenacting and amending the act of January 5, 1952 (P. L. 1833) entitled "An act to provide for the coverage of certain officers and employes of the Commonwealth and its political subdivisions under the old-age and survivor insurance provisions of Title II of the Federal Social Security Act as amended creating the State Agency and conferring powers and imposing duties upon the State Agency authorizing the State Agency to enter into agreements with the Federal Security Administrator and with political subdivisions under certain terms and conditions providing for the Commonwealth's contribution under agreements with the Federal Security Administrator and for the collection and payment of employer and employe contributions authorizing interstate cooperation in certain cases creating a Contribution Fund and making appropriations" extending its provisions to include additional persons increasing contribution rates and providing for referenda and permitting modification of certain local retirement plans and making an additional appropriation.

SENATE BILL No. 944.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring cotton fabrics used in State institutions to be flameproofed.

SENATE BILL No. 972.

An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by further regulating forests and watersheds.

SENATE BILL No. 1002.

An Act amending the act of January 8, 1952 (P. L. 1851) entitled "An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto" regulating bail for persons charged with commission of sex crimes.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 984, Printer's No. 1657, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 984.

An Act amending the act of May 28, 1937 (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, definng, and limiting their duties, powers, and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies and corporations, including, to a limited extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations, or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicle

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 3, line 18, by inserting after the word "with" the words "School Districts" and line 20, by striking out after the word "school" the words "and dump trucks used or furnished for transportation of any construction materials"; amend Section 1, page 5, line 6, by inserting after the word "children" the words "for school purposes or between their homes and Sunday School"; page 5, line 9, by inserting after the second word "or" the words "transportation of school children between their homes and school or children between their homes and school or children between their homes and Sunday School in any motor vehicle"; page 5, line 14, by striking out after the word "private" the words "school or parochial school for the transportation of school children or children to and from Sunday School" and inserting in lieu thereof the following: "school or parochial school"; page 5, line 16, by striking out after the second word "school" the following: "for the transportation of school children between their homes and school or children between their homes and Sunday School which transportation is paid by the school or school districts from school school district or church funds"; page 7, line 16, by striking out after the word "children" the words "or children to and from Sunday School" and inserting in lieu thereof the words "for school purposes or between their homes and Sunday School"; page 7, line 19, by inserting after the second word "or" the following: "the transportation of school children between their homes and school or children between their homes and Sunday School in any motor vehicle."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Lutty,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Rudisill,
Anderson, S. A.,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. C.,
Boles,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Bucchin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cochran,	Jump,	Murray, P. G.,	Tompkins,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Wall,
Donahue,	Kline,	Olsen,	Wallace,
Donaldson,	Knecht,	O'Neil,	Walsh,
Dougherty,	Kolankiewicz,	Pacchioli,	Wargo,
Down,	Kooker,	Parry,	Waterhouse,
Ehrgood,	Kornick,	Pashley,	Weidner,
Eilberg,	Kratz,	Paulhamus,	Welsh,
Erb,	Kromer,	Petrosky,	Wescott,
Eshleman,	Lafore,	Polaski,	Wheeler,
Farabaugh,	Leiby,	Polen,	Whitenight,
Filo,	Leisey,	Pomeroy,	Willaredt,
Fineman,	Leonard,	Price,	Williams,
Flint,	Leven,	Pursley,	Wilt,
Floyd,	Light,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Young,
Frascella,	Lovett,	Rigby,	Ziegler,
Frost,		Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1324, Printer's No. 1731 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1324.

A Supplement to the act of April 1, 1863 (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 4, by striking out after the word "of" the following: "twenty-five million one hundred ninety-four thousand dollars ($25,194,000) twenty-seven million one hundred ninety-four thousand ($27,194,000)" and inserting in lieu thereof the following: "Twenty-six million one hundred ninety-four thousand dollars ($26,194,000)"; page 3, line 4, by striking out after the word "of" the following: "twenty-four million seven hundred eighty-three thousand dollars ($24,783,000) twenty-six million seven hundred eighty-three thousand dollars ($26,783,000)" and inserting in lieu thereof the following: "twenty-five million seven hundred eighty-three thousand dollars ($25,783,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varner,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Wallace,
Davis,	Kent,	Olsen,	Wall,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Ellberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1649, Printer's No. 1741 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1649.

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the words and figures "eight hundred fifty-six thousand dollars ($856,000)" and inserting in lieu thereof the words and figures "eight hundred twenty-five thousand dollars ($825,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Lutty,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Maxwell,	Rudisill,
Anderson, S. A.,	George,	Markley,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. C.,
Boles,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Bucchin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cochran,	Jump,	Murray, P. G.,	Tompkins,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Wall,
Donahue,	Kline,	Olsen,	Wallace,
Donaldson,	Knecht,	O'Neil,	Walsh,
Dougherty,	Kolankiewicz,	Pacchioli,	Wargo,
Down,	Kooker,	Parry,	Waterhouse,
Ehrgood,	Kornick,	Pashley,	Weidner,
Eilberg,	Kratz,	Paulhamus,	Welsh,
Erb,	Kromer,	Petrosky,	Wescott,
Eshleman,	Lafore,	Polaski,	Wheeler,
Farabaugh,	Leiby,	Polen,	Whitenight,
Filo,	Leisey,	Pomeroy,	Willaredt,
Fineman,	Leonard,	Price,	Williams,
Flint,	Leven,	Pursley,	Wilt,
Floyd,	Light,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Young,
Frascella,	Lovett,	Rigby,	Ziegler,
Frost,		Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1661, Printer's No. 1745 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1661.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Point Park in Pittsburgh

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1 by striking out after the word "of" the words and figures "one million dollars ($1,000,000)" and inserting in lieu thereof the words and figures "five hundred thousand dollars ($500,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Lutty,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Rudisill,
Anderson, S. A.,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. C.,
Boles,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Bucchin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cochran,	Jump,	Murray, P. G.,	Tompkins,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Wall,
Donahue,	Kline,	Olsen,	Wallace,
Donaldson,	Knecht,	O'Neil,	Walsh,
Dougherty,	Kolankiewicz,	Pacchioli,	Wargo,
Down,	Kooker,	Parry,	Waterhouse,
Ehrgood,	Kornick,	Pashley,	Weidner,
Eilberg,	Kratz,	Paulhamus,	Welsh,
Erb,	Kromer,	Petrosky,	Wescott,
Eshleman,	Lafore,	Polaski,	Wheeler,
Farabaugh,	Leiby,	Polen,	Whitenight,
Filo,	Leisey,	Pomeroy,	Willaredt,
Fineman,		Price,	Williams,

Flint,	Leonard,	Pursley,	Wilt,
Floyd,	Leven,	Readinger,	Worley,
Flynn,	Light,	Reibman,	Yetter,
Foster,	Limper,	Reidenbach,	Yetzer,
Frank,	Lippincott,	Renwick,	Young,
Frascella,	Lopresti,	Rigby,	Ziegler,
Frost,	Lovett,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that Senate Bill No. 1019, Printer's No. 708 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

SENATE BILL No. 1019.

An Act amending the act of May 12, 1943 (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases in the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, Page 2, line 13, by striking out after the word "working" the following: "a definite number of hours" and inserting after the word "forty" in line 13, the word "hours."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boies,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stark,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Comer,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews, Speaker
Frost,	Lutty,	Royer,	

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 1065

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 1065 entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class

And has appointed Messrs. WAGNER, WOLF and LANE a committee of conference to confer with a similar committee of the House of Representatives (if the House of

Representatives shall appoint such committee) on the subject of the difference existing between the two Houses in relation to said bill.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 1065 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 1065

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. McCANN, POLEN and JOHNSON.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION

RECALLING HOUSE BILL No. 1945 FROM THE GOVERNOR

Mr. STANK offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 9, 1956.

Resolved (if the Senate concur), that House Bill No. 1945, Printer's No. 1538, entitled "An act amending the act of April 9, 1929 (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' changing requirements in promulgating rules and regulations by the Department of Health," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 944

The SPEAKER. The Chair appoints as a Committee of Conference on House Bill No. 1944, Messrs. BRETH, POLEN and GIBSON.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 887

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 887.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of consideration House Bill No. 887, entitled: "An act making an appropriation to the Department of Property and Supplies for payments of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith

Respectfully submit the following bill as our report:

EDWARD J. KESSLER,
G. GRAYBILL DIEHM,
FRANK W. RUTH,
(Committee on the part of the Senate.)

J. DEAN POLEN,
KARL B. GUSS,
FRANCIS WORLEY,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boies,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Dqwn,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Luttv.	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1060

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1060.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considerating House Bill No. 1060, entitled: "An act defining and providing for the licensing of water well drillers prevention of pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties,"

Respectfully submit the following bill as our report:

C. ARTHUR BLASS,
THOMAS P. HARNEY,
JOSEPH J. YOSKO,
(Committee on the part of the Senate.)

KARL B. GUSS,
DONALD E. WHITENIGHT,
MARIAN E. MARKLEY,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1361

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1361.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1361, entitled: "An act authorizing the creation of regional planning commissions by counties, cities, boroughs, towns or townships; authorizing interstate participation in regional planning under certain conditions and conferring powers and imposing duties on regional planning commissions."

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
FRANK KOPRIVER, JR.,
WILLIAM S. LANE,
(Committee on the part of the Senate.)

ROBERT WHEELER, JR.,
HERMAN E. STEBBINS,
W. STUART HELM,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boles,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,

Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1560

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1560.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1560, entitled: "An act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania; conferring powers and imposing duties on the Department of Agriculture and prescribing penalties."

Respectfully submit the following bill as our report:

ALBERT E. MADIGAN,
THOMAS P. HARNEY,
WALTER J. CAMIEL,
(Committee on the part of the Senate.)

E. GADD SNIDER,
E. J. FARABAUGH,
T. LUKE TOOMEY,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Lutty,	Royer,
Amarando,	Garlock,	Mahan,	Rubin,
Anderson, M. S.,	Gelfand,	Markley,	Rudisill,
Anderson, S. A.,	George,	Maxwell,	Sarraf,
Auker,	Gibb,	McCann,	Scarcelli,
Banker,	Gibson,	McCormack,	Schuster,
Barnatovich,	Goldstein,	McGee,	Sherman,
Bell,	Gramlich,	McInroy,	Sigman,
Blair,	Guss,	McKeever,	Smith, C. C.,
Boles,	Guthrie,	McLaughlin,	Smith, Wm. B.,
Bonner,	Hamilton, R. K.,	Meholchick,	Snider,
Boory,	Hass,	Metz,	Stank,
Bower,	Haudenshield,	Mihm,	Stebbins,
Branca,	Heavey,	Mikula,	Steckel,
Breisch,	Helm,	Miller,	Stephens,
Brennan, A. P.,	Henzel,	Mills,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Bucchin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cochran,	Jump,	Murray, P. G.,	Tompkins,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Wall,
Donahue,	Kline,	Olsen,	Wallace,
Donaldson,	Knecht,	O'Neil,	Walsh,
Dougherty,	Kolankiewicz,	Pacchioli,	Wargo,
Down,	Kooker,	Parry,	Waterhouse,
Ehrgood,	Kornick,	Pashley,	Weidner,
Eilberg,	Kratz,	Paulhamus,	Welsh,
Erb,	Kromer,	Petrosky,	Wescott,
Eshleman,	Lafore,	Polaski,	Wheeler,
Farabaugh,	Leiby,	Polen,	Whitenight,
Filo,	Leisey,	Pomeroy,	Willaredt,
Fineman,	Leonard,	Price,	Williams,
Flint,	Leven,	Pursley,	Wilt,
Floyd,	Light,	Readinger,	Worley,
Flynn,	Limper,	Reibman,	Yetter,
Foster,	Lippincott,	Reidenbach,	Yetzer,
Frank,	Lopresti,	Renwick,	Young,
Frascella,	Lovett,	Rigby,	Ziegler,
Frost,		Rovansek,	Andrews,
			Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Bazin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1694

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1694.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1694, entitled: "An act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

Respectfully submit the following bill as our report:

L. E. CHAPMAN,
HENRY J. PROPERT,
JOHN H. DENT,
(Committee on the part of the Senate.)

J. DEAN POLEN,
HARRY G. GRAMLICH,
GEORGE F. SARRAF,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boies,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Oglivie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetzer,
Flynn,	Limper,	Reidenbach,	Yetter,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresto,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Ewing,	Magee,	Rosen,
Ashton,	Greenwood,	McWherter,	Vaughan,
Basin,	Hewitt,	Monroe,	Verona,
	Lawyer,	Pettigrew,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1977

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1977.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1977, entitled: "An act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties."

Respectfully submit the following bill as our report:

ALBERT E. MADIGAN,
THOMAS P. HARNEY,
PETER J. CAMIEL,
(Committee on the part of the Senate.)

E. GADD SNIDER,
T. LUKE TOOMEY,
HERMAN E. STEBBINS,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boies,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Oglivie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 249

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 249.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 249, entitled: An Act amending the act of June 24, 1937 (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" increasing monthly pension allowance and maximum income allowance crediting encumbrances in realty valuation and abolishing the sum of income and pension as a ceiling for pension receivable.

Respectfully submit the following bill as our report:

JOHN J. McCREESH,
FRANK KOPRIVER, JR.
CHARLES R. MALLERY,
(Committee on the part of the Senate.)

GEORGE J. SARRAF,
MARY A. VARALLO,
W. STUART HELM,
(Committee on the part of the House of Representatives.)

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 249

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 249.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 249, entitled: "An Act amending the act of June 24, 1937 (P. L. 2051), entitled 'An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emregency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board' increasing monthly pension allowance and maximum income allowance crediting encumbrances in realty valuation and abolishing the sum of income and pension as a ceiling for pension receivable."

Respectfully submit the following bill as our report:

JOHN J. McCREESH,
FRANK KOPRIVER, JR.,
CHARLES R. MALLERY,
(Committee on the part of the Senate.)

GEORGE J. SARRAF,
MARY A. VARALLO,
W. STUART HELM,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

YEAS—191

Agnew,	Gaffney,	Mahan,	Rubin,
Amarando,	Garlock,	Markley,	Rudisill,
Anderson, M. S.,	Gelfand,	Maxwell,	Sarraf,
Anderson, S. A.,	George,	McCann,	Scarcelli,
Auker,	Gibb,	McCormack,	Schuster,
Banker,	Gibson,	McGee,	Sherman,
Barnatovich,	Goldstein,	McInroy,	Sigman,
Bell,	Gramlich,	McKeever,	Smith, C. C.,
Blair,	Guss,	McLaughlin,	Smith, Wm. B.,
Boies,	Guthrie,	Meholchick,	Snider,
Bonner,	Hamilton, R. K.,	Metz,	Stank,
Boory,	Hass,	Mihm,	Stebbins,
Bower,	Haudenshield,	Mikula,	Steckel,
Branca,	Heavey,	Miller,	Stephens,
Breisch,	Helm,	Mills,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Wall,
Davis,	Kent,	Olsen,	Wallace,
Donahue,	Kline,	O'Neil,	Walsh,
Donaldson,	Knecht,	Pacchioli,	Wargo,
Dougherty,	Kolankiewicz,	Parry,	Waterhouse,
Down,	Kooker,	Pashley,	Weidner,
Ehrgood,	Kornick,	Paulhamus,	Welsh,
Eilberg,	Kratz,	Petrosky,	Wescott,
Erb,	Kromer,	Polaski,	Wheeler,
Eshleman,	Lafore,	Polen,	Whitenight,
Farabaugh,	Leiby,	Pomeroy,	Willaredt,
Filo,	Leisey,	Price,	Williams,
Fineman,	Leonard,	Pursley,	Wilt,
Flint,	Leven,	Readinger,	Worley,
Floyd,	Light,	Reibman,	Yetter,
Flynn,	Limper,	Reidenbach,	Yetzer,
Foster,	Lippincott,	Renwick,	Young,
Frank,	Lopresti,	Rigby,	Ziegler,
Frascella,	Lovett,	Rovansek,	Andrews,
Frost,	Lutty,	Royer,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Greenwood,	McWherter,	Vaughan,
Ashton,	Hewitt,	Monroe,	Verona,
Bazin,	Lawyer,	Pettigrew,	Wood,
Ewing,	Magee,	Rosen,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. Readinger. Mr. Speaker, I move that House Bill No. 620, Printer's No. 1654, together with communication from the Governor be taken from the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 620 FROM GOVERNOR

Comonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 620, Printer's No. 1654, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. STANK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Northumberland, Mr. Stank vote on the final pasage of this bill?

Mr. STANK. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 4 (Section 1201), page 9, line 9, by inserting after "magistrate": or in cities of the first class any magistrate sitting in the Central Traffic Court.

Amend Section 4 (Section 1201), page 10, lines 14 and 15, by striking out "No evidence of the conviction of any person for any violation" in line 14 and all of line 15.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1890, Printer's No. 1536, together with communication from the Governor be taken from the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1890 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the House of Representative of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1890, Printer's No. 1536, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. CHARLES C. SMITH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Smith vote on the final passage of this bill?

Mr. CHARLES C. SMITH. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 6, page 9, line 2, by striking out the brackets before and after "within."

Amend Section 6, page 9, lines 2 and 3, by striking out "not less than two" in line 2, and "months nor more than" in line 3.

Amend Section 6, page 9, line 19, by striking out the brackets before and after "within."

Amend Section 6, page 10, by striking out line 1.

Amend Section 10, page 17, line 12, by inserting after "Miscellaneous": services.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 929, Printer's No. 876 together with communication from the Governor be taken from the table.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 929, FROM GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 6, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 929, Printer's No. 876, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. OGILVIE. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. READINGER vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Dauphin, Mr. OGILVIE vote on the final passage of this bill?

Mr. OGILVIE. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 1) page 2, line 8 by striking out "fifteen" and inserting in lieu thereof "twelve."

Amend Sec. 1 (Sec. 1)page 5, line 18 by inserting after "service" incidental to any criminal proceeding each mile going and returning twelve cents and in the performance of any duty or service

Amend Sec. 1 (Sec. 1) page 6, line 1 by inserting after "law" except those incidental to criminal proceedings

Amend Sec. 1 (Sec. 1) page 6, line 1 by striking out the brackets before and after "ten" and striking out "fifteen."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

ADJOURNMENT

Mr. ROVANSEK. Mr. Speaker, I move that this House do now adjourn until Thursday, May 10, 1956 at 11:00 a. m. EST.

The motion was agreed to, and (at 5:55 p. m. EST), the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., THURSDAY, MAY 10, 1956. No. 179.

SENATE

THURSDAY, May 10, 1956.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, we thank Thee for this wonderful world, as we drive along the highways and see the beautiful dress nature is putting on through the power of Thy spirit. So may we realize that in our homes and in our lives where Thy spirit predominates, it will be just as beautiful.

Help us today in our Session that we may do our work in the spirit of brotherhood, so that we may work together to give to the people those things which will give them the greatest comfort and joy and satisfaction. We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. WAGNER, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 1055, PRINTER'S No. 641

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1055, Printer's No. 641, entitled "An Act amending the act of June 7, 1901 (P. L. 491) entitled 'An act authorizing municipalities to define and fix the terms for the use of public parks or grounds of any kind for railroad purposes' extending such authority."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 893, PRINTER'S No. 599

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 9, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 893, Printer's No. 599, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

The PRESIDENT. This bill will be laid on the table.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

RECALLING SENATE BILL No. 893 FROM the GOVERNOR

In the Senate, May 9, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 893, Printer's No. 599, entitled "An act amending the act of July 18, 1917 (P. L. 1043) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriations," be recalled from the Governor for the purpose of amendment.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 1945

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 9, 1956.

Resolved (if the Senate concur), That House Bill No. 1945, Printer's No. 1538, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing requirements in promulgating rules and regulations by the Department of Health.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No 1295

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and R. F. A. district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1295

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendment non-concurred in by the House to the foregoing bill.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No 1648

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1648, entitled:

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1648

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. McGINNIS. Mr. President, I second the motion.

The motion was agrred to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1662

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO HOUSE BILL No. 1662

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. DIEHM. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1856

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1856

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. VAN SANT. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 2012

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 2012, entitled:

An Act making an appropriation to the Department of Mines for expenses of supervising and administering the Anthracite Mine Drainage Program.

SENATE RECEDES FROM ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 2012

Mr. MAHANY. Mr. President, I move that the Senate recede from its amendments non-concurred in by the House to House Bill No. 2012.

Mr. BLASS. Mr. President, I second the motion.

On the question,

Will the Senate recede from its amendments non-concurred in by the House to House Bill No. 2012?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,

Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 944, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 944, entitled:

An Act amending the act of August twenty-fourth one thousand nine hundred fifty-one (P. L. 1417) entitled as amended "Corporation Income Tax Law" changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increasing the rate of tax for a limited period of time.

and has appointed Messrs. BRETH, POLEN and GIBSON as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 944, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 944, and that a Committee of Conference on the part of the Senate be appointed.

Mr. HAYS. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. KESSLER, PROPERT and DENT as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 944.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 999

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor, council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 999

Mr. MAHANY. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 999, and that committee of Conference on the part of the Senate be appointed.

Mr. DERK. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 999

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. STEVENSON, MALLERY and McMENAMIN, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 999.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 147

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 147, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for increasing the membership of county boards of school directors in certain counties.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 789

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 789, entitled:

An Act authorizing the Pennsylvania Aeronautics Commission to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft and making an appropriation.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 879

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 879, entitled:

An Act to further amend the "Public School Employes Retirement Law" *** by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 897

He also presented communication from the House of Representatives informing the Senate that the House

has concurred in amendments made by the Senate to House Bill No. 897, entitled:

An Act regulating the serving and selling of imported wild rabbit and prescribing penalties.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 917

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 917, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for equal reimbursement to school districts of the first class A and first class for the school year 1954-1955.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 983

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 983, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" including within the definition of "Commercial Motor Vehicle" and excluding from the definition of "Motor Omnibus" buses transporting pupils of private and parochial schools and Sunday school children and by regulating the use of commercial motor vehicles.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 984

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 984, entitled:

An Act amending the act of May 28, 1937 (P. L. 1053) entitled "Public Utility Law" excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicle.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1324

He also presented communication from the House of Representatiaves informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1324, entitled:

A Supplement to the act of April 1, 1863 (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1649

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1649, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1661

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1661, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Point Park in Pittsburgh.

HOUSE CONCURS IN SENATE BILL No. 241

He also returned to the Senate, Senate Bill No. 241, entitled:

An Act amending the act of May 11, 1949 (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" extending the types permitted and fixing requirements thereof.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 485

He also returned to the Senate, Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 517

He also returned to the Senate, Senate Bill No. 517, entitled:

An Act amending "The General State Authority Act of 1949" *** empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 651

He also returned to the Senate, Senate Bill No. 651, entitled:

An Act amending the "Public School Code of 1949" *** changing the value of scholarships.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 900

He also returned to the Senate, Senate Bill No. 900, entitled:

An Act amending the "Real Estate Tax Sale Law" *** clarifying the provisions of the act relating to private sales of certain properties by the Tax Claim Bureau.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 933

He also returned to the Senate, Senate Bill No. 933, entitled:

An Act amending the "Banking Code" of May 15, 1933 (P. L. 624) *** prohibiting the assumption and use of deceptive names by corporations and persons not authorized to engage in the banking business providing for investments of loans by and the purchase sale and creation by obligations by banks bank and trust companies trust companies and savings banks providing for the voluntary liquidation of banks bank and trust companies and trust companies and further providing for the powers and limitations on powers of corporations authorized to engage in a banking business.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1018

He also returned to the Senate, Senate Bill No. 1018, entitled:

An Act amending the act of July 25, 1955 (P. L. 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1064

He also returned to the Senate, Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the administration and operation of the Foundation.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1074

He also returned to the Senate, Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie the Canal Basins situate in the City of Erie County Pennsylvania

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1085

He also returned to the Senate, Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution.

with the information that the House has passed the same without amendments.

SENATE BILL No. 151 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 151, entitled:

An Act amending the Transfer Inheritance Tax Law of June 20, 1919 (P. L. 521) by exempting certain persons corporations and organizations from tax on the transfer of property inherited or received by them.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 1062 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licenses and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 887

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 887, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith

The PRESIDENT. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1060

He also informed the Senate that the House has adopted

the Report of Committee of Conference on House Bill No. 1060, entitled:

An Act defining and providing for the licensing of water well drillers prevention of pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties.

The PRESIDENT. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1361

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1361, entitled:

An Act authorizing the creation of regional planning commissions by counties cities boroughs towns or townships authorizing interstate participation in regional planning under certain conditions and conferring powers and imposing duties on regional planning commissions.

The PRESIDENT. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE ON CONFERENCE ON HOUSE BILL No. 1560

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties.

The PRESIDENT. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1694

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1694, entitled:

An Act màking an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

The PRESIDENT. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1977

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials; imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

The PRESIDENT. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 249

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 249, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051) entitled "Public Assistance Law" increasing monthly pension allowance abolishing the sum of income and pension as a ceiling for pension receivable

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 1019, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 1019, entitled:

An Act amending the act of May 12 1943 (P. L. 2559) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 1065, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 1065, entitled:

An Act amending the "Public School Code of 1949" *** changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

and has appointed Messrs. McCANN, POLEN and JOHNSON as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the difference existing between the two houses in relation to said bill.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 1517, entitled:

An Act amending the "Municipality Authorities Act of 1945" *** further regulating the membership of the governing body of Transit Authorities

Which was committed to the Committee on Rules.

House Bill No. 1943, entitled:

An Act to add section six hundred thirty-five point one to "The Penal Code" *** by regulating the serving and selling of milk in which chocolate cocoa or cacao products are used as an ingredient and prescribing penalties

Which was committed to the Committee on Rules

House Bill No. 2013, entitled:

An Act amending the "Public School Code of 1949" *** providing for advance payments reimbursements and tuition in the case of area technical schools

Which was committed to the Committee on Rules.

House Bill No. 2107, entitled:

An Act amending the act of June 5 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a disguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition

Which was committed to the Committee on Rules.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 316, entitled:

An Act amending the act of March 30, 1917 (P. L. 21), entitled "Optometrists" License Law," regulating the employment of licensed optometrists and providing for violation thereof ,and regulating the advertising of products used for ophthalmic purposes and providing penalties for violation thereof.

House Bill No. 1470, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051), entitled "Public Assistance Law," including financial assistance for nursing home care within the word assistance.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. DENT, from the Committee on Finance, reported as amended, House Bill No. 1941, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (Pamphlet Laws 149) entitled as amended "The Liquid Fuels Tax Act," by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors.

He also, from the Committee on Finance, reported as amended, House Bill No. 1942, entitled:

An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952) Pamphlet Laws 1965) entitled "Fuel Use Tax Act," by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use.

Mr. RUTH, from the Committee on Rules, reported as amended, House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets . . .," changing certain routes and adding a new route.

Mr. MAHANY, on behalf of Mr. PECHAN, from the Committee on Public Health and Welfare, reported as committed, House Bill No. 1990, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1065

Mr. WAGNER. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 1065, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

The PRESIDENT. This report of Committee of Conference will appear on tomorrow's Calendar.

PETITIONS AND REMONSTRANCES

Mr. YOSKO. Mr. President, in the 1953 Session, I believe Senator Taylor sponsored a bill which made an allocation to municipalities that constructed sewage disposal plants. The allocations were made to these municipalities and in setting up their budgets for this year, these same municipalities included an item they expected to receive from the State to cover the financial responsibility I am talking about.

There has been some delay in the passage of a bill and, as a result, a number of municipalities, including one I represent, the city of Bethlehem, because of the delay in the passage of the bill, had to go to banks and borrow a sum equivalent to what they would get from the State that was set up in the budget. In the city of Bethlehem, it happens to be $100,000.

Mr. President, I see the distinguished gentleman from the House here, Mr. Readinger, and I want to call his attention to the fact that the bill for this subsidy passed the Senate on December 12, 1955, and it has been in the House Committee on Appropriations since that time.

Since plans are being made to adjourn the Legislature probably next week, or the week after, I am suggesting that Mr. Readinger take it up with the Committee on Appropriations in the House, with the hope of having this bill released so that it could be passed and the municipalities involved will get this subsidy from the State as soon as possible. If Mr. Readinger will do that, I am sure the municipal officials around Pennsylvania will be very grateful.

Mr. DENT. Mr. President, I cannot yield to the Majority Leader of the House, but if you will allow me, I will give the answer to that after I hear from him.

Mr. President, the House now informs the Senate that it has passed a bill, House Bill No. 1635, which is now in the Senate, that does exactly the same thing. It is in the form and shape that the Department of Health asked for in the first instance. This bill is now in the Appropriations Committee and I am assured by the chairman, who is not here, that there will be some action taken.

Mr. YOSKO. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDENT. Will the gentleman from Westmoreland, Mr. Dent, permit himself to be interrogated?

Mr. DENT. I will, Mr. President, if he promises not to treat me as roughly as he treats the fellow who usually stands here.

Mr. YOSKO. Senator Dent, I understand there are three bills on the subject that I just brought up. One is House Bill No. 1635, Printer's No. 914; the other is Senate Bill No. 38, which already passed the Senate and is over in the House Appropriations Committee. Then there is a third bill, House Bill No. 537, which is still before the House Committee on Public Health and Sanitation.

I would like to know, if it is possible for you to tell me, which of these three bills are going to be considered as the bill to take care of these municipalities.

Mr. DENT. In answer to the gentleman from the other side of the aisle, I can assure him that the Republican version of the bill was Senate Bill No. 38, which we returned to the House with an amendment in it, setting the date for consideration of the sewage disposal plant reimbursements back to 1920. That bill is now in the House Appropriations Committee, having passed the Senate. House Bill No. 1635 passed the House and it is now in the Senate Appropriations Committee.

The spokesmen on this side, speaking with authority as usual, want to assure you that that bill will be considered at the next meeting of the Rules Committee. Every assurance is that the bill will come out, probably amended to the Senate version again.

House Bill No. 537 is completely buried over in the House and will stay dead.

Mr. YOSKO. Thank you, now we know where we stand and what is what and where is where.

Mr. DENT. It does not matter where you stand, just as long as you tell the truth.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1311, AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making appropriation out of the Motor License Fund.

and has appointed Messrs. PETROSKY, STANK and MOSCRIP as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1311, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1311, and that a Committee of Conference on the part of the Senate be appointed.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. WADE, BERGER and DENT as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1311.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 596

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 10, 1956.

Resolved (if the Senate concur), That House Bill No. 596, Printer's No. 1693, entitled:

An Act providing for authorization for autopsies or postmorten examinations of human bodies claimed for burial within thirty-six hours after death.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 893, RECALLED FROM THE GOVERNOR, TAKEN FROM TABLE

Mr. LANE. Mr. President, I call from the table Senate Bill No. 893, Printer's No. 599, which was recalled from the Governor for the purpose of amendment.

RECONSIDERATION OF SENATE BILL No. 893

Mr. LANE. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 893, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes Retirement Law," changing and clarifying benefits, contribution and cerdit provisions when employes are placed under social security; providing for payments by the Commonwealth and for reimbursements from appropriations.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. RUTH. Mr. President, I second the motion

The PRESIDENT How did the Senator vote?

Mr. RUTH. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. LANE. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. RUTH. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. RUTH. Mr President, I voted with the prevailing side

Will the Senate agree to the bill on third reading?

The motion was agreed to.

And the question recurring,

Mr. LANE. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1 (Section 8), page 3, line 18, by striking out "The"; Amend Section 3 (Section 14), page 8, line 4, by inserting after "3": "II (B) (d)".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

Ordered, That the bill as amended lie over for printing.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 590, entitled:

An Act amending the "Public School Code of 1949 * * *," authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 590

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 590.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL ON THIRD READING, RECALLED FROM THE GOVERNOR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 420, Printer's No. 722, on third reading, recalled from the Governor, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1073, entitled:

An Act providing for the establishment of forestry conservation camps by the Department of Forests and Waters for the development and conservation of the forests of this Commonwealth and for the rehabilitation and training of male youth, giving additional powers to the Department of Welfare and making an appropriation.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1571, entitled:

An Act amending the act of April 9 1929 (P. L. 177) entitled "The Administrative Code of 1929" changing the name of the Department of Mines to the Department of Mines and Mineral Industries and changing the title of the head of said department from Secretary of Mines to Secretary of Mines and Mineral Industries further providing that where the term "Department of Mines" or "Secretary of Mines" are used or referred to in any other law contract or document such term of reference shall be deemed to refer to and include respectively the terms "Department of Mines and Mineral Industries" and "Secretary of Mines and Mineral Industries" making an appropriation.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order.

The PRESIDENT. Is there objection?

Mr. MAHANY. Mr. President, House Bill No. 675 has been on our Calendar now for some weeks and I am hoping that whatever amendments are necessary will be placed in this bill by the first of next week. I understand that Senator McMenamin has some amendments which he would like to introduce. I hope that the leadership on the other side will prevail upon Senator McMenamin to be here next Tuesday and offer his amendments so that we may act upon this bill. The Republican Majority in the Senate does not wish to be responsible if a censorship bill is not passed.

Therefore, I hope that you can see to it that Senator McMenamin is here next week so that this bill may be acted upon.

Mr. LANE. Mr. President, I wish to advise the Majority Leader, and the population of Pennsylvania as a whole, that the Democratic Minority in the Senate is very anxious to have legislation passed which will provide censorship. However, we must make sure and do our very best to see that the bill is constitutional.

It is true that Senator McMenamin has some amendments. We have them over here and we have been working on them. As a matter of fact, I think the Majority Leader realizes that everyone has been very, very busy. I am just as anxious as he is to have censorship legislation passed. We are not carrying this bill over for the purpose of delay. We are carrying the bill over for the purpose of trying to work out proper amendments which will be acceptable to everyone. I can assure the Majority Leader that we are just as anxious as he to have censorship in Pennsylvania.

The PRESIDENT. There being no objection, the Bill will go over in its order.

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 1077, Printer's No. 723, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1102, entitled:

An Act amending the act of May 5, 1933 (P. L. 289) entitled "Nonprofit Corporation Law" authorizing keeping of investments in the name of the corporation or a nominee.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1103, entitled:

An Act amending the act of May 1 1929 (P. L. 1005) entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines and fixing fees for such permits

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming.	McMenamin,	Stevenson.	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2017, entitled:

An Act amending the act of May 1 1939 (P. L. 905) entitled "The Vehicle Code" further regulating the passing of school buses and prescribing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, from all the activity here, it looks as though we are going to try to pass this bill. I want the Membership to know that I want to be recorded as voting "no" on this piece of legislation because, in my humble opinion, it is going to jeopardize the lives of a lot of small children going to school. Even though it may be part of a Nation-wide program as far as school buses are concerned, I feel that I cannot possibly vote for this bill.

Therefore, Mr. President, I am going to vote "no" in the event the bill appears on Final Passage.

Mr. MAHANY. Mr. President, if there is some objection, I was going to have the bill go over in order. I want to assure Senator Lane that I, nor any other Senator in this Body, certainly do not want to be responsible for risking the life of one school child. When Senator Lane made that statement, I thought perhaps it would be better if we took another look at this bill to see if it does what he says.

The State Police have asked me to see that this bill is passed. It is something that they are interested in. Perhaps Senator Lane and I, and anyone else, can have a conference with them and if this is a risky bill, certainly we do not want to pass it. I was one of the people who got the school bus stop laws on the books. I think we have saved a great many lives due to the fact that we have a school bus stop law in Pennsylvania. It was only done, however, after a great amount of work and much effort. Certainly I would be the last one to weaken it in any way whatsoever

BILL OVER IN ORDER

Mr. MAHANY. Therefore, Mr. President, I ask unanimous consent that House Bill No. 2017, Printer's No. 1681, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2087, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code" further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, yesterday in a very brief debate on this bill, it was suggested that anyone who would have amendments to offer should get them into the hands of myself, as Chairman of the Highways Committee, so that this bill might be put in final form. Senator Mahany very graciously assured Senator Lane that there was no opposition on our side to the bill.

All the amendments that I have received up to date are amendments of Senator Dent, which merely change page 26 of the bill and make the law, if this bill passes and is signed by the Governor, operative as of January 1, 1957. The Department of Revenue maintained that they cannot be prepared to enforce this law prior to that time.

Therefore, Mr. President, on behalf of Senator Dent, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Bill, page 26, by inserting between lines 7 and 8: "Section 6. Notwithstanding any of the provisions of this amending act, all vehicles originally titled prior to January 1, 1957 shall thereafter be registered in the same class as originally registered." amend Sec. 6, page 26, line 8, by striking out all of said line; amend Sec. 6, page 26, lines 15 to 18, by striking out "AS TO ALL NEW" in line 15, all of lines 16, 17 and 18, and inserting in lieu thereof: "Section 7. This act shall become effective January 1, 1957."

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 2087, Printer's No. 1735, on third reading, go over in its order as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask uanimous consent

that House Bill No. 2096, Printer's No. 1775, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

APPROPRIATION BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. MAHANY. Mr. President, I move that House Bill No. 1675, the bill just read, be recommitted to the Committe on Appropriations.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

APPROPRIATION BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2084, entitled:

An Act making an appropriation to the Department of Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 583, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 584, entitled:

An Act to amend the act approved the 10th day of March 1949 (P. L. 30) entitled "Public School Code of 1949" by further providing for reimbursement by the Commonwealth to school districts and vocational school districts authorizing the revision of budgets and temporary loans and harmonizing the language of existing amendments

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1037, entitled:

An Act authorizing the Department of Property and Supplies to sell at public sale a plot of ground presently a part of acreage administered at the Polk State School Venango County Pennsylvania containing 1.25 acres more or less

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1042, entitled:

An Act amending the act of August 6, 1941 (P. L. 861) entitled "Pennsylvania Board of Parole Law" removing the ceiling on salaries of the secretary of the board and of district supervisors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1091, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. WAGNER offered the following amendments:

Amend Sec. 1 (Sec. 15.2), page 3, line 19, by striking out "12 and 14" and inserting in lieu thereof: "14 and 15"; Amend Sec. 1 (Sec. 15.2), page 4, line 7, by inserting after "in": "subsection 3 of"; Amend Sec. 1 (Sec. 15.3), page 4, line 16, by striking out "12 and 14" and inserting in lieu thereof: "14 and 15".

They were agreed to.

The section was agreed to as amended.

The title was read and agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1405, entitled:

An Act amending the act of March 30, 1937 (P. L. 115) entitled "The First Class City Permanent Registration Act" removing limitations on the power of the commission to establish offices for receipt of applications for registration and changing the provisions of the act as to registration of electors before municipal elections.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1948, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing the reconveyance or disposition of real property acquired for certain designated purposes.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. FLACK. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1941, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (Pamphlet Laws 149) entitled as amended "The Liquid Fuels Tax Act," by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1942, entitled:

An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 Pamphlet Laws 1965) entitled "Fuel Use Tax Act," by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1990, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets . . .," changing certain routes and adding a new route.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ANNOUNCEMENT BY MAJORITY LEADER

Mr. MAHANY. Mr. President, yesterday I announced that it was our intention to act finally on House Bill No. 583 and House Bill No. 584 on Friday of this week. However, I find that many of the Senators must necessarily be home on business and cannot attend tomorrow's session, and they have told me they would like to be present when these bills are voted on.

Therefore, Mr. President, I want to change that plan and state that we do not intend to vote on these two bills until Tuesday of next week. Tomorrow's Session will be mainly concerned with taking up noncontroversial bills on the Calendar; not that these two bills are controversial, but merely for the purpose of having most of us here when we vote on the two teacher pay increase bills.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Friday, May 11, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

Mr. PROPERT. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:38 o'clock, p. m., Eastern Standard Time, until Friday, May 11, 1956, at 10:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

THURSDAY, May 10, 1956.

The House met at 11:00 a. m., E.S.T.

The SPEAKER (Hiram G. Andrews) in the Chair.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Wednesday, May 9, 1956 will be postponed until printed. The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 275, entitled:

An Act amending the act of May 17 1929 (P. L. 1798) entitled "An act providing a fixed charge payable by the Commonwealth on land acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county school township and road purposes in the counties school districts and townships where such forests are located and making an appropriation "increasing the amounts of payments from the Commonwealth to counties and making an appropriation.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 347, entitled:

An Act amending the act of May 15, 1874 (P. L. 186 No. 120) entitled "An act declaring what offices are incompatible" making elective county and city offices and members of the Legislature incompatible.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2079, entitled:

An Act to amend the "Fiduciaries Act of 1949" * * * by further limiting the powers of registers of wills to issue letters testamentary or of administration in certain cases and providing for further duties of personal representatives.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2109, entitled:

An act amending the "Housing Authorities Law" of May 28, 1937 (P. L. 955) limiting the rights of eminent domain of Authorities.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2112, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives to investigate the policies methods and practice of the State Board of Medical Education and Licensure with respect to acceptance for internship and licensure of graduates of foreign medical schools

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2113, entitled:

An Act amending "The Pennsylvania Occupational Disease Act" approved June 21, 1939 (P. L. 566) changing liability provisions with respect to certain diseases.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2115, entitled:

An Act relating to branches of banking institutions; directing the Joint State Government Commission to study and investigate the establishment maintenance and operation of such branches and to report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry such recommendations into effect and prohibiting the establishment of branches by banking institutions in certain cases for a limited period of time.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 526, entitled:

An Act amending "The Military Code of 1949" * * *, further regulating membership of the Military Advisory Commission.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 975, entitled:

An Act authorizing the Department of Forests and

Waters to convey certain lands located in Whitemarsh Township Montgomery County in order to facilitate the further development of Fort Washington Park.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies with the consent of the Department of Military Affairs and the approval of the Governor to sell or give all or part of the Cold Springs Military Reservation in Lebanon County formerly known as Camp Shand to The Pennsylvania Game Commission.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

RESOLUTION

VETERANS OF FOREIGN WARS

The SPEAKER laid before the House a resolution adopted by the Council of Administration, Department of Pennsylvania, Veterans of Foreign Wars of the United States to allow emergency vehicles using bridges under the jurisdiction of the Delaware Joint Authority when travelling to and from designated localities in time of emergency to use without charge of toll highways, bridges, tunnels and other facilities.

(For Resolution see Appendix)

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1065

Mr. McCANN. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 1065.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

RESOLUTION

RECALLING HOUSE BILL No. 596 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 10, 1956.

Resolved (if the Senate concur), that House Bill No. 596, Printer's No. 1693, entitled "An act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1202.

An Act providing for the payment of the salary medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period

HOUSE BILL No. 2106.

An Act to further amend section six hundred sixteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authoritites to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds,' by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 653.

An Act amending the act of July 18, 1917, (P. L. 1043), entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process and providing penalties," providing additional disability and superannuation retirement allowances.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 3, by striking out after the word "of" the words "May September" and inserting in lieu thereof the word "May";

Amend Section 2, page 3, line 12, by striking out after the word "of" the words "May September" and inserting in lieu thereof the word "May."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1854.

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "seven hundred and eighty-two thousand dollars ($782,000.00)" and inserting in lieu thereof the following: "seven hundred ninety-one thousand six hundred dollars ($791,600)"; page 2, line 10, by striking out after the word "Oakdale" the figures "20,000.00" and inserting in lieu thereof the figures "28,000.00"; line 11, by inserting the following: "Bureau for Child Care, Philadelphia 20,000.00"; page 3, line 1, by striking out after the word "Harrisburg" the figures "19,000.00" and inserting in lieu thereof the figures "20,000.00"; by striking out all of line 4 as follows: "Colored Children's Bureau Philadelphia 18,000.00"; line 13, by striking out after the word "Easton" the figures "8,000.00" and inserting in lieu thereof the figures "9,000.00"; line 15, by striking out after the word "Philadelphia" the figures "6,000.00" and inserting in lieu thereof the figures "6,600.00"; line 17, by striking out after the word "Philadelphia" the figures "17,000.00" and inserting in lieu thereof the figures "18,000.00"; page 4, line 5, by striking out after the word "Valley" the figures "4,000.00" and inserting in lieu thereof the figures "6,000.00"; line 7, by striking out after the word "Brookville" the figures "14,000.00" and inserting in lieu thereof the figures "16,000.00"; line 10 by striking out after the word "Philadelphia" the figures "23,000.00" and inserting in lieu thereof the figures "13,000.00"; line 12, by striking out after the word "Philadelphia" the figures "30,000.00" and inserting in lieu thereof the figures "15,000.00"; line 14 by striking out after the word Philadelphia" the figures "30,000.00" and inserting in lieu thereof the figures "40,000.00"; line 18, by striking out after the word "Erie" the figures "12,000.00" and inserting in lieu thereof the figures "15,000.00"; line 19, by striking out after the word "Philadelphia" the figures "22,000.00" and inserting in lieu thereof the figures "24,000.00"; page 5, line 7, by striking out after the word "Greensburg" the figures "14,000.00" and inserting in lieu thereof the figures "16,000.00"; line 12, by striking out after the word "Total" the figures "750,000.00" and inserting in lieu thereof the figures "791,600.00."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON THE TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

BILL INTRODUCED AND REFERRED

By Messrs. HORST and GARLOCK.

HOUSE BILL No. 2116.

An Act amending the act of May 1, 1929 (P. L. 1005) entitled, as amended, "An act relating to and regulating tractors and their operation; providing for their registration by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors; providing that records are admissible as evidence; imposing upon owners, counties, cities boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," providing for the classification of tractors used as portable saw mill rigs.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 201.

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same

Referred to the Committee on Rules.

PERMISSION TO ADDRESS HOUSE

Mr. TOMPKINS asked and obtained unanimous consent to address the House.

Mr. Speaker, I have an invitation from the Board of Trustees of the Eastern Pennsylvania Psychiatric Institute of the Department of Welfare to a Dedicaton Ceremony to be held in Philadelphia on Wednesday, May 16, 1956.

The budget breakdown for the current biennium for this Institution shows $30,000 for initial stock of stationary and forms and "programs for dedication." $10,000 is set up for "mailing expense of programs and invitations incident to dedication."

For an Administration that delights in scandalizing Dedication Ceremonies—let all those who attend (and at three cents postage per person, $10,000 will invite a lot of people), I repeat all ye who attend, beware of that fair young maiden receptionist, she may be a Conover Model—and don't eat that sandwich, drink that coffee or smell those flowers—they may all be loaded with future scandal—particularly of the one man political propagandising committee type.

And while on this subject—The Phihladelphia Inquirer of May 9, 1956 and the Harrisburg Evening News of the same date, carried a story that the Chairman of the Delaware River Joint Toll Bridge Commission Investigation Committee was named as one of those who was the recipient of favors and entertainment from the Bridge Commission.

Despite the accusations of "a lie" and the self-serving declaration of innocence by the Chairman of the Investigation Committe, Joseph J. Yosko,—none of his statements were made under oath.

In addition, the Chairman as an accused has no ethical or moral right to continue as such Chairman, or as a member of the Committee until such time as his innocence is established. In a Court of Law, a Judge thusly accused would be required to retire from the case.

I therefore call upon the Chairman of the Delaware River Joint Toll Bridge Commission Investigation Committee, Joseph J. Yosko, under the circumstances, to withdraw and resign from the Committee and its Chairmanship; upon his failure to do so, that the Governor recall him from the Committee as his appointee; and upon failure of the Governor to so act, that this House take action to discharge this Committee from further performance of its duties until such time as the Chairman retires or is removed.

This House, this General Assembly, this Commonwealth, is entitled to an unbiased, unprejudiced investigation and report, which I question can be accomplished with the Chairman under accusation.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. LOPRESTI. Mr. Speaker, I move that House Bill No. 1886, Printer's No. 1364 together with communication from the Senate be taken from the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1886 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1886, Printer's No. 1364, for the purpose of amendment.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. LOPRESTI. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. READINGER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Cambria Mr. LOPRESTI vote on the final passage of this bill?

Mr. LOPRESTI. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. LOPRESTI. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. LOPRESTI. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend the title, page 2, line 11 of the title, by striking out "or".

Amend the title, page 2, line 11, by inserting after "salary" "or pension".

Amend Section 1 (Section 201), page 3, line 15, by inserting brackets before and after "or".

Amend Section 1 (Section 201), page 3, line 15 by inserting after "Salary" "or Pension".

Amend Section 1 (Section 201), page 3, line 18, by inserting brackets before and after "or".

Amend Section 1 (Section 201), page 3, line 18, by inserting after "salary" "or any accrued pension due the deceased".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

REPORTS FROM COMMITTEE

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1092, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" providing for special enrollments for determining population of counties for purpose of changing classification

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1092, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" providing for special enrollments for determining population of counties for purpose of changing classification

And said bill having ben read at length the first time,

Ordered, To be laid aside for second reading.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1311

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. PETROSKY, STANK and MOSCRIP.

Ordered, That the Clerk inform the Senate accordingly.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 316.

An Act amending the act of March 30, 1917 (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" regulating the advertising of products used for ophthalmic purposes and providing penalties for violation thereof

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

ADJOURNMENT

Mr. MOODY. Mr. Speaker, I move that this House do now adjourn until Friday, May 11, 1956 at 10:00 a. m. EST.

The motion was agreed to, and (at 12:17 p. m. EST.) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., FRIDAY, MAY 11, 1956. No. 180.

SENATE

FRIDAY, May 11, 1956.

The Senate met at 10:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Our Dear Lord and Redeemer, as we commemorate Thy ascending up into heaven, may we realize that, like the men of old, we may be gazing up into heaven but Thou wilt, in like manner, come back to earth again. May we so live that when that day comes, we shall be ready to meet thee.

Bless us this day in our labors so that all things we do shall be to Thy honor and glory. In the Master's Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceeding session, when, on motion of Mr. MAHANY and Mr. BARR, further reading was dispensed with, and the Journal was approved.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 382, PRINTER'S No. 488

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 382, Printer's No. 488, entitled "An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended 'An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement wthout a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act' changing or deleting certain routes."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 574, PRINTER'S No. 647

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 574, Printer's No. 647, entitled "An Act authorizing the Pennsylvania Historical and Museum Commission to acquire by gift the Old Brown's Mill building and project in Antrim Township Franklin County and providing for its maintenance and control."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 820, PRINTER'S NO. 421

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 820, Printer's No. 421, entitled "An Act amending the act of June 14, 1935 (P. L. 341) entitled as amended 'An act to provide revenue by imposing a State tax upon sales or gifts of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax making it unlawful to possess cigarettes upon which the tax has not been paid conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale and providing penalties' declaring the taxes to be a levy on the consumers and imposing duties on dealers."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1013, PRINTER'S No. 579

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1013, Printer's No. 579, entitled "An act amending the act of August 24 1951 (P. L. 1405) entitled 'An act relating to the apportionment of estate taxes and providing procedure for enforcement of contribution or exoneration' changing the method of apportionment regarding the inheritance or death tax effect with respect to charitable public or similar gifts or bequests."

GEORGE M. LEADER.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE BOARD OF TRUSTEES OF CONNELLSVILLE STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Connellsville State Hospital, for the term of four years, and until their successors are appointed and qualified:

Meyer Aaron, Pleasant Valley Road, R. D. 2, Connellsville, Fayette County. (Reappointment)

Carson Hugh Baker, 228 East Apple Street, Connellsville, Fayette County, vice William J. Davidson, Connellsville, whose term expired.

Anthony L. DeOre, 521 York Avenue, Connellsville, Fayette County, vice Philip Galiardi, Connellsville, whose term expired.

Rev. Raymond A. Nelson, Wine Street, South Connellsville, Fayette County, vice Daniel Durie, Connellsville, whose term expired.

John Donald Porter, 106 Jefferson Street, East Park, Connellsville, Fayette County, vice W. J. B. Mayo, Melcroft, resigned.

George K. Brennan, 606 Arthur Avenue, Scottdale, Westmoreland County, vice Sheldon C. Cunningham, Scottdale, removed from office.

Rev. Andrew DiSanto, First Street, Connellsville, Fayette County, vice James M. Driscoll, Connellsville, whose term expired.

Donald Mestroezat Higbee, 205 Cedar Avenue, Connellsville, Fayette County, vice Frank W. Byrne, Connellsville, whose term expired.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Ralph H. Lutz, Muir, Schuylkill County, for appointment as Justice of the Peace in and for the Township of Porter, Schuylkill County, to serve until the first Monday of January 1958, to fill a vacancy..

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advance and consent of the Senate Jerome Fitzpatrick, 113 MacKenzie Avenue, Prospect Park, Delaware County, for appointment as Justice of the Peace in and for the Borough of Prospect Park, Delaware County, to serve until the first Monday of January 1958, vice Louis Geier, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph Sabaitis, Box 248, New Philadelphia, Schuylkill County, for appointment as Justice of the Peace in an for the Borough of New Philadelphia, Schuylkill County, to serve until the first Monday of January 1958, vice John Rigney, resigned

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James F. Hughey, 706 West Green Street, Smethport, McKean County ,for appointment as Justice of the Peace in and for the Borough of Smethport, McKean County, to serve until the first Monday of January 1958, vice William H. Halpenny, resigned.

GEORGE M. LEADER.

MEMBER OF THE ADAMS COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Clyde L. Kennedy (Dem.), York Springs, Adams County, for appointment as a member of the Adams County Board of Assistance, to serve until December 31, 1958, and until his successor is duly appointed and qualified, vice William M. Weidner, York Springs, resigned.

GEORGE M. LEADER.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 241, entitled:

An Act amending the act of May 11, 1949 (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges"

extending the types permitted and fixing requirements thereof.

Senate Bill No. 249, entitled:

An Act amending the act of June 24, 1937 (P. L. 2051) entitled "Public Assistance Law" increasing monthly pensions allowance abolishing the sum of income and pension as a ceiling for pension receivable.

Senate Bill No. 485, entitled:

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

Senate Bill No. 517, entitled:

An Act amending "The General State Authority Act of 1949" *** empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects.

Senate Bill No. 590, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public school Code of 1949," authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located.

Senate Bill No. 651, entitled:

An Act amending the "Public School Code of 1949" *** changing the value of scholarships.

Senate Bill No. 900, entitled:

An Act amending the "Real Estate Tax Sale Law" *** clarifying the provisions of the act relating to private sales of certain properties by the Tax Claim Bureau.

Senate Bill No. 933, entitled:

An Act amending the "Banking Code" of May 15, 1933 (P. L. 624) *** prohibiting the assumption and use of deceptive names by corporations and persons not authorized to engage in the banking business providing for investments of loans by and the purchase sale and creation by obligations by banks bank and trust companies trust companies and savings banks providing for the voluntary liquidation of banks bank and trust companies and trust companies and further providing for the powers and limitations on powers of corporations authorized to engage in a banking business.

Senate Bill No. 1018, entitled:

An Act amending the act of July 25, 1955 (P. L. 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on cetain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof.

Senate Bill No. 1019, entitled:

An Act amending the Act of May 12, 1943 (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs town townships and cetrain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retierment System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution.

Senate Bill No. 1064, entitled:

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the administration and operation of the Foundation.

Senate Bill No. 1074, entitled:

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie and Canal Basins situate in the City of Erie Erie County Pennsylvania.

Senate Bill No. 1085, entitled:

An Act making an appropriation to the Senate commission appointed to investigate security measures at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORTS FORM COMMITTEES

Mr. RUTH, from the Committee on Rules, reported as committed, House Bill No. 1517, entitled:

An Act amending the act of May 2, 1945 (P. L. 382) entitled "Municipality Authorities Act of 1945," further regulating the membership of the governing body of Transit Authorities.

He also, from the Committee on Rules, reported as committed, House Bill No. 2013, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949," providing for advance payments reimbursements and tuition in the case of area technical schools.

He also, from the Committee on Rules, reported as committed, House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition.

Mr. MAHANY, from the Committee on State Government, reported as committed, House Bill No. 1965, entitled:

An Act authorizing the Department of Property and Supplies with approval of the Governor to acquire sixty-three acres more or less of land in Washington Township Erie County for use of Edinboro State Teachers' College and making an appropriation.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 151, entitled:

An Act amending the Transfer Inheritance Tax Law of June 20, 1919 (P. L. 521) by exempting certain persons corporations and organizations from tax on the transfer of property inherited or received by them.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 151

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 151.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licenses and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1062

Mr. MAHANY. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 1062.

Mr. DENT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 887

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 887, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 887

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 887.

Mr. RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1060

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1060.

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1060, entitled:

An Act defining and providing for the licensing of water well drillers prevention of pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1060

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz.

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1065

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 1065, entitled:

An Act amending the "Public School Code of 1949" * * * changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the first class A and second class

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1065

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 1065.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1361

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1361, entitled:

An Act authorizing the creation of regional planning commissions by counties cities boroughs towns or townships authorizing interstate participation in regional planning under certain conditions and conferring powers and imposing duties on regional planning commissions

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1361

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1361.

Mr. KESSLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1560

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1560

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1560.

Mr. RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis.	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1694

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1694, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947"

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1694

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1694.

Mr. KESSLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1977

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials; imposing powers and duties on the Secretary of Agriculture and prescribing penalties

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADPOTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1977

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1977.

Mr. RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agee to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 420, Printer's No. 722, on third reading, recalled from the Governor, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER TEMPORARILY

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 893, Printer's No. 724, on third reading, recalled from the Governor, go over in its order, temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2084, entitled:

An Act making an appropriation to the Department of Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 583, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, by way of explanation the amendments which I am about to offer are exactly the same as the amendments that went into House Bill No. 584, to make sure that both bills are in order. These amendments do not in any way affect the rates.

The Clerk read the amendments as follows:

Amend bill page 21 by inserting between lines 11 and 12 the following: "Section 6 Notwithstanding any other provisions of the public school code of 1949 its amendments and supplements the board of school directors or board of education of each school district is hereby authorized for the school years 1955-1956 and 1956-1957 to make such revisions in its budgets as may be necessary to meet any increases in the mandated salaries of district superintendents associate superintendents professional employes and temporary professional employes which may be provided by the General Assembly for the school years 1955-1956 and 1956-1957 to increase its receipts by whatever amounts are provided by this act and if necessary to make temporary loans to provide such additional revenues as may be required."; Amend Sec. 6, page 21, line 12 by striking out the figure "6" and insert: "7"

On the question,

Will the Senate agree to the amendments?

They were agreed to

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILLS OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that House Bill No. 583, Printer's No. 1754, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 584, Printer's No. 1772; and

House Bill No. 675, Printer's No. 1655.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1037, entitled:

An Act authorizing the Department of Property and Supplies to sell at public sale a plot of ground presently a part of acreage administered at the Polk State School Venango County Pennsylvania containing 1.25 acres more or less

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1042, entitled:

An Act amending the act of August 6, 1941 (P. L. 861) entitled "Pennsylvania Board of Parole Law" removing the ceiling on salaries of the secretary of the board and of district supervisors

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kopriver, Jr.,	Pechan,	Wade,
Chapman,	Kessler,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 1077, Printer's No. 723, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1091, entitled:

An Act amending the act of July 18 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1405, entitled:

An Act amending the act of March 30 1937 (P. L. 115) entitled "The First Class City Permanent Registration Act" removing limitations on the power of the commission to establish offices for receipt of applications for registration and changing the provisions of the act as to registration of electors before municipal elections

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1948, entitled:

An Act amending the act of May 1 1933 (P. L. 103) entitled "The Second Class Township Code" authorizing the reconveyance or disposition of real property acquired for certain designated purposes

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 2017, Printer's No. 1681;

House Bill No. 2087, Printer's No. 1789; and

House Bill No. 2096, Printer's No. 1775.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 893 CALLED UP

Mr. MAHANY. Mr. President, I call up, from page 3 of today's Third Reading Calendar, Senate Bill No. 893, Printer's No. 724, recalled from the Governor, which went over in its order temporarily.

BILL ON THIRD READING AND FINAL PASSAGE, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 893, entitled:

An Act amending the "Public School Employes Retirement Law ***" changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriations.

And said bill having been read at length the third time, and agreed to.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

SECOND READING CALENDAR

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1941, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "The Liquid Fuels Tax Act" by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1942, entitled:

An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 P. L. 1965) entitled "Fuel Use Tax Act" by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1990, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets . . ." changing certain routes and adding a new route.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

REPORTS FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I am about to report from the Committee on Appropriations House Bill No. 1635, and wish to advise the Senators that this bill has been amended. The Committee on Appropriations has restored to the bill the full amount for the Department of Welfare to take care of the mental hospitals and so forth which was requested as it left the House.

Mr. MAHANY, from the Committee on Appropriations, reported as amended, House Bill No. 1635, entitled:

An Act to provide for the ordinary expenses of the Department of Health for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 1673, entitled:

An Act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess until 1:00 o'clock, p.m., Eastern Standard Time.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER (George N. Wade) in the Chair.

The PRESIDING OFFICER. In the absence of the President of the Senate, the President pro tempore has asked the Chair to preside.

The time of recess having elopsed, the Senate will be in order.

REPORTS FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on Appropriations, reported as committed, House Bill No. 1028, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire land in the Borough of Riverside Northumberland County Pennsylvania for use of Danville State Hospital and making an appropriation.

He also, from the Committee on Appropriations, rereported as amended, House Bill No. 1113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177) entitled "The Administrative Code of 1929," providing for the establishment by the Department of Property and Supplies of standards for the design construction repair alteration equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein repealing inconsistent legislation directing the Department of Property and Supplies to make a report to the next General Assembly and making an appropriation.

He also, from the Committee on Appropriations reported as committed, House Bill No. 1727, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purchase of strip mined and adjacent areas and mineral rights on lands under the jurisdiction of the department.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 1787, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the establishment of a professorship in the School of Medicine.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 2048, entitled:

An Act making an appropriation to the Department of Public Instruction for the payment of costs incurred in administering the Special School Milk Program in cooperation with the Federal Government.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1028, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire land in the Borough of Riverside Northumberland County Pennsylvania for use of Danville State Hospital and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1517, entitled:

An Act amending the act of May 2, 1945 (P. L. 382) entitled "Municipality Authorities Act of 1945," further regulating the membership of the governing body of Transit Authorities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1635, entitled:

An Act to provide for the ordinary expenses of the Department of Health for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1673, entitled:

An Act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1727, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purchase of strip mined and adjacent areas and mineral rights on lands under the jurisdiction of the department.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1787, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the establishment of a professorship in the School of Medicine.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1965, entitled:

An Act authorizing the Department of Property and Supplies with approval of the Governor to acquire sixty-three acres more or less of land in Washington Township Erie County for use of Edinboro State Teachers' College and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2013, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949," providing for advance payments reimbursements and tuition in the case of area technical schools.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2048, entitled:

An Act making an appropriation to the Department of Public Instruction for the payment of costs incurred in administering the Special School Milk Program in cooperation with the Federal Government.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Tuesday, May 15, 1956, at 1:00 o'clock, p.m., Eastern Standard Time.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:23 o'clock, p.m., Eastern Standard Time, until Tuesday, May 15, 1956, at 1:00 o'clock, p.m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

FRIDAY, May 11, 1956.

The House met at 10:00 a. m., Eastern Standard Time.

The CHIEF CLERK (Benjamin L. Long). The Speaker has appointed the gentleman from Dauphin, Mr. Hocker, as Speaker pro tempore for today's session.

Mr. HOCKER IN THE CHAIR.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Thursday, May 10, 1956, will be postponed until printed. The Chair hears none.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 1027, 1035, 1849, 2001 and 2092.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 9, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1027, Printer's No. 981, entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two acres of land more or less in the Borough of Danville Montour County Pennsylvania for use of Danville State Hospital and making an appropriation."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1035, Printer's No. 983, entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire land in the City of Nanticoke Luzerne County for the use of Nanticoke State Hospital and making an appropriation."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1035, Printer's No. 983, entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire land in the City of Nanticoke Luzerne County for the use of Nanticoke State Hospital and making an appropriation."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1849, Printer's No. 1604, entitled "An Act amending the act of May 31, 1945 (P. L. 1198) entitled 'An act providing for the conservation and improvement of land affected in connection with the mining of bituminous coal by the open pit mining method regulating such mining and providing penalties' further regulating mining operations requiring the filing of maps changing provisions with respect to registration bonds backfill overburden enforcement of the act appeals and penalties and providing for the payment of fines into a special fund."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2001, Printer's No. 1479, entitled "An Act amending the act of June 20, 1947 (P. L. 745) entitled 'An act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on boards of public education receivers of school taxes and school treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties' fixing a period of limitations for making assessments and for beginning suits for collection of unpaid taxes and reducing the penalty on unpaid taxes."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2092, Printer's No. 1669, entitled "An Act to further amend section seven of the act approved the fourteenth day of May one thousand nine hundred fifteen (P. L. 524) entitled 'An act creating a fund for the purpose of rebuilding restoring and replacing buildings structures equipment or other property of the Commonwealth of Pennsylvania damaged or destroyed by fire or other casualty and regulating the placing of insurance thereon and providing penalties for any violation of the provisions of this act' by providing that the Department of Revenue be empowered to purchase insurance in certain enumerated cases."

GEORGE M. LEADER.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1945 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1945, Printer's No. 1538, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. OGILVIE. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger, vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the genleman from Dauphin, Mr. Ogilvie, vote on the final passage of this bill?

Mr. OGILVIE. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section 1 (Section 2102), page 3, line 5, by striking out "of section 2."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 1102.

An Act amending the act of May 5, 1933 (P. L. 289) entitled "Nonprofit Corporation Law" authorizing keeping of investments in the name of the corporation or a nominee.

Referred to the Committee on Rules.

SENATE BILL No. 1103.

An Act amending the act of May 1, 1929 (P. L. 1005) entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines and fixing fees for such permits

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE RECEDES FROM AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate recedes from its amendments, non-concurred in by the House of Representatives, to House Bill No. 2012, entitled:

An Act making an appropriation to the Department of Mines for expenses of supervising and administering the Anthracite Mine Drainage Program

SENATE MESSAGE

AMENDED SENATE BILL No. 590 CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 590.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located and entitling additional districts to services provided through the county superintendent's office

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquids fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund

Whereas There is an urgent need for a vast construction reconstruction and modernization program on Pennsylvania's hundred thousand mile public road system therefore

And has appointed Messrs. WADE, BERGER and DENT a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 944, entitled:

An Act amending the act of August twenty-fourth one thousand nine hundred fifty-one (Pamphlet Laws 1417) entitled as amended "An act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and depart-

ments making an appropriation and providing penalties" changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increasing the rate of tax for a limited period of time

And has appointed Messrs. KESSLER, PROPERT and DENT a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL NO. 1571.

An Act amending the act of April 9 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" changing the name of the Department of Mines to the Department of Mines and Mineral Industries and changing the title of the head of said department from Secretary of Mines to Secretary of Mines and Mineral Industries further providing that where the term "Department of Mines" or "Secretary of Mines" are used or referred to in any other law contract or document such term of reference shall be deemed to refer to and include respectively the terms "Department of Mines and Mineral Industries" making an appropriation and "Secretary of Mines and Mineral Industries"

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1073.

An Act providing for the establishment of forestry conservation camps by the Department of Forests and Waters for the development and conservation of the forests of this Commonwealth and for the rehabilitation and training of male youth giving additional powers to the Department of Welfare and making an appropriation.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 2, by striking out after the word "the" in line 1, the following: "Department of Welfare and the Department of Justice for the retraining of male delinquents" and inserting in lieu thereof the following:

Department of Forests and Waters for the development and conservation of the forests of this Commonwealth and for the rehabilitation and training of male youth giving additional powers to the Department of Welfare and making an appropriation.

Amend Section 1, page 2, line 3, by striking out after the word "rehabilitation" the following: of juvenile delinquents and youthful offenders who do not require confinement in training or industrial schools or other correctional or penal institutions.

Section 2 (A) As a means of correcting the socially harmful tendencies of certain juvenile delinquents sixteen years of age and over the Department of Welfare shall establish one or more forestry conservation camps.

(b) As a means of correcting the socially harmful tendencies of certain youthful offenders between the ages of eighteen and twenty-two years the Department of Justice shall establish one or more forestry conservation camps.

Section 3 The Department of Welfare and the Department of Justice shall cooperate with the Department of Forests and Waters in the matter of the location of the forestry conservation camps and the assignment of work projects therein The Department of Forests and Waters shall furnish to the Department of Welfare and the Department of Justice technical consultation service for the operation of the forestry conservation camps.

Section 4 (a) The Department of Welfare may recommend to the juvenile courts of the Commonwealth the the juvenile courts may commit or transfer juveniles to forestry conservation camps under its administration and the juvenile courts may comit or transfer juveniles to such camps in accordance with procedures established by the Department of Welfare (b) The Deputy Commissioner for Treatment of the Bureau of Correction in the Department of Justice shall have the sole responsibility of transferring to forestry conservation camps under the administration of the Department of Justice male offenders under the age of twenty-two years sentenced to a State institution.

Section 5 Persons placed in or transferred to the camps shall be required to work on forestation or reforestation of public lands on the making of forest roads for fire prevention or fire fighting including fire trails and fire breaks or in blister or pest control or in soil conservation all laws regulating child labor shall be applicable the Department of Welfare and the Department of Justice shall provide for the payment of wages to the boys and young men for work they do while in camps at the rate currently paid for inmate labor at State correctional institutions.

Section 6 One of the first two forestry conservation camps established under the provisions of this act shall be under the administration of the Department of Welfare for the training of male delinquents who at the time of their placement in the camps are between sixteen and eighteen years of age the other camp shall be under the administration of the Department of Justice for the training of offenders under twenty-two years of age who are transferred to the camp as provided in subsection (b) of section 4 of this act

Section 7 The sum of one hundred fifty thousand dollars ($150,000) or as much thereof as may be necessary is hereby appropriated to the Department of Justice for the acquisition development construction furnishing and equipping of the forestry conservation camps

Section 8 This act shall take effect immediately and the first camp under the administration of the Department of Welfare and the first camp under the administration of

the Department of Justice shall be established not later than January 1, 1957.
and inserting in lieu thereof the following:
Reeducation treatment and training of male youth.

Section 2 The Department of Forests and Waters at the request of the Department of Welfare shall provide and maintain facilities to be used for forest conservation and for the education and training of male youth in cooperation with the Fish Commission and with the Game Commission the Department of Forests and Waters shall plan useful projects for conservation recreation dams or flood control in state forests and state park lands and shall supply personnel to supervise work on these projects.

Section 3 The Department of Welfare may select as campers young men fifteen (15) to eighteen (18) years of age who have been committed to the Pennsylvania Training School or whose commitment as campers is recommended by a classification and assignment center of the Department of Welfare and whose rehabilitation will be furthered by forestry work

Section 4 The sum of one hundred thousand dollars ($100,000) or as much thereof as is necessary is hereby appropriated to the Department of Forests and Waters for the construction and renovation of camp facilities the sum of one hundred fifty thousand dollars ($150,000) or as much thereof as is necessary is appropriated to the Department of Welfare for the operation of the camp or camps provided that whenever campers are transferred to a forest conservation camp from the Pennsylvania Training School the cost of maintaining them will be borne by that institution

Section 5 This act shall become effective immediately upon final enactment

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

REPORTS FROM COMMITTEE

Mr. READINGER from the Committee on Rules, reported as amended, Senate Bill No. 1078, entitled:

An Act amending the "Boiler Regulation Law" * * * * excepting certain boilers from the provisions requiring inspection during construction.

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1102, entitled:

An Act amending the Act of May 5, 1933 (P. L. 289) entitled "Nonprofit Corporation Law" authorizing keeping of investments in the name of the corporation or a nominee.

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 1103, entitled:

An Act amending the act of May 1, 1929 (P. L. 1005) entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines and fixing fees for such permits.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1102, entitled:

An Act amending the Act of May 5, 1933 (P. L. 289) entitled "Nonprofit Corporation Law" authorizing keeping of investments in the name of the corporation or a nominee.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1103, entitled:

An Act amending the act of May 1, 1929 (P. L. 1005) entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines and fixing fees for such permits.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

RECESS

The SPEAKER pro tempore. If there is no objection, the Chair will declare a recess until 11:30 a.m. EST. The Chair hears none and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

Mr. HOCKER IN THE CHAIR

ADJOURNMENT

Mr. OGILVIE. Mr. Speaker, I move that this House do now adjourn until Tuesday, May 15, 1956 at 1:00 p.m. EST.

The motion was agreed to, and (at 11:31 a.m. EST) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., TUESDAY, MAY 15, 1956. No. 181.

SENATE

TUESDAY, May 15, 1956

The Senate met at 1:00 o'clock, p.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Our Father, we thank Thee that Thou hast given us the privilege to come again and work with Thee and for our fellowmen.

We pray that Thou wilt guide us and direct us in our work and, especially since we have come through this day of Mothers' Day, we thank Thee for our mothers. Those to whom mothers are only a memory, may that memory be holy to us. Those who are so fortunate as to have their mothers with them, may we appreciate the great gift which Thou hast given to us and may we realize the sacrifices that they have made for us, and on our behalf, and repay them to the best of our ability.

We ask Thee to keep us always near Thy sight, in Jesus' Name, Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. LANE, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE BOARD OF TRUSTEES OF RETREAT STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Retreat State Hospital, for the term of four years, and until their successors are appointed and qualified:

Joseph A. Willis, 294½ Lynwood Avenue, Wilkes-Barre, Luzerne County, vice Robert H. Edgerton, Wilkes-Barre, deceased.

Dominic P. Loughney, 78 Elizabeth Street, Pittston, Luzerne County, vice Dr. Walter Kozik, Plains, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alva E. Burlingame, Briar Creek, Columbia County, for appointment as Justice of the Peace in and for the Borough of Briar Creek, Columbia County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

MEMBERS OF THE LYCOMING COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Lycoming County Board of Assistance:

Mrs. Mary S. Sharpless (Rep.), 660 Harding Avenue, Williamsport, to serve until December 31, 1958.

Mrs. Helen McGowan (Dem.), 1002 Louisa Street, Williamsport, to serve until December 31, 1958, and until her successor is duly appointed and qualified.

Mrs. Laura F. Mansuy (Dem.), Ralston, to serve until December 31, 1958, and until her successor is duly appointed and qualified.

GEORGE M. LEADER.

COMMUNICATION FROM GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 633, PRINTER'S No. 291

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 14, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 633, Printer's No. 291, entitled "An Act repealing the last paragraph of section 5 act of May 23 1874 (P. L. 230) entitled 'An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class' which requires publication each year of a statement of all delinquent taxpayers in cities of the first class."

GEORGE M. LEADER.

BILL SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 151, entitled:

An Act amending the act of June 20, 1919 (P. L. 521), entitled, as amended, "Transfer Inheritance Tax Law," exempting certain persons, corporations and organizations from tax on the transfer of property inherited or received by them.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

The President pro tempore. At this time, the Chair invites the gentleman from Allegheny, Mr. Fleming, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

REPORT FROM COMMITTEE

Mr. SCOTT, from the Committee on Local Government, reported as committed, Senate Bill No. 908, entitled:

An Act reenacting and amending the act of August 17, 1951 (P. L. 1254), entitled "An act fixing the minimum pensions of policemen and firemen in certain cities," taking advantage of amendment to section II of article 3 of the Constitution.

PERMISSION TO ADDRESS SENATE

Mr. DONOLOW asked and obtained unanimous consent to address the Senate.

Mr. DONOLOW. Mr. President, we read in the Philadelphia newspapers a few days ago that because of the Commutation Act of 1901, within the next few months, released from prison and put upon the streets of Philadelphia will be the most vicious man who ever partook of the narcotics racket and traffic. The people of Pennsylvania and the United States now recognize the great job that has been done by the Philadelphia Police Force and the District Attorney's Office of Philadelphia during the past five or six years in reference to this narcotic trade. I think that Philadelphia stands as an example for the method of handling this vicious business which has perpetrated into the schools and into all phases of our life.

Therefore, Mr. President, at this time, I would like to introduce an amendment to the Commutation Act of 1901, which will deny the reducing of sentences for those who have been convicted of violating the Narcotics Act and who have been convicted of same.

I ask, Mr. President, that this bill be given immediate attention by the Committee on Rules, to which committee I assume it will be referred, so that we can pass this bill which is so important before final adjournment.

BILL INTRODUCED AND REFERRED

Messrs. DONOLOW and CAMIEL read in place and presented to the Chair Senate Bill No. 1110, entitled:

An Act amending the act of May 11, 1901 (P. L. 166) entitled "An act providing for the commutation of sentences, for good behavior of convicts in prisons, penitentiaries, workhouses and county jails of this State, and regulations governing the same," denying commutation or diminution of sentence to persons convicted of the unlawful possession, selling, dispensing or giving away of drugs.

Which was committed to the Committee on Rules.

HONORABLE EUSTACE H. BANE PRESENTED TO SENATE

Mr. LANE. Mr. President and Members of the Senate, it certainly is my pleasure today to present to the Membership one of the former Members of this Senate who has now graduated and is presently a Judge in the Court of Common Pleas of Fayette County. It is, indeed, my pleasure to present to the Senate the Honorable Judge Eustace Bane.

The PRESIDING OFFICER. The Chair welcomes Judge Bane to the Senate and would say to him, "Once a Senator, always a Senator." We are always glad to have you with us.

STUDENTS FROM WILSON BOROUGH SCHOOL, EASTON, PRESENTED TO SENATE

Mr. LANE. Mr. President, it is also my pleasure, on behalf of Senator Yosko, to present to the Membership of the Senate the fourth grade students from the Wilson Borough School, Easton, Pennsylvania. They are accompanied and supervised by Miss Jane Brader, and are seated in the balcony.

The PRESIDING OFFICER. The Chair welcomes the fourth grade class from the Wilson Borough School, of Easton, and we certainly hope that you will enjoy your visit in the Senate today.

SENATE CONCURRENT RESOLUTIONS

RECALLING SENATE BILL No. 1028 FROM THE GOVERNOR

Mr. LANE offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 15, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 1028, Printer's No. 685, entitled "An act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles

pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RECALLING SENATE BILL No. 1002 FROM THE GOVERNOR

Mr. LANE offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 15, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 1002, Printer's No. 651, entitled "An act amending the act of January 8, 1952 (P. L. 1851) entitled 'An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto' regulating bail for persons charged with commissions of sex crimes," be recalled from the Governor for the purpose of further consideration.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

The PRESIDING OFFICER. The Chair is happy to note that the Lieutenant-Governor is present, and is pleased to turn the gavel over to him.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unaimous consent to address the Senate.

Mr. WEINER. Mr. President, there is a bill which was introduced in the House quite some time ago, came over to this body, was on the Calendar and was then sent back to committee. Since the recommittal of this bill, we have seen and heard nothing of it. I would like to point out to the Members of the Senate who are not aware of it that the bill I am speaking about is House Bill No. 655, which is the county health code. All this bill does is include Philadelphia with the sixty-six other counties that are now under the act.

I understand this bill will be given some consideration tomorrow before the Rules Committee. I feel that in all justice, Philadelphia, despite what some of the Members of this body say, belongs to the Senate of Pennsylvania and should be treated as such. Either include Philadelphia with the sixty-six other counties or I will be very happy to sponsor legislation, along with one of the Members from the other side who feels that we do not belong under this act, repealing the entire act. I think there are enough days left in this Session to do that.

I, therefore, am asking either the persons who are holding this bill, or the committee that has it, to give us favorable consideration. Philadelphia very badly needs this act. If some one here can give cogent reasons why Philadelphia should not be included under this act, I will be very happy to not mention it any more and will also be glad to either vote the bill down or ask the people on our side, who are members of the committee, to not vote for the bill.

STUDENTS OF BANGOR AREA JOINT JUNIOR HIGH SCHOOL PRESENTED TO SENATE

Mr. YOSKO. Mr. President, because of the large number of school children here from Northampton County, I can probably say that this is "Northampton County Day" at the State Capitol. During my absence, I want to thank Senator Lane for introducing the fourth grade students from Wilson Borough, under the leadership of Miss Jane Brader.

In addition to that class, we have 150 members of the ninth grade civics classes of the Bangor Area Joint Junior High School, under the leadership of Mr. Williams Miss Englers, Mr. Wagner, Mrs. Bishop and Mr. Zaludek. I welcome them there and I certainly hope their tour here was informative and educational. I want to wish the group a safe journey home.

The PRESIDENT. The Chair, on behalf of all the Members of the Senate, also welcomes this fine group of students here this afternoon. We hope you enjoy your short visit with us today.

CALENDAR

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE, RECALLED FROM GOVERNOR

Agreably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 420, entitled:

An Act amending "The Vehicle Code" * * * providing additional enforcement procedures on traffic violations in first second and second class A cities

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," providing for the establishment by the Department of Property and Supplies of standards for the design, construction, repair, alteration, equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein; repealing inconsistent legislation; directing the Department of Property and Supplies to make a report to the next General Assembly; and making an appropriation.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILLS OVER IN ORDER TEMPORARILY

Mr. LANE. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order, temporarily:

House Bill No. 583, Printer's No. 1793; and

House Bill No. 584, Printer's No. 1772.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR. Mr. President, I ask unanimus consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order, temporarily, until I have an opportunity to talk with Senator McMenamin by phone:.

The PRESIDENT. Is there objection? The Chair hear none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1077, entitled:

An Act amending the act of March 31 1949 (P. L. 372) entitled "The General State Authority Act of 1949" increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisionsof the Constitution, and were as follows, viz:

YEAS—43

Barr,	Fleming	McMenamin,	Stevenson,
Berger	Haluska	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wagner,
Dent,	Lane,	Peelor,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Yosko,
Flack,	McGinnis,	Silvert,	

NAYS—4

Kessler	Propert,	Wade,	Wolfe,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1941, as follows, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "The Liquid Fuels Tax Act" by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1942, as follows, entitled:

An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 P. L. 1965) entitled "Fuel Use Tax Act" by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1990, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

MOTION TO RECOMMIT BILL

Mr. PECHAN. Mr. President, I move that House Bill No. 1990, on third reading, be recommitted to the Committee on Public Health and Welfare.

Mr. MAHANY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, I desire to interrogate the Acting Floor Leader from Armstrong, Senator Pechan.

The PRESIDENT. Will the gentleman from Armstrong, Mr. Pechan, permit himself to be interrogated?

Mr. PECHAN. I will, Mr. President.

Mr. DENT. Senator Pechan, will you tell us, if you can, why this bill is being sent back to committee?

Mr. PECHAN. Well, the bill is being sent back to committee, Senator, for the usual answer you get, "further study," but to be a little more explicit today, we are not certain on this side of the intent of the bill. We have had several interpretations of the bill. The office of the Attorney General has sent over some work indicating there is a compact between the State of New York, which has already passed a similar bill. Connecticut, New Jersey and Maryland, I believe, are in the process of passing similar legislation whereby the five or six States in this area would have a compact to take care of patients from one State to another. However, there is so much misunderstanding on our side that we thought we would wait until the next Session of the Legislature, which will be, of course, in January of 1957, when the other two States have done something definite about the compact.

Some of our Senators feel that under this bill it could be used for political purposes by shipping a man to Alaska, let us say, if the Federal Government builds a mental hospital in Alaska.

We have not received a clarification of this bill, and even the Attorney General's Office has sent over a memorandum about some of the discrepancies which have arisen so far as discussion is concerned.

Mr. DENT. Would you tell this State Senate whether or not Alaska is a State of the Union in the United States?

Mr. PECHAN. Will I tell them if it is a State of the Union?

Mr. DENT. Yes.

Mr. PECHAN. I know that Alaska is not a State.

Mr. DENT. Then how could you ship patients to Alaska? This is only a compact between the States.

Mr. PECHAN. I did not say you could ship them to Alaska. I said that some of our Senators feel that if the Federal Government builds a mental hospital in Alaska, a person could be railroaded from Pennsylvania to Alaska.

Mr. DENT. Well, I am very fearful that somebody on your side—at least those whom you speak about—has not read the bill. There is nothing in the bill that makes it possible for anybody to send anybody to Alaska or to send them any place. The real purpose of the bill is to, and I quote from Article III where it says in clear-cut language:

"Whenever a person physically present in any party State shall be in need of institutionalization by reason of mental illness or mental deficiency he shall be eligible for care and treatment in an institution in that State irrespective of his residence settlement or citizenship qualifications."

Now, the purpose behind this bill is that when a person, for any of the many reasons that some of us lose our minds, should happen to find themselves in a State other than their home State and be in need of hospitalization, it makes it possible for that State to hospitalize them and receive payment for their care from the parent State. This is a compact which has been worked on for a number of years among the representatives of the various States.

Mr. President, either we start following along a cooperative schedule with other States or let us dissolve the Council of State Governments. Either we do these things between the States on a compact base or the Federal Government will step in and do them for us. We cannot neglect problems which are of long standing and problems which require very little study, but do require a little courage. It is not a question of study; it is a question of whether you have courage to make changes when changes are necessary.

The question of mental health is one of the paramount problems in these United States today, and ofttimes the delay in hospitalizing a patient may cause a permanent injury to take place. We believe, we who have attended these various meetings all over these United States, that this is an important piece of humane legislation and should not be discarded so readily and so summarily.

Mr. President, I believe this bill ought to stay on the Calendar and ought to be voted for. I believe it is an important step forward.

Why do we have to wait to see what New Jersey or New York does about this problem? What happens is that New Jersey and New York then set aside their pending legislation to see what Pennsylvania will do eventually, and then the problem becomes acute and the Federal Government steps in, passes legislation and we stand on the floor of this Senate and scream about state rights. If we want state rights, let us take state responsibilities and do the job that has to be done.

Mr. President, I oppose the motion to send this bill back to committee.

Mr. MAHANY. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDENT. Will the gentleman from Westmoreland, Mr. Dent, permit himself to be interrogated?

Mr. DENT. I will, Mr. President.

Mr. MAHANY. Senator Dent, you stated that when someone left, let us say, the State of Michigan and came to Pennsylvania and became insane and we would put them in one of our hospitals after a doctor's examination, the parent State, or the State of Michigan, which was the residence of that particular individual, would reimburse the State of Pennsylvania for the care of this patient. That is the thing which we could not find in the bill. Would you mind telling us on what page and section that obligation appears?

Mr. DENT. Only if the State is a party State to the compact would that be possible.

"Whenever pursuant to the laws of the State in which the patient is physically present"—if you will turn to Article IV, on page six of the bill, you will find that it provides for the care and then under section (c) on page seven it is stated:

"A receiving state shall employ the same standards of visitation examination care and treatment that it employs for similar local patients." This Article sets up the procedure by which the State has to qualify for the payment of its bills.

Mr. President, I do not see any changes in the bill and when the bill was first drafted, a resume was sent over from the Department of Welfare stating that unless we have a bill of this nature we cannot be paid for those whom we are taking care of now in the State of Pennsylvania.

Mr. MAHANY. Senator, you have done a nice job of side-stepping my question. I would just like to have you point out the place in the bill where it provides that the parent State will reimburse us for the care of a patient. Where do we find that in the bill, Senator?

Mr. DENT. If it is not contained in the bill specifically, the compact calls for it and if the gentleman will wait for five minutes, I will prepare amendments to clearly make it so state. It is our understanding that it is a pay-as-you-receive commitment.

Mr. MAHANY. I would say, Senator, that if you can prepare an amendment which will do the things you say you want done, I would say that that would help this bill immeasurably. However, under the present wording we could not find that particular feature in the bill and that was the reason why we were going to recommit it.

Mr. DENT. I will not agree or disagree with you on that, because I have not had a chance to read all of this bill. I only know the purpose for which the bill was drafted. If you will hold your motion to send it back to committee, I will prepare amendments which will meet with your objections.

Mr. PECHAN. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDENT. Will the gentleman from Westmoreland, Mr. Dent, permit himself to be interrogated?

Mr. DENT. I will, Mr. President.

Mr. PECHAN. Senator Dent, on page 5, line 13, under section (d), it would give priority to patients coming in from other States over our own Pennsylvania patients. We are also fearful that some of the other States which do not have adequate facilties—and heavens only knowns that we in Pennsylvania do not have them for our own people—might come in with a priority higher than ours and we must admit them under section (d).

I am willing to withdraw my motion and let you prepare the amendments to our satisfaction, and we will discuss the bill again tomorrow.

Mr. DENT. That is perfectly all right, but if you will read section (d), about which you are talking, you will find that they are not given any top priority over Penn-

sylvania patients. I will read it to you and perhaps you will understand it as I understand it. Section (d) says:

"In the event that the laws of the receiving state establish a system of priorities for the admission of patients an interstate patient under this compact shall receive the same priority as a local patient and shall be taken in the same order and at the same time that he would be taken if he were a local patient"

There could not be any fairer language written into an act if you are dealing on the basis of equality with a neighboring State. We do not give them any special priority. We only say that in the receiving of the applications if we have a priority set up, because of the nature of the disease or the nature of the affliction, that same priority shall prevail for interstate patients as it prevails for our in-State patients. It is the same and not a special. However, I will prepare the amendments if the Senator will agree to hold the bill.

MOTION TO RECOMMIT BILL WITHDRAWN

Mr. PECHAN. Mr. President, I withdraw my motion to recommit House Bill No. 1990 to the Committee on Public Health and Welfare.

Mr. MAHANY. Mr. President, I withdraw my second to the motion.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 1990, Printer's No. 1477, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 2017, Printer's No. 1681, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2087, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, prior to requesting unanimous consent to offer an amendment to this bill, I would like to say that I think both sides of the Senate are in full agreement that we are anxious to make this as safe a bill as possible, if enacted into law. At the same time, we do not want to penalize this industry. This amendment that is offered today is along the line of the amendments that we offered the other day, except that the ones of the other day have now been interpreted as not being explicit enough.

This amendment today would simply add the following words on page 26, after the word "registered," on line 12: "and this amending act shall apply only to vehicles originally titled on and after January 1, 1957."

Therefore, Mr. President, on behalf of Senator Lane and myself, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 6, page 26, line 12 by inserting after "REGISTERED": "and this amending act shall apply only to vehicles originally titled on and after January 1, 1957."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. WADE. Mr. President, I ask unanimous consent that House Bill No. 2087, Printer's No. 1789, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER TEMPORARILY

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 2096, Printer's No. 1775, on third reading, go over in its order, temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask usanimous consent that House Bill No. 2104, Printer's No. 1790, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SECOND READING CALENDAR

APPROPRIATION BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1028, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire land in the Borough of Riverside Northumberland County Pennsylvania for use of Danville State Hospital and making an appropriation.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

APPROPRIATION BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House No. 1635, Printer's No. 1794, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

APPROPRIATION BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1673, entitled:

An Act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1727, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purchase of strip mined and adjacent acreas and mineral rights on lands under the jurisdiction of the department.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1787, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the establishment of a professorship in the School of Medicine.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2048, entitled:

An Act making an appropriation to the Department of Public Instruction for the payment of costs incurred in administering the Special School Milk Program in cooperation with the Federal Government.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1517, entitled:

An Act amending the act of May 2, 1945 (P. L. 382) entitled "Municipality Authorities Act of 1945" further regulating the membership of the governing body of Transit Authorities.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1965, entitled:

An Act authorizing the Department of Property and Supplies with approval of the Governor to acquire sixty-three acres more or less of land in Washington Township Erie County for use of Edinboro State Teachers' College and making an appropriation.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2013, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for advance payments reimbursements and tuition in the case of area technical schools.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 992, entitled:

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and to submit it to the Governor and the Joint State Government Commission and requiring the Governor to review such plan and submit it to the General Assembly and making an appropriation.

SENATE RESOLUTION

BIRTHDAY FELICITATIONS EXTENDED TO HONORABLE ANTHONY J. DiSILVESTRO

Mr. LANE. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. LANE, BARR, RUTH and DENT offered the following resolution which was twice read as follows:

In the Senate, May 15, 1956.

Today, May 15, is the anniversary of the birth of one of the most distinguished and esteemed members of this Senate.

Anthony J. DiSilvestro, the son of A. Giuseppe and Mary DiSilvestro, was born in the city of Philadelphia where he attended the public schools. He was graduated from Temple School of Pharmacy (Ph.G. 1926) and Temple School of Law (L.L.B. 1943). In 1938 he received the Temple award.

He is editor and publisher of the Italian-American weekly "La Libera Parola" and conducts a pharmacy in Philadelphia. He is a member of the Knights of Columbus, B.P.O.E., Mazzini Society, Unione Abrizzese, Lodge Iwo Jima No. 138, Philadelphia Association of Retail Druggists, Graduate Club, Tailors' Club, Circolo Recreativo Club, Law Alumni of Temple University and Pharmacy Alumni of Temple University.

He is married to the former Mary Angela Perseo, a teacher and pharmacist.

"Tony" as he is known to his many friends and associates, is a comparatively quiet and unassuming person but when basic principles are involved he is not one to sit back but rather rises to the occasion with thunderous oratory and a sincere will to defend. As with all men of honesty and intelligence, he has a keen sense of humor and a ready wit, both well known to his colleagues here; therefore be it

Resolved, That the Members of the Senate wish "Tony" DiSilvestro a happy birthday and express our hope that he spend 100 more, each one as a Senator from Philadelphia; and be it further

Resolved, That a copy of this resolution be presented to the gentleman representing the First Senatorial District of Pennsylvania.

SENATE RESOLUTION UNANIMOUSLY ADOPTED

Mr. LANE. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. DENT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, I would like to add my personal congratulations to Senator DiSilvestro on his birthday. Also, on behalf of all the Republican Senators, I wish Senator DiSilvestro many happy returns of the day, good health and all that goes with a happy life. He is one of our very best friends and we hope that he will find it possible to come back with us in the Senate before we adjourn finally.

I understand that Senator DiSilvestro has not been feeling so well lately. We sympathize with him in his ill health, and we hope that he will recover rapidly and will be able to join us before we adjourn, we hope, at the end of this week.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to and the resolution was unanimously adopted.

SENATE CONCURRENT RESOLUTION

ADJOURNMENT SINE DIE

Mr. DENT. Mr. President, in order that Senator DiSilvestro receives a very fine birthday present, I ask unanimous consent to offer a privileged resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, I offer this resolution on behalf of Senator Mahany, Senator Berger, Senator Barr and myself and I am sure the rest of the Membership of the Senate and I hope the entire Membership of the House. This is an Adjournment Sine Die Resolution and I think that Senator DiSilvestro will be very happy to know that we are commemorating his birthday with a Sine Die Resolution for 8:00 o'clock, p. m., Eastern Standard Time, on Friday, May 18, 1956.

Messrs. DENT, MAHANY, BERGER and BARR offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 15, 1956.

Resolved (the House of Representatives concurring), That this Regular Session of the General Assembly adjourn sine die, May 18, 1956, at 8:00 o'clock, p. m., Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, in introducing the Adjournment Sine Die Resolution, Senator Dent coupled it with a gesture to our colleague, Senator DiSilvestro, saying that it would make him happy. I want to suggest something else that will make Senator DiSilvestro happy.

Senator DiSilvestro lives just within about fifteen blocks of the Independence Hall Mall. He is very much concerned about the progress of the Mall. Many times, I have seen him strolling along the benches and enjoying the atmosphere. I am afraid that, since this adjournment resolution was adopted, if we do not have a Conference Committee to settle our differences about the appropriation for Independence Hall Mall, Senator DiSilvestro will be much grieved. I do not want to see his birthday celebration marred by any further delays in resolving this problem.

Therefore, Mr. President, to please Senator DiSilvestro, I hope that this appropriation matter will be resolved very soon.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 147, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," providing for increasing the membership of county boards of school directors in certain counties.

House Bill No. 879, entitled:

An Act to further amend clause seven of section one of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employe's Retirement Law," by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

House Bill No. 897, entitled:

An Act regulating the serving and selling of imported wild rabbit; and prescribing penalties.

House Bill No. 1060, entitled:

An Act defining and providing for the licensing of water well drillers prevention of waste and pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties.

House Bill No. 1361, entitled:

An Act authorizing the creation of regional planning commissions by counties, cities, boroughs, towns or townships; authorizing interstate participation in regional planning under certain conditions, and conferring powers and imposing duties on regional planning commissions.

House Bill No. 1560, entitled:

An Act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania; conferring powers and imposing duties on the Department of Agriculture; and prescribing penalties.

House Bill No. 1614, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire a tract of land with buildings thereon in the Borough of Indiana, Indiana County, Pennsylvania for the use of the Indiana State Teachers College, and making an appropriation.

House Bill No. 1615, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire a tract of land, with buildings thereon, in the Township of White, Indiana County, Pennsylvania, containing 7.486 acres more or less for the use of the Indiana State Teachers College; and making an appropriation.

House Bill No. 1616, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor, to acquire a tract of land in the Borough of Indiana, Indiana County, Pennsylvania , containing 2.5 acres more or less for the use of the Indiana State Teachers College, and making an appropriation.

House Bill No. 1692, entitled:

An Act directing the Legislative Reference Bureau to compile and publish a revised compilation of laws relating to war veterans, and making an appropriation.

House Bill No. 1704, entitled:

An Act making an appropriation to the Department of Forests and Waters for payment of the Commonwealth of Pennsylvania's share of costs for salary and expenses of the River Master for the Delaware River required by Decree of the United States Supreme Court.

House Bill No. 1720, entitled:

An Act to amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 842), entitled "An act relating to the acquisition of rights to divert water from rivers, streams natural lakes, and ponds, or other surface waters within the Commonwealth or partly within and partly without the Commonwealth; defining various words and phrases; vesting in the Water and Power Resources Board certain powers and authorities for the conservation, control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth; making available for public water supply purposes, water rights heretofore or hereafter acquired but not used; providing for hearings by the Water and Power Resources Board and for appeals from its decisions; fixing fees; granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters; repealing all acts or parts of acts inconsistent herewith, including Act No. 109, P. L. 152, approved April 13, 1905, Act No. 307, P. L. 455, approved June 7, 1907, Act No. 64, P. L. 258, approved April 8, 1937," by further regulating the period within which water rights must be acquired.

House Bill No. 1815, entitled:

An Act authorizing council of any incorporated town to create the office of town manager, and prescribe his powers and duties.

House Bill No. 1855, entitled:

An Act to further amend the act, approved the twelfth day of June, one thousand nine hundred fifty-one (P. L. 533), entitled "The Mental Health Act of 1951" by changing existing law for the commitment of persons who become insane after the death penalty is fixed or death sentence imposed.

House Bill No. 1865, entitled:

An Act amending the act of August 24, 1951 (P. L. 1304), entitled "Local Health Administrative Law," regulating pension and retirement rights of employes of single-county and joint county departments of health.

House Bill No. 1889, entitled:

An Act amending the act of August 10, 1951 (P. L. 1182), entitled "Chiropractic Registrtion Act of 1951," further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic.

House Bill No. 1891, entitled:

An Act amending the act of April 12, 1951 (P. L. 90), entitled "Liquor Code," authorizing the board to investigate and cause the prosecution of unlicensed establishments; authorizing the confiscation of certain property with certain limitations; and changing penalties.

House Bill No. 1977, entitled:

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials; imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

House Bill No. 2008, entitled:

An Act amending the act of May 22, 1933 (P. L. 853), entitled "The General County Assessment Law," clarifying the exclusion of cities, boroughs, townships, school districts and poor districts in counties of the second class from provision excluding certain items in valuing real estates.

House Bill No. 2084, entitled:

An Act making an appropriation to the Department of

Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania.

House Bill No. 2094, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949," changing the provisions for the determination of projects in hardship cases.

House Bill No. 2106, entitled:

An Act to further amend section six hundred sixteen of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code" . . . by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

RECESS

Mr. LANE. Mr. President, I move that the Senate do now take a recess for thirty minutes, for the purpose of holding a Democratic Caucus.

Mr. SCHMIDT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, during this interim, I would also like to hold a Republican Caucus.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORTS FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, reported as committed, House Bill No. 806, entitled:

An Act to promote the welfare of the people of the Commonwealth by rendering financial assistance to industrial development agencies engaged in promoting the development and expansion of business industry and commerce in the respective counties of the Commonwealth prescribing procedures for the rendering of such assistance and empowering the Department of Commerce of the Commonwealth to administer the same and making an appropriation.

He also, from the Committee on Appropriations, reported as amended, House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee under the Joint State Government Commission for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occuring as a result of such subsidence conferring powers and imposing duties on the committee and the commission and making an appropriation to the Joint State Government Commission.

COMMUNICATION FROM GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

RECALLING THE NOMINATION OF WILLIAM J. GREEN, JR. AS A MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 13, 1955, for the appointment of William J. Green, Jr., 3302 "H" Street, Philadelphia, Philadelphia County, as a member of the Pennsylvania Turnpike Commission, to serve until June 4, 1965, and until his successor is appointed and qualified, vice Thomas J. Evans, Coaldale, whose term expired.

I respectfully request the return to me of the official message of nomination in the premises.

GEORGE M. LEADER.

HOUSE BILL No. 583 AND HOUSE BILL No. 584 CALLED UP

Mr. DENT. Mr. President, I call up, from page 2 of today's Third Reading Calendar, House Bill No. 583, Printer's No. 1793, and House Bill No. 584, Printer's No. 1772, which went over in their order temporarily.

BILLS OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 583, Printer's No. 1793; and
House Bill No. 584, Printer's No. 1772.

The PRESIDENT. Is there objection?

Mr. MAHANY. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDENT. Will the gentleman from Westmoreland, Mr. Dent, permit himself to be interrogated?

Mr. DENT. I will, Mr. President.

Mr. MAHANY. Senator Dent, you know that we intended to take action on House Bill No. 583 and House Bill No. 584 today and you have now requested that they go over. Is there some reason for that request?

Mr. DENT. Yes, there is a reason. They are very important bills. I think every Member of this Senate and probably most of the people in Pennsylvania are very much interested in this legislation. We are hopeful of winding up this week and I am trying to work out, in conjunction with representatives of the schoolteachers in Pennsylvania and representatives of the other branches of education in Pennsylvania, some amendments that will put us in the position of having an agreement on a mutual basis in order that we can pass this legislation without any controversy whatsoever.

Mr. MAHANY. Senator Dent, if you can do that, I do not have any objection to the bills going over today.

Mr. DENT. If I can do that, it will be a miracle.

The PRESIDENT. There being no objection, the bills will go over in their order.

HOUSE BILL No. 675 CALLED UP

Mr. MAHANY. Mr. President, I call up for consideration at this time, from page 2 of today's Third Reading Calendar, House Bill No. 675, Printer's No. 1655, which went over in its order temporarily.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 675, entitled:

An Act to amend the title and further amend the act approved the fifteenth day of May one thousand nine hundred fifteen (P. L. 534) entitled "Motion Picture Censorship Law" by authorizing the disapproval of any real film or view which is obscene or incites to crimes of violence and by repealing certain sections of the act

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. MAHANY. Mr. President, on behalf of Senator Lane and myself, I ask unanimous consent to offer amendments.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows: Amend title, page 1, line 9 by striking out after the word "obscene" the words "or incites to crimes of violence" and inserting in lieu thereof: "lewd lacivious indecent filthy or vile"; amend Section 1, page 2, line 11 by striking out after the word "first" the words "seven days of"; amend Section 24, page 9, line 12 by inserting after the word "any" the word "and"; amend Section 24, page 9, lines 12-15 by striking out after the word "address" the words "and the addresses of all theatres buildings driveins and other places in which he intends to sell lease exhibit or use any film reel or view"; amend Section 24, page 9, line 17 by striking out after the word "the" the words "sale lease exhibit or use" and inserting in lieu thereof: "first showing"; amend Section 24, page 9, line 19 by striking out at the end of the line the word "film"; amend Section 24, page 10, line 1 by striking out at the beginning of the line the words "reel or view" and inserting in lieu thereof: "such showing"; amend Section 24, page 10, line 1 by striking out after the word "will" the words "first be shown in Pennsylvania" and inserting in lieu thereof: "take place"; amend Section 24, page 10, lines 2 and 3 by striking out the words "and where and when it will be shown for seven days thereafter"; amend Section 5, page 5, line 13 by striking out after the word "Section" the figure "5" and inserting in lieu thereof: "4"; amend Section 6, page 7, line 1 by striking out after the word "Section" the figure "6" and inserting in lieu thereof: "5"; amend Section 7, page 7, line 19 by striking out after the word "Section" at the beginning of the line the figure "7" and inserting in lieu thereof: "6"; amend Section 8, page 12, line 1 by striking out after the word "Section" at the beginning of the line the figure "8" and inserting in lieu thereof: "7"; amend Section 9, page 12, line 2 by striking out after the word "Section" at the beginning of the line the figure "9" and inserting in lieu thereof: "8".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 675, Printer's No. 1655, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

HOUSE BILL No. 2096 CALLED UP

Mr. LANE. Mr. President, I call up, from page 3 of today's Third Reading Calendar, House Bill No. 2096, Printer's No. 1775, which went over in its order temporarily.

BILL OVER IN ORDER

Mr. LANE. Mr. President, I now ask unanimous consent that House Bill No. 2096, Printer's No. 1775, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

HOUSE BILL No. 1635 CALLED UP

Mr. LANE. Mr. President, I call up for consideration, from page 5 of today's Second Reading Calendar, House Bill No. 1635, Printer's No. 1794, which went over in its order earlier today.

APPROPRIATION BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1635, entitled:

An Act to provide for the ordinary expenses of the Department of Health for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. LANE offered the following amendments:

Amend Sec. 1, page 2, lines 15 and 16, by striking out "eight million four hundred thousand dollars ($8,400,000)" and inserting in lieu thereof: "nine million two hundred thousand dollars ($9,200,000)"; amend Sec. 1, page 3, by inserting after line 17: "For the payment of salaries, wages, general expenses, supplies, printing and equipment required by the department in promoting control procedures for the reduction of morbidity and mortality from chronic diseases such as heart disease, artariosclerosis and diabetes, the sum of three hundred thousand dollars ($300,000)"; amend Sec. 1, page 4, lines 18 and 19, by striking out "sixteen million one hundred thousand dollars ($16,100,000)" and inserting in lieu thereof: "seventeen million dollars ($17,000,000)"; amend Sec. 1, page 5, lines 18 to 20, by striking out "one million one hundred forty-eight thousand one hundred eighty-seven dol-

lars ($1,148,187)" and inserting in lieu thereof: "one million seven hundred sixty thousand dollars ($1,760,000)."

They were agreed to.

The section was agreed to as amended.

The second, third and fourth sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

RECONSIDERATION OF HOUSE BILL No. 1673

Mr. LANE. Mr. President, I move that the Senate do now reconsider the vote by which House Bill No. 1673, entitled:

An act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred unpaid at the close of the fiscal year ending May thirty first one thousand nine hundred fifty-five

passed second reading today.

The PRESIDENT. How did the Senator vote?

Mr. LANE. Mr. President, I voted with the prevailing side.

Mr. SEYLER. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. SEYLER. Mr. President, I voted with the prevailing side.

The motion was agreed to.

APPROPRIATION BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1673, entitled:

An Act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

The first section was read.

On the question,

Will the Senate agree to the section?

Messrs. LANE and DENT offered the following amendments:

Amend Sec. 1, page 2, lines 15 to 18, by striking out all of lines 1 to 4, and "For" in line 5, and inserting in lieu lieu thereof: "for"; Amend Sec. 1, page 3, lines 19 and 20, by striking out "the sum of" in line 19, and all of line 20; Amend Sec. 1, page 4, lines 1 to 5, by striking out all of lines 1 to 4, and "For" in line 5, and inserting in lieu thereof: "for"; Amend Sec. 1, page 6, line 7, by striking out "provided"; Amend Sec. 1, page 7, lines 12 to 19, by striking out "the sum of one" in line 12, and all of lines 13 to 19; Amend Sec. 1, page 8, lines 1 and 2, by striking out both of said lines, and inserting in lieu thereof: "for the payment of salaries, wages or other compensation of the superintendents and other employes, for the payment of general expenses, supplies and printing, for repairs, alterations and improvements to plant and equipment, for improvements to lands, for the purchase of equipment, furniture and furnishings, for expenses of the boards of trustees and incidental expenses, and for all other expenses of maintenance and operation necesarry for the proper conduct of the work of the Eastern Pennsylvania Psychiatric Institute, the sum of one hundred forty-three million, five hundred fifty thousand dollars ($143,550,000). In addition to this sum, all moneys received from the United States Government, or from political subdivisions, or from any other source as contributions towards any progarm authorized by this act, or in payment for services and facilities furnished under any program authorized by this act, shall be paid into the General Fund and credited to the proper allocation within this appropriation."; Amend Sec. 1, page 8, lines 19 and 20, by striking out both of said lines; Amend Sec. 1, page 9, lines 1 to 8, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The second, third and fourth sections and title were read and agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. BERGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BERGER, from the Committee on Forests and Waters, Game and Fish, reported as committed, House Bill No. 1940, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225) entitled "The Game Law," requiring use of certain fees for removing overshadowing tree growth to produce underbrush sprouts and saplings for deer food and cover.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. STEVENSON. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 806, entitled:

An Act to promote the welfare of the people of the Commonwealth by rendering financial assistance to industrial development agencies engaged in promoting the development and expansion of business industry and commerce in the respective counties of the Commonwealth prescribing procedures for the rendering of such assistance and empowering the Department of Commerce of the Commonwealth to administer the same and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 908, entitled:

An Act reenacting and amending the act of August 17, 1951 (P. L. 1254), entitled "An act fixing the minimum pensions of policemen and firemen in certain cities," taking advantage of amendment to section 11 of article 3 of the Constitution.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1940, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225) entitled "The Game Law," requiring use of certain fees for removing overshadowing tree growth to produce underbrush sprouts and saplings for deer food and cover.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Wednesday, May 16, 1956, at 12:30 o'clock, p. m., Eastern Standard Time.

Mr. SILVERT. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:06 o'clock, p. m., Eastern Standard Time, until Wednesday, May 16, 1956, at 12:30 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

TUESDAY, May 15, 1956.

The House met at 1:00 p. m., E.S.T.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

O God of infinite mercy and boundless love, the Light of the faithful, the Strength of those who labor, we bless Thee for Thy guidance and Thy light.

We beseech Thee to save us from an unwillingness to learn Thy will; from clinging to our own plans and desires; from ever suffering our own ambitions to cloud the vision of Thy will for us; from fearing new truth and new ways of thought and life.

Lord, be with these Representatives in all their work this day. Look charitably on what they do and renew their strength through fellowship and rest in Thee.

In Jesus' name we pray. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Friday, May 11, 1956 will be postponed until printed. The Chair hears none.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 151.

An Act amending the act of June 20, 1919 (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" exempting certain persons corporations and organizations from tax on the transfer of property inherited or received by them.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1037.

An Act authorizing the Department of Property and Supplies to sell at public sale a plot of ground presently a part of acreage administered at the Polk State School Venango County Pennsylvania containing 1.25 acres more or less.

HOUSE BILL No. 1948.

An Act amending the act of May 1, 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" authorizing the reconveyance or disposition of real property acquired for certain designated purpose.

HOUSE BILL No. 2084.

An Act making an appropriation to the Department of Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 10, 1956.

Resolved (if the Senate concur), that House Bill No. 596, Printer's No. 1693, entitled "An act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 887

The Clerk of the Senate being introduced, informed

that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 887.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 887, entitled: "An act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith."

Respectfully submit the following bill as our report:

EDWARD J. KESSLER,
G. GRAYBILL DIEHM,
FRANK W. RUTH,
(Committee on the part of the Senate.)

J. DEAN POLEN,
KARL B. GUSS,
FRANCIS WORLEY,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1060

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1060.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1060, entitled: "An act defining and providing for the licensing of water well drillers prevention of pollution of underground waters conferring powers and imposing duties on the Water and Power Resources Board of the Department of Forests and Waters and prescribing penalties."

Respectfully submit the following bill as our report:

C. ARTHUR BLASS,
THOMAS P. HARNEY,
JOSEPH J. YOSKO,
(Committee on the part of the Senate.)

KARL B. GUSS,
DONALD E. WHITENIGHT,
MARIAN E. MARKLEY,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1361

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1361.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1361, entitled: "An act authorizing the creation of regional planning commissions by counties, cities, boroughs, towns or townships; authorizing interstate participation in regional planning under certain conditions and conferring powers and imposing duties on regional planning commissions."

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
FRANK KOPRIVER, JR.,
WILLIAM S. LANE,
(Committee on the part of the Senate.)

ROBERT WHEELER, JR.,
HERMAN E. STEBBINS,
W. STUART HELM,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1560

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1560.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1560, entitled: "An act to regulate the sale and distribution of commercial feeds in the Commonwealth of Pennsylvania; conferring powers and imposing duties on the Department of Agriculture and prescribing penalties."

Respectfully submit the following bill as our report:

ALBERT E. MADIGAN,
THOMAS P. HARNEY,
WALTER J. CAMIEL,
(Committee on the part of the Senate.)

E. GADD SNIDER,
E. J. FARABAUGH,
T. LUKE TOOMEY,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1694

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1694.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1694, entitled:

"An act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

Respectfully submit the following bill as our report:

L. E. CHAPMAN,
HENRY J. PROPERT,
JOHN H. DENT,
(Committee on the part of the Senate.)

J. DEAN POLEN,
HARRY G. GRAMLICH,
GEORGE F. SARRAF,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1977

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1977.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1977, entitled: "An act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties."

Respectfully submit the following bill as our report:

ALBERT E. MADIGAN,
THOMAS P. HARNEY,
PETER J. CAMIEL,
(Committee on the part of the Senate.)

E. GADD SNIDER,
T. LUKE TOOMEY,
HERMAN E. STEBBINS,
(Committee on the part of the House of Representatives.)

BANGOR AREA JUNIOR HIGH SCHOOL STUDENTS WELCOMED

The SPEAKER. The Chair welcomes to the Hall of the House a delegation of students from the Bangor Area Junior High School of Northampton County. They are here under the supervision of their teachers, Mrs. Bishop, Miss Engler, Mr. Wagner and Mr. Williams and are the guests of the Northampton County Delegation, Mrs. Reibman, Messrs. Pacchioli, Gaffney and Bucchin.

BILL INTRODUCED AND REFERRED

By Mr. POLEN. HOUSE BILL No. 2117.

An Act making an appropriation to the House of Representatives of the General Assembly for the salaries of officers and employes, mileage of members and payment of postage.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 1042.

An Act amending the act of August 6, 1941 (P. L. 861) entitled "Pennsylvania Board of Parole Law" removing the ceiling on salaries of the secretary of the board and of district supervisors

Referred to the Committee on Rules.

SENATE BILL No. 1091.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" authorizing the election of options by certain constributors at any time prior to retirement or death and providing a presumption of an election in certain cases

Referred to the Committee on Rules.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 147.

An Act amending the act of March ten one thousand nine hundred forty-nine (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for increasing the membership of county boards of school directors in certain counties

HOUSE BILL No. 879.

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employe's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in

HOUSE BILL No. 897.

An Act prohibiting the serving and regulating the selling of imported wild rabbit and prescribing penalties

HOUSE BILL No. 1060.

An Act defining and providing for the licensing of water well drillers prevention of pollution of underground waters conferring powers and imposing duties on the Department of Internal Affairs and prescribing penalties and fees

HOUSE BILL No. 1361.

An Act authorizing the creation of regional planning commissions by counties cities boroughs towns or townships authorizing interstate participation in regional planning under certain conditions and conferring powers and imposing duties on regional planning commissions

HOUSE BILL No. 1560.

An Act to regulate the sale and distribution of com-

mercial feeds in the Commonwealth of Pennsylvania conferring powers and imposing duties on the Department of Agriculture and prescribing penalties

HOUSE BILL No. 1614.

An Act authorizing the Department of Property and Suplies with approval of the Governor to acquire a tract of land with buildings thereon in the Borough of Indiana Indiana County Pennsylvania for the use of the Indiana State Teachers College and making an appropriation

HOUSE BILL No. 1615.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire a tract of land with buildings thereon in the Township of White Indiana County Pennsylvania containing 7.486 acres more or less for the use of the Indiana State Teacher's College and making an appropriation

HOUSE BILL No. 1616.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire a tract of land in the Borough of Indiana Indiana County Pennsylvania containing 2.5 acres more or less for the use of the Indiana State Teachers College and making an appropriation

HOUSE BILL No. 1692.

An Act directing the Legislative Reference Bureau to compile and publish a revised compilation of laws relating to war veterans and making an appropriation

HOUSE BILL No. 1704.

An Act making an appropriation to the Dearptment of Forests and Waters for payment of the Commonwealth of Pennsylvania's share of costs for salary and expenses of the River Master for the Delaware River required by Decree of the United State Supreme Court

HOUSE BILL No. 1720.

An Act to amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 842) entitled "An act relating to the acquisition of rights to divert water from rivers streams natural lakes and ponds or other surface waters within the Commonwealth or partly within and partly without the Commonwealth defining various words and pharses vesting in the Water and Power Resources Board certain powers and authorities for the conservation control and equitable use of the waters within the Commonwealth in the interests of the people of the Commonwealth making available for public water supply purposes water rights heretofore or hereafter acquired but not used providing for hearings by the Water and Power Resources Board and for appeals from its decisions fixing fees granting to all public water supply agencies heretofore or hereafter created the right of eminent domain as to waters and the land covered by said waters repealing all acts or parts of acts inconsistent herewith including Act No 109 Pamphlet Laws 152 approved April 13, 1905 Act No. 307 Pamphlet Laws 455 approved June 7, 1907 Act No. 64 Pamphlet Laws 258 approved April 8, 1937" by further regulating the period within which water rights must be acquired

HOUSE BILL No. 1815.

An Act authorizing council of any incorporated town to create the office of town manager and prescribe his powers and duties

HOUSE BILL No. 1855.

An Act to further amend the act approved the twelfth day of June one thousand nine hundred fifty-one (P. L. 533) entitled "An act relating to mental health including mental illness mental defect epilepsy and inebriety and amending revising consolidating and changing the laws relating thereto" by changing existing law for the commitment of persons who become insane after the death penalty is fixed or death sentence imposed

HOUSE BILL No. 1865.

An Act amending the act of August 24, 1951 (P. L. 1304), entitled "An act to improve local health administration throughout the Commonwealth by authorizing the creation, establishment and administration of single-county or joint-county departments of health in all counties except counties of the first class; exempting certain municipalities from the jurisdiction of single-county or joint-county departments of health; permitting the dissolution of departments or boards of health in certain municipalities; authorizing State grants to counties which establish departments of health and to certain municipalities if they meet prescribed requirements; conferring powers and duties upon the State Department of Health in connection with the creation, establishment and adminisration of single-couny or joint-county departments of health and administration of the health laws in parts of certain municipalities not subject to the jurisdiction of single-county or joint-county departments of health, and the administration of State grants; and repealing an act which confers health powers upon counties of the first class," regulating pension and retirement rights of employes of single-county and joint-county departments of health except in counties of the second class

HOUSE BILL No. 1889.

An Act amending the act of August 10, 1951 (P. L. 1182) entitled "An act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction providing for the granting supension and revocation of licenses issued by the board preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction conferring jurisdiction upon the court of common pleas of Dauphin County and prescribing penalties" further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic or manual therapy

HOUSE BILL No. 1891.

An Act amending the act of April 12, 1951 (P. L. 90) entitled "An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfietures providing for local option and repealing existing laws" authorizing the board to investigate and cause the prosecution of unlicensed establishments authorizing the confiscation of certain property with certain limitations and changing penalties.

HOUSE BILL No. 1977.

An Act regulating the sale and distribution of mixed fertilizers and fertilizer materials imposing powers and duties on the Secretary of Agriculture and prescribing penalties.

HOUSE BILL No. 2008.

An Act amending the act of May 22, 1933 (P. L. 853) entitled "An act relating to taxation designating the sub-

jects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" clarifying the exclusion of cities boroughs townships school districts and poor districts in counties of the second class from provision excluding certain items in valuing real estate.

HOUSE BILL No. 2084.

An Act making an appropriation to the Department of Commerce for payment of expenses incidental to ceremonies for the Distinguished Daughters of Pennsylvania.

HOUSE BILL No. 2094.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing the provisions for the determination of projects in hardship cases.

HOUSE BILL No. 2106.

An Act to further amend section six hundred sixteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by conferring a right of appeal to the Superior Court in operator's license and learner's permit suspension cases.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

LEAVES OF ABSENCE

By unanimous consent leave of absence was granted as follows:

Mrs. Kooker for Mr. KELLER for today's session.

Mr. Thomas H. W. Jones for Mr. LAFORE for today's session.

Mr. Brown for Mr. ASHTON for remainder of the week.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1078, entitled:

An Act amending the "Boiler Regulation Law" * * * excepting certain boilers from the provisions requiring inspection during construction

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1092, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" providing for special enrollments for determining population of counties for purpose of changing classification

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1102, entitled:

An Act amending the Act of May 5, 1933 (P. L. 289) entitled "Nonprofit Corporation Law" authorizing keeping of investments in the name of the corporation or a nominee

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1103, entitled:

An Act amending the act of May 1, 1929 (P. L. 1005) entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines and fixing fees for such permits

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

RECESS

The SPEAKER. At the request of the respective Floor Leaders, if there is no objection, the Chair will declare a recess for the purpose of holding Republican and Democratic caucuses until 3:30 DST. The Chair hears none.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. POLEN asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 151.

An Act amending the act of June 20, 1919 (P. L. 521) entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death defining and taxing transfers made in contemplation of death defining as a transfer and taxing the right of survivorship in property as to which such right exists and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" exempting certain persons corporations and organizations from tax on the transfer of property inherited or received by them

SENATE BILL No. 241.

An Act amending the act of May 11, 1949 (P. L. 1210) entitled "An act relating to group life insurance describing permitted policies and restrictions thereon the premium basis thereof and rights thereunder limiting the amount of such insurance prescribing standard policy provisions and requiring notice of conversion privileges" extending the types permitted and fixing requirements thereof

SENATE BILL No. 249.

An Act amending the act of June 24, 1937 (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" increasing monthly pension allowance and maximum income allowance crediting encumbrances in realty valuation and abolishing the sum of income and pension as a celing for pension receivable

SENATE BILL No. 485.

An Act making an appropriation to the Department of Military Affairs to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics

SENATE BILL No. 517.

An Act amending the act of March 31, 1949 (P. L. 372), entitled "An act to promote the welfare of the people of the Commonwealth; creating The General State Authority as a body corporate and politic with power to construct, improve, equip, furnish, and operate projects, and to lease the same, and to fix fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds for said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Property and Supplies to grant, assign, convey, or lease to the Authority lands of the Commonwealth and interest therein, and to acquire lands therefor; granting the right of eminent domain; empowering The General State Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act," empowering the Authority to construct additions and improvements to universities receiving State aid; authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied, and authorizing subleases of such projects.

SENATE BILL No. 590.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" authorizing school directors of districts in a jointure to vote at county convention meetings in the county where the joint school is located and entitling additional districts to services provided through the county superintendent's office.

SENATE BILL No. 651.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing the value of scholarships.

SENATE BILL No. 900.

An Act amending the act of July 7, 1947 (P. L. 1368) entitled "An act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws" clarifying the provisions of the act relating to private sales of certain properties by the Tax Claim Bureau.

SENATE BILL No. 933.

An Act amending the act of May 15, 1933 (P. L. 624) entitled as amended "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers and employes' mutual banking associations defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and employes' mutual banking associations and of the officers directors trustees shareholders attorneys and other emplyoes of all such corporations employes' mutual banking associations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" prohibiting the assumption and use of deceptive names by corporations and persons not authorized to engage in the banking business providing for investments of loans by and the purchase sale and creation of obligations by banks bank and trust companies trust companies and savings banks providing for the voluntary liquidation of banks bank and trust companies and trust companies and further providing for the powers and limitation on powers of corporations authorized to engage in a banking business.

SENATE BILL No. 1018.

An Act amending the act of July 25, 1955 (P. L. 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax on municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof.

SENATE BILL No. 1019.

An Act amending the act of May 12, 1943 (P. L. 259) entitled as amended "An act providing for the payment by the State Treasurer of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns townships and certain counties and for the payment thereof into police pension funds and in certain cases into the Municipal Employes' Retirement System and for Pension Annuity Contracts and in certain other cases into the State Employes Retirement Fund for certain purposes" further defining policemen and changing the time when unused funds are returned to the General Fund for redistribution.

SENATE BILL No. 1064.

An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting encouraging and financing research in the field of mental health providing for the administration and operation of the Foundation.

SENATE BILL No. 1074.

An Act authorizing the Department of Forests and Waters with the approval of the Governor to convey to the City of Erie the Canal Basins situate in the City of Erie Erie County Pennsylvania

SENATE BILL No. 1085.

An Act making an appropriation to the Senate commission appointed to investigate security measurers at the State Hospital for the Criminal Insane at Farview and matters relevant and material thereto and to hear suggestions for an enlightened and progressive program for the proper operation of the institution

Whereupon,

The SPEAKER, in the presence of the House, signed the same

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 1470

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1470, Printer's No. 1153, entitled "An Act amending the act of June 24, 1937 (P. L. 2051) entitled 'An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board' including financial assistance for nursing home care within the word assistance and making an appropriation."

GEORGE M. LEADER.

BILL INTRODUCED AND REFERRED

By Messrs. SARRAF, KAMYK and LUTTY.

HOUSE BILL No. 2118.

An Act amending the act of March 10, 1949 (P. L. 30), entitled "An act relating to the public school system, including certain provisions applicable as well to private and parochial schools; amending, revising, consolidating and changing the laws relating thereto," increasing controller's salaries in districts of the first class A.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 1077.

An Act amending the act of March 31, 1949 (P. L. 372) entitled "The General State Authority Act of 1949" increasing the power of the Authority to borrow money and issue evidence of indebtedness therefor and allocating the proceeds of the increased borrowing

Referred to the Committee on Rules.

SENATE MESSAGE

AMENDED SENATE BILL NONCONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 1062.

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licensees and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1405.

An Act amending the act of March 30, 1937 (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," removing limitations on the power of the commission to establish offices for receipt of applications for registration, and changing the provisions of the act as to registration of electors before municipal elections.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 12, by striking out after the word "election" the following: "the thirty-five days next preceding each municipal election"; page 4, line 12, by striking out the brackets before and after the word "municipal" and by striking out after the word "election" the following: "and which shall be not more than sixty days and not less than thirty-five days prior to any municipal election."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1065

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 1065.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 1065, entitled.

"An act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class,"

Respectfully submit the following bill as our report:

PAUL L. WAGNER,
SAMUEL B. WOLFE,
WILLIAM J. LANE,
(Committee on the part of the Senate.)

J. DEAN POLEN,
STEPHEN McCANN,
ALBERT W. JOHNSON,
(Committee on the part of the House of Representatives.)

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 8

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 8.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 8, entitled: An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a toll bridge over the Ohio River in Beaver County between a point in or near the Borough of Shippingport to a point in or near the Borough of Mid-

land on the opposite side of the Ohio River and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages.

Respectfully submit the following bill as our report:

GEO. N. WADE,
ROBERT D. FLEMING,
JOHN CARL MILLER,
(Committee on the part of the Senate.)

W. M. SMITH,
W. MACK GUTHRIE,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—175

Amarando,	Gramlich,	McInroy,	Schuster,
Anderson, M. S.,	Guss,	McKeever.	Sherman,
Anderson, S. A.,	Guthrie,	McWherter,	Sigman,
Auker,	Hamilton, R. K.,	Meholchick,	Smith, C. C.
Banker,	Hass,	Metz,	Smith, Wm. B.,
Barnatovich,	Haudenshield,	Mihm,	Snider,
Boies,	Heavey,	Mikula,	Stank,
Bonner,	Helm,	Miller,	Stebbins,
Boory,	Henzel,	Mills,	Steckel,
Bower,	Hewitt,	Moody,	Stephens,
Branca,	Hocker,	Moran,	Stevenson,
Brennan, A. P.,	Holt,	Moscrip,	Stone,
Breth,	Horst,	Muldowney,	Stoner,
Brown,	Houk,	Mullen,	Strausser,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murray, H. P.,	Taylor,
Capano,	Jones, G. E.,	Murray, J. J.,	Thomas,
Cianfrani,	Jones, T. H. W.	Murray, P. G.,	Thompson,
Ciotti,	Jump,	Musto,	Toll,
Comer,	Kamyk,	Needham,	Tompkins,
Curwood,	Keller,	Ogilvie,	Toomey,
Davis,	Kent,	Olsen,	Varallo,
Donahue,	Kline,	O'Neil,	Varner,
Dougherty,	Knecht,	Pacchioli,	Vaughan,
Down,	Kolankiewicz	Parry,	Verona,
Erb,	Kooker,	Pashley,	Wall,
Ehrgood,	Kornick,	Paulhamus,	Wallace,
Eilberg,	Kratz,	Petrosky,	Walsh,
Eshleman,	Leiby,	Polaski,	Wargo,
Ewing,	Leisey,	Polen,	Weidner,
Farabaugh,	Leonard,	Pomeroy,	Welsh,
Filo,	Leven,	Price,	Wescott,
Fineman,	Light,	Pursley,	Wheeler,
Flint,	Limper,	Readinger,	Whitenight,
Floyd,	Lippincott,	Reibman,	Willaredt,
Flynn,	Lopresti,	Reidenbach,	Williams,
Frank,	Lovett,	Renwick,	Wilt,
Frascella,	Lutty,	Rigby,	Wood,
Frost,	Mahan,	Rovansek,	Worley,
Gaffney,	Markley,	Royer,	Yetter,
Garlock,	Maxwell,	Rubin,	Yetzer,
Gelfand,	McCann,	Rudisill,	Ziegler,
George,	McCormack,	Sarraf,	Andrews,
Gibson,	McGee,	Scarcelli,	Speaker

NAYS—0

NOT VOTING—31

Adam,	Brenninger,	Isaacs,	Murphy,
Agnew,	Cochran,	Kehler,	Naugle,
Ashton,	Cooper,	Kromer,	Pettigrew,
Bazin,	Donaldson,	Lafore,	Rosen,
Bell,	Foster,	Lawyer,	Stroup,
Blair,	Gibb,	Magee,	Waterhouse,
Breisch,	Goldstein,	McLaughlin,	Young,
Brennan, J. J.,	Greenwood,	Monroe,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1792.

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1792.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1792, entitled: "An act relating to comic books, magazines and other publications; prohibiting and regulating the sale thereof in certain instances and imposing penalties,"

Respectfully submit the following bill as our report:

JAME S. BERGER,
HAROLD K. STACK,
HARRY E. SEYLER,
(Committee on the part of the Senate.)

MARY A. VARALLO,
JEANETTE F. REIBMAN,
MARIAN E. MARKLEY,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Amarando,	Gibson,	McGee,	Sarraf,
Anderson, M. S.,	Goldstein,	McInroy,	Scarcelli,
Anderson, S. A.,	Gramlich,	McKeever,	Schuster,
Auker,	Guss,	McWherter,	Sherman,
Banker,	Guthrie,	Meholchick,	Sigman,
Barnatovich,	Hamilton, R. K.,	Metz,	Smith, C. C.
Bell,	Hass,	Mihm,	Smith, Wm. B.
Blair,	Haudenshield,	Mikula,	Snider,
Boies,	Heavey,	Miller,	Stank,
Bonner,	Helm,	Mills,	Stebbins,
Boory,	Henzel,	Monroe,	Steckel,
Bower,	Hewitt,	Moody,	Stephens,
Branca,	Hocker,	Moran,	Stevenson,
Breisch,	Holt,	Moscrip,	Stone,
Brennan, A. P.,	Horst,	Muldowney,	Stoner,
Breth,	Houk,	Mullen,	Strausser,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W	Murray, P. G.,	Toll,
Ciotti,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Needham,	Toomey,
Curwood,	Keller,	Ogilvie,	Varallo,
Davis,	Kent,	Olsen,	Varner,
Donahue,	Kline,	O'Neil,	Vaughan,
Dougherty,	Knecht,	Pacchioli,	Verona,
Down,	Kolankiewicz	Parry,	Wall,
Ehrgood,	Kooker,	Pashley,	Wallace,
Eshleman,	Kornick,	Paulhamus,	Walsh,
Eilberg,	Kratz,	Petrosky,	Wargo,
Erb,	Leiby,	Polaski,	Weidner,
Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Light,	Pursley,	Whitenight,
Flint,	Limper,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Frank,	Lovett,	Renwick,	Wood,
Frascella,	Lutty,	Rigby,	Worley,
Frost,	Mahan,	Rosen,	Yetter,
Gaffney,	Markley,	Rovansek,	Yetzer,
Garlock,	Maxwell,	Rubin,	Ziegler,
Gelfand,	McCann,	Royer,	Andrews,
George,	McCormack,	Rudisill,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1065.

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 1065.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 1065, entitled:

"An act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class,"

Respectfully submit the following bill as our report:

PAUL L. WAGNER,
SAMUEL B. WOLFE,
WILLIAM J. LANE,
(Committee on the part of the Senate.)

J. DEAN POLEN,
STEPHEN McCANN,
ALBERT W. JOHNSON,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Amarando,	Gibson,	McGee,	Sarraf,
Anderson, M. S.,	Goldstein,	McInroy,	Scarcelli,
Anderson, S. A.,	Gramlich,	McKeever,	Schuster,
Auker,	Guss,	McWherter,	Sherman,
Banker,	Guthrie,	Meholchick,	Sigman,
Barnatovich,	Hamilton, R. K.,	Metz,	Smith, C. C.,
Bell,	Hass,	Mihm,	Smith, Wm. B.,
Blair,	Haudenshield,	Mikula,	Snider,
Boles,	Heavey,	Miller,	Stank,
Bonner,	Helm,	Mills,	Stebbins,
Boory,	Henzel,	Monroe,	Steckel,
Bower,	Hewitt,	Moody,	Stephens,
Branca,	Hocker,	Moscrip,	Stevenson,
Breisch,	Holt,	Moran,	Stone,
Brennan, A. P.,	Horst,	Muldowney,	Stoner,
Breth,	Houk,	Mullen,	Strausser,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Needham,	Toomey,
Curwood,	Keller,	Ogilvie,	Varallo,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Varner,
Dougherty,	Knecht,	Pacchioli,	Verona,
Down,	Kolankiewicz,	Parry,	Wall,
Ehrgood,	Kooker,	Pashley,	Wallace,
Eilberg,	Kornick,	Paulhamus,	Walsh,
Erb,	Kratz,	Petrosky,	Wargo,
Eshleman,	Leiby,	Polaski,	Weidner,
Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Light,	Pursley,	Whitenight,
Flint,	Limper,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reidenbach,	Williams,
Flynn,	Lopresti,	Reibman,	Wilt,
Frank,	Lovett,	Renwick,	Wood,
Frascella,	Lutty,	Rigby,	Worley,
Frost,	Mahan,	Rosen,	Yetter,
Gaffney,	Markley,	Rovansek,	Yetzer,
Garlock,	Maxwell,	Royer,	Ziegler,
Gelfand,	McCann,	Rubin,	Andrews,
Gibb,	McCormack,	Rudisill,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	George,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 620, entitled:

An Act amending the "Vehicle Code" act of May 1, 1929 (P. L. 905) further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—181

Amarando,	Gibson,	McCormack,	Rubin,
Anderson, M. S.,	Goldstein,	McGee,	Rudisill,
Anderson, S. A.,	Gramlich,	McInroy,	Sarraf,
Auker,	Guss,	McKeever,	Scarcelli,
Banker,	Guthrie,	McWherter,	Schuster,
Barnatovich,	Hamilton, R. K.,	Meholchick,	Sherman,
Bell,	Hass,	Metz,	Sigman,
Blair,	Haudenshield,	Mihm,	Smith, C. C.,
Boles,	Heavey,	Mikula,	Smith, Wm. B.,
Bonner,	Helm,	Miller,	Snider,
Boory,	Henzel,	Mills,	Stank,
Bower,	Hewitt,	Monroe,	Stebbins,
Branca,	Hocker,	Moody,	Steckel,
Breisch,	Holt,	Moran,	Stephens,
Brennan, A. P.,	Horst,	Moscrip,	Stevenson,
Breth,	Houk,	Muldowney,	Stone,
Brown,	Isaacs,	Mullen,	Stoner,
Bucchin,	Jenkins,	Munley,	Strausser,
Bullen,	Johnson,	Murphy,	Swartz,
Capano,	Jones, G. E.,	Murray, H. P.,	Taylor,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thomas,
Cioffi,	Jump,	Murray, P. G.,	Thompson,
Comer,	Kamyk,	Musto,	Toll,

Curwood,	Keller,	Needham,	Toomey,
Davis,	Kent,	Ogilvie,	Varallo,
Donahue,	Kline,	Olsen,	Vaughan,
Dougherty,	Knecht,	O'Neil,	Varner,
Down,	Kolankiewicz,	Pacchioli,	Verona,
Ehrgood,	Kooker,	Parry,	Wall,
Eilberg,	Kornick,	Pashley,	Wallace,
Erb,	Kratz,	Paulhamus,	Walsh,
Eshleman,	Leiby,	Petrosky,	Wargo,
Ewing,	Leisey,	Polaski,	Weidner,
Farabaugh,	Leonard,	Polen,	Welsh,
Filo,	Leven,	Pomeroy,	Wescott,
Fineman,	Light,	Price,	Wheeler,
Flint,	Limper,	Pursley,	Whitenight,
Floyd,	Lippincott,	Readinger,	Willaredt,
Flynn,	Lopresti,	Reibman,	Williams,
Frank,	Lovett,	Reidenbach,	Wilt,
Frascella,	Lutty,	Renwick,	Wood,
Frost,	Mahan,	Rigby,	Yetter,
Gaffney,	Markley,	Rosen,	Yetzer,
Garlock,	Maxwell,	Rovansek,	Ziegler,
Gelfand,	McCann,	Royer,	Andrews,
George,			Speaker

NAYS—2

Tompkins,	Worley,

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 929, entitled:

An Act amending the act of July 20, 1917 (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing mileage.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Amarando,	Gibson,	McCormack,	Rudisill,
Anderson, M. S.,	Goldstein,	McGee,	Sarraf,
Anderson, S. A.,	Gramlich,	McInroy,	Scarcelli,
Auker,	Guss,	McKeever,	Schuster,
Banker,	Guthrie,	McWherter,	Sherman,
Barnatovich,	Hamilton, R. K.,	Meholchick,	Sigman,
Bell,	Haudenshield,	Metz,	Smith, C. C.,
Blair,	Hass,	Mihm,	Smith, Wm. B.,
Boles,	Heavey,	Mikula,	Snider,
Bonner,	Helm,	Miller,	Stank,
Boory,	Henzel,	Mills,	Stebbins,
Bower,	Hewitt,	Monroe,	Steckel,
Branca,	Hocker,	Moody,	Stephens,
Breisch,	Holt,	Moran,	Stevenson,
Brennan, A. P.,	Horst,	Moscrip,	Stone,
Breth,	Houk,	Muldowney,	Stoner,
Brown,	Isaacs,	Mullen,	Strausser,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Tompkins,
Curwood,	Keller,	Needham,	Toomey,
Davis,	Kent,	Ogilvie,	Varallo,
Donahue,	Kline,	Olsen,	Varner,
Dougherty,	Knecht,	O'Neil,	Vaughan,
Down,	Kolankiewicz,	Pacchioli,	Verona,
Ehrgood,	Kooker,	Parry,	Wall,
Eilberg,	Kornick,	Pashley,	Wallace,
Erb,	Kratz,	Paulhamus,	Walsh,
Eshleman,	Leiby,	Petrosky,	Wargo,
Ewing,	Leisey,	Polaski,	Weidner,
Farabaugh,	Leonard,	Polen,	Welsh,
Filo,	Leven,	Pomeroy,	Wheeler,
Fineman,	Light,	Price,	Wescott,
Flint,	Limper,	Pursley,	Whitenight,
Floyd,	Lippincott,	Readinger,	Willaredt,
Flynn,	Lopresti,	Reibman,	Williams,
Frank,	Lovett,	Reidenbach,	Wilt,
Frascella,	Lutty,	Renwick,	Wood,
Frost,	Mahan,	Rigby,	Worley,
Gaffney,	Markley,	Rosen,	Yetter,
Garlock,	Maxwell,	Rovansek,	Yetzer,
Gelfand,	McCann,	Royer,	Ziegler,
George,		Rubin,	Andrews,
			Speaker

NAYS—0

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1491, entitled:

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the days required by law.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—172

Amarando,	Gibson,	McInroy,	Sarraf,
Anderson, M. S.,	Gramlich,	McKeever,	Scarcelli,
Anderson, S. A.,	Guss,	McWherter,	Schuster,
Banker,	Guthrie,	Meholchick,	Sherman,
Barnatovich,	Hamilton, R. K.,	Metz,	Sigman,
Bell,	Hass,	Mihm,	Smith, C. C.,
Blair,	Haudenshield,	Miller,	Smith, Wm. B.,
Boles,	Heavey,	Mills,	Snider,
Bonner,	Helm,	Monroe,	Stank,
Boory,	Henzel,	Moody,	Stebbins,
Bower,	Hewitt,	Moran,	Steckel,
Branca,	Hocker,	Moscrip,	Stephens,
Breisch,	Holt,	Muldowney,	Stone,
Brennan, A. P.,	Horst,	Mullen,	Stoner,
Breth,	Houk,	Munley,	Strausser,
Brown,	Isaacs,	Murphy,	Swartz,
Bucchin,	Jenkins,	Murray, H. P.,	Taylor,
Bullen,	Johnson,	Murray, J. J.,	Thomas,
Capano,	Jones, G. E.,	Murray, P. G.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Musto,	Toll,
Cioffi,	Jump,	Needham,	Toomey,
Comer,	Kamyk,	Ogilvie,	Varallo,
Curwood,	Keller,	Olsen,	Varner,
Davis,	Kent,	O'Neil,	Vaughan,
Dougherty,	Kline,	Pacchioli,	Verona,
Down,	Knecht,	Parry,	Wall,
Ehrgood,	Kolankiewicz,	Pashley,	Wallace,
Eilberg,	Kornick,	Paulhamus,	Walsh,
Erb,	Leiby,	Petrosky,	Wargo,
Eshleman,	Leisey,	Polaski,	Weidner,
Farabaugh,	Leonard,	Polen,	Welsh,
Filo,	Leven,	Pomeroy,	Wescott,
Fineman,	Light,	Price,	Wheeler,
Flint,	Limper,	Pursley,	Whitenight,

Floyd,	Lopresti,	Readinger,	Willaredt,
Frank,	Lovett,	Reibman,	Williams,
Flynn,	Lutty,	Reidenbach,	Wilt,
Frascella,	Mahan,	Renwick,	Wood,
Frost,	Markley,	Rigby,	Yetter,
Gaffney,	Maxwell,	Rosen,	Yetzer,
Garlock,	McCann,	Rovansek,	Ziegler,
Gelfand,	McCormack,	Royer,	Andrews,
George,	McGee,	Rubin,	Speaker

NAYS—11

Auker,	Goldstein,	Lippincott,	Stevenson,
Donahue,	Kooker,	Mikula,	Tompkins,
Ewing,	Kratz,	Rudisill,	Worley,

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1886, entitled:

An Act to amend section two hundred one of the "Fiduciaries Act of 1949" approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto * * *" by changing the amount of wages salary or pension which an employer may pay to a deceased employee's spouse or other certain persons whether or not a personal representative has been appointed.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Amarando,	Gibson,	McGee,	Sarraf,
Anderson, M. S.,	Goldstein,	McInroy,	Scarcelli,
Anderson, S. A.,	Gramlich,	McKeever,	Schuster,
Auker,	Guss,	McWherter,	Sherman,
Banker,	Guthrie,	Meholchick,	Sigman,
Barnatovich,	Hamilton, R. K.,	Metz,	Smith, C. C.,
Bell,	Hass,	Mihm,	Smith, Wm. B.,
Blair,	Haudenshield,	Mikula,	Snider,
Boles,	Heavey,	Miller,	Stank,
Bonner,	Helm,	Mills,	Stebbins,
Boory,	Henzel,	Monroe,	Steckel,
Bower,	Hewitt,	Moody,	Stephens,
Branca,	Hocker,	Moran,	Stevenson,
Breisch,	Holt,	Moscrip,	Stone,
Brennan, A. P.,	Horst,	Muldowney,	Stoner,
Breth,	Houk,	Mullen,	Strausser,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Needham,	Toomey,
Curwood,	Keller,	Ogilvie,	Varallo,
Davis,	Kent,	Olsen,	Varner,
Donahue,	Kline,	O'Neil,	Vaughan,
Dougherty,	Knecht,	Pacchioli,	Verona,
Down,	Kolankiewicz,	Parry,	Wall,
Ehrgood,	Kooker,	Pashley,	Wallace,
Eilberg,	Kornick,	Paulhamus,	Walsh,
Erb,	Kratz,	Petrosky,	Wargo,
Eshleman,	Leiby,	Polaski,	Weidner,
Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Light,	Pursley,	Whitenight,
Flint,	Limper,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Frank,	Lovett,	Renwick,	Wood,
Frascella,	Lutty,	Rigby,	Worley,
Frost,	Mahan,	Rosen,	Yetter,
Gaffney,	Markley,	Rovansek,	Yetzer,
Garlock,	Maxwell,	Royer,	Ziegler,
Gelfand,	McCann,	Rubin,	Andrews,
George,	McCormack,	Rudisill,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1890, entitled:

An Act reenacting and amending the "Trademarks Registration Act" approved September 26, 1951 (P. L. 1518) extending the act to service-marks used to identify certain services and distinguish them from others.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Amarando,	Goldstein,	McGee,	Sarraf,
Anderson, M. S.,	Gramlich,	McInroy,	Scarcelli,
Anderson, S. A.,	Guss,	McKeever,	Schuster,
Auker,	Guthrie,	McWherter,	Sherman,
Banker,	Hamilton, R. K.,	Meholchick,	Sigman,
Barnatovich,	Hass,	Metz,	Smith, C. C.,
Bell,	Haudenshield,	Mihm,	Smith, Wm. B.,
Blair,	Heavey,	Mikula,	Snider,
Boles,	Helm,	Miller,	Stank,
Bonner,	Henzel,	Mills,	Stebbins,
Boory,	Hewitt,	Monroe,	Steckel,
Bower,	Hocker,	Moody,	Stephens,
Branca,	Holt,	Moran,	Stevenson,
Breisch,	Horst,	Moscrip,	Stone,
Brennan, A. P.,	Houk,	Muldowney,	Stoner,
Breth,	Isaacs,	Mullen,	Strausser,
Brown,	Jenkins,	Munley,	Swartz,
Bucchin,	Johnson,	Murphy,	Taylor,
Bullen,	Jones, G. E.,	Murray, H. P.,	Thomas,
Capano,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cianfrani,	Jump,	Murray, P. G.,	Toll,
Cioffi,	Kamyk,	Musto,	Tompkins,
Comer,	Keller,	Needham,	Toomey,
Curwood,	Kent,	Ogilvie,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Donahue,	Knecht,	O'Neil,	Vaughan,
Dougherty,	Kolankiewicz,	Pacchioli,	Verona,
Down,	Kooker,	Parry,	Wall,
Ehrgood,	Kornick,	Pashley,	Wallace,
Eilberg,	Kratz,	Paulhamus,	Walsh,
Erb,	Leiby,	Petrosky,	Wargo,
Eshleman,	Leisey,	Polaski,	Weidner,
Ewing,	Leonard,	Polen,	Welsh,
Farabaugh,	Leven,	Pomeroy,	Wescott,
Filo,	Light,	Price,	Wheeler,
Fineman,	Limper,	Pursley,	Whitenight,

Flint,	Lippincott,	Readinger,	Willaredt,
Floyd,	Lopresti,	Reibman,	Williams,
Flynn,	Lovett,	Reidenbach,	Wilt,
Frank,	Lutty,	Renwick,	Wood,
Frascella,	Gaffney,	Rigby,	Worley,
Frost,	Mahan,	Rosen,	Yetter,
Garlock,	Markley,	Rovansek,	Yetzer,
Gelfand,	Maxwell,	Royer,	Ziegler,
George,	McCann,	Rubin,	Andrews,
Gibson,	McCormack,	Rudisill,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1945, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing requirements in promulgating rules and regulations by the Department of Health.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Amarando,	Gibson,	McGee,	Sarraf,
Anderson, M. S.,	Goldstein,	McInroy,	Scarcelli,
Anderson, S. A.,	Gramlich,	McKeever,	Schuster,
Auker,	Guss,	McWherter,	Sherman,
Banker,	Guthrie,	Meholchick,	Sigman,
Barnatovich,	Hamilton, R. K.,	Metz,	Smith, C. C.,
Bell,	Hass,	Mihm,	Smith, Wm. B.,
Blair,	Haudenshield,	Mikula,	Snider,
Boles,	Heavey,	Miller,	Stank,
Bonner,	Helm,	Mills,	Stebbins,
Boory,	Henzel,	Monroe,	Steckel,
Bower,	Hewitt,	Moody,	Stephens,
Branca,	Hocker,	Moran,	Stevenson,
Breisch,	Holt,	Moscrip,	Stone,
Brennan, A. P.,	Horst,	Muldowney,	Stoner,
Breth,	Houk,	Mullen,	Strausser,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Needham,	Toomey,
Curwood,	Keller,	Ogilvie,	Varallo,
Davis,	Kent,	Olsen,	Varner,
Donahue,	Kline,	O'Neil,	Vaughan,
Dougherty,	Knecht,	Pacchioli,	Verona,
Down,	Kolankiewicz,	Parry,	Wall,
Ehrgood,	Kooker,	Pashley,	Wallace,
Eilberg,	Kornick,	Paulhamus,	Walsh,
Erb,	Kratz,	Petrosky,	Wargo,
Eshleman,	Leiby,	Polaski,	Weidner,
Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Light,	Pursley,	Whitenight,
Flint,	Limper,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Frank,	Lovett,	Renwick,	Wood,
Frascella,	Lutty,	Rigby,	Worley,
Frost,	Mahan,	Rosen,	Yetter,
Gaffney,	Markley,	Rovansek,	Yetzer,
Garlock,	Maxwell,	Royer,	Ziegler,
Gelfand,	McCann,	Rubin,	Andrews,
George,	McCormack,	Rudisill,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1153, entitled:

An Act amending the "Local Tax Enabling Law" of June 25, 1947 (P. L. 1145) increasing the overall limit of tax revenues for school districts of the second third and fourth class and increasing the maximum tax on house trailers in school districts.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—85

Amarando,	Frank,	McCormack,	Rubin,
Anderson, M. S.,	Frascella,	McGee,	Sarraf,
Anderson, S. A.,	Gaffney,	McKeever,	Schuster,
Boles,	Garlock,	McWherter,	Sigman,
Bonner,	Gelfand,	Mihm,	Smith, Wm. B.,
Boory,	Guss,	Mills,	Snider,
Bower,	Hamilton, R. K.,	Moran,	Stank,
Branca,	Heavey,	Moscrip,	Steckel,
Brennan, A. P.,	Holt,	Muldowney,	Stone,
Breth,	Jenkins,	Mullen,	Swartz,
Capano,	Jones, G. E.,	Murray, J. J.,	Taylor,
Cianfrani,	Kamyk,	Olsen,	Thomas,
Cioffi,	Kolankiewicz,	O'Neil,	Toll,
Comer,	Kornick,	Pashley,	Varallo,
Dougherty,	Leonard,	Paulhamus,	Verona,
Eilberg,	Leven,	Petrosky,	Walsh,
Erb,	Limper,	Polaski,	Welsh,
Filo,	Lippincott,	Polen,	Wheeler,
Fineman,	Lutty,	Readinger,	Whitenight,
Flint,	Maxwell,	Reidenbach,	Williams,
Floyd,	McCann,	Renwick,	Andrews,
Flynn,			Speaker

NAYS—84

Auker,	Haudenshield,	McInroy,	Stebbins,
Banker,	Helm,	Meholchick,	Stephens,
Blair,	Henzel,	Metz,	Stevenson,
Breisch,	Hewitt,	Mikula,	Stoner,
Brown,	Hocker,	Miller,	Strausser,
Bucchin,	Horst,	Moody,	Thompson,
Bullen,	Houk,	Munley,	Tompkins,
Curwood,	Johnson,	Murray, H. P.,	Toomey,
Davis,	Jones, T. H. W.,	Musto,	Varner,
Donahue,	Jump,	Needham,	Vaughan,
Down,	Keller,	Ogilvie,	Wall,
Ehrgood,	Kline,	Pacchioli,	Wallace,
Ewing,	Knecht,	Parry,	Wargo,
Farabaugh,	Kooker,	Pomeroy,	Weidner,
Frost,	Kratz,	Price,	Wescott,
George,	Leiby,	Pursley,	Willaredt,
Gibson,	Leisey,	Reibman,	Wilt,
Goldstein,	Light,	Rigby,	Worley,
Gramlich,	Lovett,	Rovansek,	Yetter,
Guthrie,	Mahan,	Rudisill,	Yetzer,
Hass,	Markley,	Sherman,	Ziegler,

NOT VOTING—37

Adam,	Cooper,	Kromer,	Naugle,
Agnew,	Donaldson,	Lafore,	Pettigrew,
Ashton,	Eshleman,	Lawyer,	Rosen,
Barnatovich,	Foster,	Lopresti,	Royer,
Bazin,	Gibb,	Magee,	Scarcelli,
Bell,	Greenwood,	McLaughlin,	Smith, C. C.,
Brennan, J. J.,	Isaacs,	Monroe,	Stroup,
Brenninger,	Kehler,	Murphy,	Waterhouse,
Cochran,	Kent,	Murray, P. G.,	Wood,
			Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm, to preside temporarily.

Mr. HELM IN THE CHAIR.

BILL PASSED OVER

There being no objection

House Bill No. 1176, Printer's No. 1769

was passed over at the request of Mr. READINGER

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 2098, entitled:

An Act regulating and improving the personnel service of departments and agencies of the Commonwealth vesting in the State Personnel Board a Rules Committee and an Executive Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employes of the Commonwealth authorizing service of State departments or agencies and political subdivisions of the Commonwealth in matters relating to personnel service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, without recognizing the validity of the arguments against this bill and without agreeing with any of the criticisms to which it has been subjected, I am moving, or will move, that House Bill 2098 on page 4 of today's calendar and House Bill 2097 on page 5 of today's calendar be recommitted to the Committee on Rules.

There is a bill pending in the Senate relating to civil service. We have reason to believe, or at least we have reason to hope, that by means of a single paragraph the major purposes contemplated in this bill, House Bill 2098, can be served in part. I cannot guarantee, of course, at this time that the bill which is now pending in the Senate will come to us amended in such a manner, but I am sure there are those who serve in another place who realize the extremity to which those persons responsible for skilled personnel have been reduced.

If the amendment which we hope will be embodied in the bill pending in the Senate is embodied there, when the bill reaches the House it will be at least possible under civil service regulations to give tenure to such employes as engineers. That was the only purpose which would have been served had this bill been enacted and sent to the Governor's desk.

I Just want to make one reference to criticism of the bill before I make the motion. One Member of the House argued that the personnel bill made it possible to hire people from outside the state. That has been the practice and is the present law.

Another Member criticized that the bill was subject to abuse. Goodness knows, if I had the time and the House had the patience, I could point to many and many abuses which presently exist under our present civil service and which I hope will be cured.

BILL RECOMMITTED

Mr. ANDREWS. At any rate, because of the approaching sine die resolution, to save time and in the hope that we can accomplish by one paragraph the major portion of this bill, I move, Mr. Speaker, that House Bill 2098 on page 4 of today's calendar be recommitted to the Committee on Rules.

The motion was agreed to.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Andrews.

The House resumed the consideration on final passage of House Bill No. 2097, entitled:

An Act to further amend the "Administrative Code of 1929 * * *" by abolishing the State Civil Service Commission creating the State Personnel Board and establishing duties of that board.

On the question recurring,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. ANDREWS. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 420:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing

for refunds" providing additional enforcement procedures on traffic violations in first second and second class A cities.

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 4, by striking out after the word "First" the words "and Second Class" and inserting in lieu thereof the words "Second and Second Class A"; page 3, line 5, by striking out after the word "violators" the following: "cities of the first second and second class A shall have authority to provide by ordinance for the enforcement of the provisions of this act or any local traffic ordinance by the issuance of traffic violation citations the institution of summary proceedings and the issuance of warrants for arrest of alleged violators.

"Section 1202.2. Requirements of Local Ordinances. No ordinance for the enforcement of the provisions of this act or any local traffic ordinance shall be legal or enforceable unless the ordinance provides inter alia as follows

"(1) Traffic violation citations charging violations of any of the summary provisions of this act or violations of any local traffic ordinance within any city of the first second or second class A may be handed by a police officer of the city when in uniform on his own view of an offense being committed to the violator. The traffic violation citation shall be in form prescribed by the Board of Magistrates in first class cities and by the Mayor in second and second class A cities and after being sworn to shall have the same force and effect throughout the Commonwealth as a sworn information charging a violation of the summary provisions of this act or any local traffic ordinance. If a police officer observes an unattended vehicle parked or standing in violation of the provisions of this act or any local traffic ordinance the officer may affix to the vehicle a true copy of the traffic violation citation.

"(2) If".

Page 4, line 7, by inserting after the words "Class A" the word "who"; line 13, by striking out after the word "violation" the words "the police officer"; line 17, by striking out after the word "city" the following:

"(3) Any police officers of any city of the first second or second class A handing a traffic violation citation to an alleged violator as provided above shall write on the notice and all copies thereof the name address and operator's license plate number of the alleged offender if they are available the registration license number make and type of vehicle the date time and place of the violation and a brief description of the offense and such other information as may be required on the traffic violation citation.

"Section 1202.3. Hearings and Summonses.

"(a) Traffic violation citations handed by any police officer to any violator or affixed to any vehicle in accordance with the provisions of section 1202.2 above may have noted thereon by the police officer issuing the traffic violation citation a date and time certain for a hearing on the traffic violation to be held in the traffic court of the city.

"(b) If the offender is charged with a violation of section 1020 of this act or a violation of the provisions of any local traffic ordinance controlling and regulating the parking of vehicles upon the streets of a city the offender may upon signing a waiver of hearing and admission of guilt which shall be imprinted upon the traffic violation citation pay the fine for the violation to the traffic court of the city within three days after receipt of the citation.

"(c) For violations of all other sections of this act and for violations of the provisions of any local traffic ordinance not dealing with the control or regulation of the parking of motor vehicles the violator shall appear at a hearing in the traffic court of the city on the date and at the time noted on the traffic violation citation Provided That the hearing date shall be set not less than seven (7) days nor more than twenty-one (21) days after the commission of the alleged offense. If the violator fails to appear for the hearing on the date noted on the traffic violation citation a warrant shall be issued according to law for the person's arrest and a hearing shall be had and disposition of the case made in accordance with existing law."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1941.

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 2, line 6, by striking out after the word "by" the words: "reducing the amount of" and inserting in lieu thereof the words "imposing a";

Amend Section 2, page 6, line 17, by inserting after the word "in" the following: "propeller-driven"; line 18, by inserting after the word "engines" the following:

And one cent a gallon or fractional part thereof upon all liquid fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in jet or turbo-jet propelled aircraft and aircraft engines.

Amend Section 3, page 8, line 13, by inserting after the word "in" the words "propeller-driven"; line 14, by inserting after the word "engines" the following:

"And one cent a gallon on liquid fuels used or sold and delivered for use as a fuel in jet or turbo-jet propelled aircraft or aircraft engines."

Amend Section 5, page 10, line 1 by inserting after the word "in" the words "propeller-driven"; line 2, by inserting after the word "engines" the following:

"Or who shall use or buy any liquid fuel on which a tax imposed by this act in excess of one cent per gallon shall have been paid and shall use such liquid fuel in jet or turbo-jet propelled aircraft or aircraft engines."

Page 14, line 4, by inserting after the word "fifty-five" the following:

"The Pennsylvania Aeronautics Commission is authorized to make allocations of taxes collected under this act to airports in proportion to the average of their allocations received from the Pennsylvania Aeronautics Commission during the period for which they have received such allocations not to exceed five years or in the case of airports having no such allocation experience in equal proportion with other airports based upon comparative collections under this tax in no case shall the amount apportioned to the airport be less than the highest amount apportioned in any one of the previous five years.

"Section 6 The provisions of this act shall become effective the first day of June one thousand nine hundred fifty-six."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1942.

An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 P. L. 1965) entitled "An act imposing a permanent and temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records requiring registration of carriers for hire imposing duties on such persons requiring persons selling or delivering fuels to licensed dealer-users to furnish information imposing certain costs on counties conferring powers and imposing duties on State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensees and providing penalties" by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 3, page 8, line 10, by inserting after the word "in" the words "propeller-driven"; line 11, by inserting after the word "engines" the following: and one cent a gallon or fractional part thereof of fuel used in jet or turbo-jet propelled aircraft or aircraft engines.

Page 9, line 7, by inserting after the word "department" the following: The Pennsylvania Aeronautics Commission is authorized to make allocations of taxes collected under this act to airports in proportion to the average of their allocations received from the Pennsylvania Aeronautics Commission during the period for which they have received such allocations not to exceed five (5) years or in the case of airports having no such allocation experience in equal proportion with other airports based upon comparative collections under this tax.

Page 10, by inserting lines 1 to 3 inclusive as follows: Section 4 The provisions of this act shall become effective the first day of June one thousand nine hundred fifty-six.

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1113.

An Act amending the act of April 9, 1929 (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganiztion of certain administrative departments, boards, and commissions, defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," providing for the establishment by the Department of Property and Supplies of standards for the design, construction, repair, alteration, equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein; repealing inconsistent legislation; directing the Department of Property and Supplies to make a report to the next General Assembly; and making an appropriation.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 6, by striking out after "(a)" the following: "Formulate" and inserting in lieu thereof the following: "In consultation with the joint state government commission formulate"; line 16, by striking out after the word "building" the following:

"The" and inserting in lieu thereof the word "all"; line 18, by inserting after the word "buildings" the following: "and shall be subject to review by the joint state government commission"; page 4, line 5, by inserting after the word "standards" the following: "and report such needs and requirements to the joint state government commission."

Amend Section 3, line 14, by striking out after the word "of" the word "two" and inserting in lieu thereof the following "one"; line 14, by striking out after the word "Dollars" the following "($200,000)" and inserting in lieu thereof the following: "($100,000)."

On the question,

Will the House concur in the amendments made by the Senate?

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Senate together with the bill be laid on the table.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 275, entitled:

An Act amending the act of May seventeen one thousand nine hundred twenty-nine (P. L. 1798) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county school township and road purposes in the counties school districts and townships where such forests are located and making an appropriation" increasing the amounts of payments from the Commonwealth to counties and making an appropriation.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Amarando,	Gibson,	McGee,	Sarraf,
Anderson, M. S.,	Goldstein,	McInroy,	Scarcelli,
Anderson, S. A.,	Gramlich,	McKeever,	Schuster,
Auker,	Guss,	McWherter,	Sherman,
Banker,	Guthrie,	Meholchick,	Sigman,
Barnatovich,	Hamilton, R. K.,	Metz,	Smith, C. O.,
Bell,	Hass,	Mihm,	Smith, Wm. B.,
Blair,	Haudenshield,	Mikula,	Snider,
Boles,	Heavey,	Miller,	Stank,
Bonner,	Helm,	Mills,	Stebbins,
Boory,	Henzel,	Monroe,	Steckel,
Bower,	Hewitt,	Moody,	Stephens,
Branca,	Hocker,	Moran,	Stevenson,
Breisch,	Holt,	Moscrip,	Stone,
Brennan, A. P.,	Horst,	Muldowney,	Stoner,
Breth,	Houk,	Mullen,	Strausser,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Needham,	Toomey,
Curwood,	Keller,	Ogilvie,	Varallo,
Davis,	Kent,	Olsen,	Varner,
Donahue,	Kline,	O'Neil,	Vaughan,
Dougherty,	Knecht,	Pacchioli,	Verona,
Down,	Kolankiewicz,	Parry,	Wall,
Ehrgood,	Kooker,	Pashley,	Wallace,
Eilberg,	Kornick,	Paulhamus,	Walsh,
Erb,	Kratz,	Petrosky,	Wargo,
Eshleman,	Leiby,	Polaski,	Weidner,
Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Light,	Pursley,	Whitenight,
Flint,	Limper,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Frank,	Lovett,	Renwick,	Wood,
Frascella,	Lutty,	Rigby,	Worley,
Frost,	Mahan,	Rosen,	Yetter,
Gaffney,	Markley,	Rovansek,	Yetzer,
Garlock,	Maxwell,	Royer,	Ziegler,
Gelfand,	McCann,	Rubin,	Andrews,
George,	McCormack,	Rudisill,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Cochran,	Kebler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 347, entitled:

An Act amending the act of May 15, 1874 (P. L. 186 No. 120) entitled "An act declaring what offices are incompatible" making elective county and city offices and members of the Legislature incompatible.

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 10), page 2, line 2, by inserting after "legislature" nominated or elected after the effective date of this amending act.

Amend Bill, page 2, by inserting after line 4 the following: Section 2 This act shall take effect January 1, 1957.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL PASSED OVER

There being no objection

House Bill No. 437, Printer's No. 1732,

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1297, entitled:

An Act amending the "Second Class County Code" of July 28, 1953 (P. L. 723) authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—182

Amarando,	Gibson,	McGee,	Sarraf,
Anderson, M. S.,	Goldstein,	McInroy,	Scarcelli,
Anderson, S. A.,	Gramlich,	McKeever,	Schuster,
Auker,	Guss,	McWherter,	Sherman,
Banker,	Guthrie,	Meholchick,	Sigman,
Barnatovich,	Hamilton, R. K.,	Metz,	Smith, C. C.,
Bell,	Hass,	Mihm,	Smith, Wm. B.,
Blair,	Haudenshield,	Mikula,	Snider,
Boles,	Heavey,	Miller,	Stank,
Bonner,	Helm,	Mills,	Stebbins,
Boory,	Henzel,	Monroe,	Steckel,
Bower,	Hewitt,	Moody,	Stephens,
Branca,	Hocker,	Moran,	Stevenson,
Breisch,	Holt,	Moscrip,	Stone,
Brennan, A. P.,	Horst,	Muldowney,	Stoner,
Breth,	Houk,	Mullen,	Strausser,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Needham,	Toomey,
Curwood,	Keller,	Ogilvie,	Varallo,
Davis,	Kent,	Olsen,	Varner,
Donahue,	Kline,	O'Neil,	Vaughan,
Dougherty,	Knecht,	Pacchioli,	Verona,
Down,	Kolankiewicz,	Parry,	Wall,
Ehrgood,	Kooker,	Pashley,	Wallace,
Eilberg,	Kornick,	Paulhamus,	Walsh,
Erb,	Leiby,	Petrosky,	Wargo,
Eshleman,	Leisey,	Polaski,	Weidner,
Ewing,	Leonard,	Polen,	Welsh,
Farabaugh,	Leven,	Pomeroy,	Wescott,
Filo,	Light,	Price,	Wheeler,
Fineman,	Limper,	Pursley,	Whitenight,
Flint,	Lippincott,	Readinger,	Willaredt,
Floyd,	Lopresti,	Reibman,	Williams,
Flynn,	Lovett,	Reidenbach,	Wilt,
Frank,	Lutty,	Renwick,	Wood,
Frascella,	Mahan,	Rigby,	Worley,
Frost,	Markley,	Rosen,	Yetter,
Gaffney,	Maxwell,	Rovansek,	Yetzer,
Garlock,	McCann,	Royer,	Ziegler,
Gelfand,	McCormack,	Rubin,	Andrews,
George,		Rudisill,	Speaker

NAYS—1

Kratz,

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Amarando,	Gibson,	McGee,	Sarraf,
Anderson, M. S.,	Goldstein,	McInroy,	Scarcelli,
Anderson, S. A.,	Gramlich,	McKeever,	Schuster,
Auker,	Guss,	McWherter,	Sherman,
Banker,	Guthrie,	Meholchick,	Sigman,
Barnatovich,	Hamilton, R. K.,	Metz,	Smith, C. C.,
Bell,	Hass,	Mihm,	Smith, Wm. B.,
Blair,	Haudenshield,	Mikula,	Snider,
Boles,	Heavey,	Miller,	Stank,
Bonner,	Helm,	Mills,	Stebbins,
Boory,	Henzel,	Monroe,	Steckel,
Bower,	Hewitt,	Moody,	Stephens,
Branca,	Hocker,	Moran,	Stevenson,
Breisch,	Holt,	Moscrip,	Stone,
Brennan, A. P.,	Horst,	Muldowney,	Stoner,
Breth,	Houk,	Mullen,	Strausser,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, P. G.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Needham,	Toomey,
Curwood,	Keller,	Ogilvie,	Varallo,
Davis,	Kent,	Olsen,	Varner,
Donahue,	Kline,	O'Neil,	Vaughan,
Dougherty,	Knecht,	Pacchioli,	Verona,
Down,	Kolankiewicz,	Parry,	Wall,
Ehrgood,	Kooker,	Paulhamus,	Wallace,
Eilberg,	Kornick,	Pashley,	Walsh,
Erb,	Kratz,	Petrosky,	Wargo,
Eshleman,	Leiby,	Polaski,	Weidner,
Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Light,	Pursley,	Whitenight,
Flint,	Limper,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Frank,	Lovett,	Renwick,	Wood,
Frascella,	Lutty,	Rigby,	Worley,
Frost,	Mahan,	Rosen,	Yetter,
Gaffney,	Markley,	Rovansek,	Yetzer,
Garlock,	Maxwell,	Royer,	Ziegler,
Gelfand,	McCann,	Rubin,	Andrews,
George,	McCormack,	Rudisill,	Speaker

NAYS—0

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1956, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres more or less of land situate in Hanover Township Beaver County Pennsylvania with the approval of the Governor.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TOMPKINS. Mr. Speaker, I should like to interrogate the sponsor of this bill.

The SPEAKER pro tempore. Is the gentleman from Westmoreland, Mr. Petrosky, in the Hall of the House?

Mr. TOMPKINS. All I am interested in, Mr. Speaker, is if somebody can tell me what land this is, whether it is land belonging to the Highway Department, or to whom it belongs, and what it is now being used for.

The SPEAKER pro tempore. Is there any other Member who will answer the interrogation?

Mr. TOMPKINS. Is there somebody from Beaver County who might be able to answer that question?

The SPEAKER pro tempore. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. Mr. Speaker, I will yield to the gentleman from Beaver, Mr. Smith. I believe he will have a lot more information than I have.

The SPEAKER pro tempore. The gentleman from Berks, Mr. Readinger, yields to the gentleman from Beaver, Mr. Smith.

Will the gentleman from Beaver, Mr. Smith, permit himself to be interrogated?

Mr. WILLIAM B. SMITH. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, just what does this 57.8 acres of land consist of? What is it now being used for?

Mr. WILLIAM B. SMITH. It is adjacent to a park that is known as Raccoon Park in Beaver County. As I understand it, 5 acres of that 57 acres of picnic ground has a couple of buildings on it and the state did not want that part of it, they wanted the remaining part of the acreage. For the remaining part of the acreage they were to receive aproximately $5,000. They wanted $17,000 for the whole piece of ground and, of course, they did not need the whole thing, they did not need the part with the house on it. So they are buying the remaining part of it for $5,000. It is to be made part of the park.

Mr. TOMPKINS. I thank the gentleman, Mr. Speaker. I have no objection to the bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—183

Anderson, M. S.,	Goldstein,	McGee,	Sarraf,
Anderson, S. A.,	Gramlich,	McInroy,	Scarcelli,
Amarando,	Guss,	McKeever,	Schuster,
Auker,	Guthrie,	McWherter,	Sherman,
Banker,	Hamilton, R. K.,	Meholchick,	Sigman,
Barnatovich,	Hass,	Metz,	Smith, C. C.,
Bell,	Haudenshield,	Mihm,	Smith, Wm. B.,
Blair,	Heavey,	Mikula,	Snider,
Boies,	Helm,	Miller,	Stank,
Bonner,	Henzel,	Mills,	Stebbins,
Boory,	Hewitt,	Monroe,	Steckel,
Bower,	Hocker,	Moody,	Stephens,
Branca,	Holt,	Moran,	Stevenson,
Breisch,	Horst,	Moscrip,	Stoner,
Brennan, A. P.,	Houk,	Muldowney,	Strausser,
Breth,	Isaacs,	Mullen,	Stone,
Brown,	Jenkins,	Munley,	Swartz,
Bucchin,	Johnson,	Murphy,	Taylor,
Bullen,	Jones, G. E.,	Murray, H. P.,	Thomas,
Capano,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cianfrani,	Jump,	Murray, P. G.,	Toll,
Cioffi,	Kamyk,	Musto,	Tompkins,
Comer,	Keller,	Needham,	Toomey,
Curwood,	Kent,	Ogilvie,	Varallo,
Davis,	Kline,	Olsen,	Varner,
Donahue,	Knecht,	O'Neil,	Vaughan,
Down,	Kolankiewicz,	Pacchioli,	Verona,
Dougherty,	Kornick,	Parry,	Wall,
Ehrgood,	Kooker,	Pashley,	Wallace,
Eilberg,	Kratz,	Paulhamus,	Walsh,
Erb,	Leiby,	Petrosky,	Wargo,
Eshleman,	Leisey,	Polaski,	Weidner,
Ewing,	Leonard,	Polen,	Welsh,
Farabaugh,	Leven,	Pomeroy,	Wheeler,
Filo,	Light,	Price,	Whitenight,
Fineman,	Limper,	Pursley,	Wescott,
Flint,	Lippincott,	Readinger,	Willaredt,
Floyd,	Lopresti,	Reibman,	Williams,
Flynn,	Lovett,	Reidenbach,	Wilt,
Frank,	Lutty,	Renwick,	Wood,
Fraseella,	Mahan,	Rigby,	Worley,
Frost,	Markley,	Rosen,	Yetter,
Gaffney,	Maxwell,	Rovansek,	Yetzer,
Garlock,	McCann,	Royer,	Ziegler,
Gelfand,	McCormack,	Rubin,	Andrews,
George,		Rudisill,	Speaker
Gibson,			

NAYS—0

NOT VOTING—23

Adam,	Cochran,	Kehler,	Naugle,
Agnew,	Cooper,	Kromer,	Pettigrew,
Ashton,	Donaldson,	Lafore,	Stroup,
Bazin,	Foster,	Lawyer,	Waterhouse,
Brennan, J. J.,	Gibb,	Magee,	Young,
Brenninger,	Greenwood,	McLaughlin,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2079, entitled:

An Act to amend the "Fiduciaries Act of 1949" * * * by further limiting the powers of registers of wills to issue letters testamentary or of adminstration in certain cases and providing for further duties of personal representatives

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LIPPINCOTT. Mr. Speaker, I ask the Members to oppose this bill.

This bill amends the Fiduciaries Act of 1949 by changing the law concerning the issuance of letters of administration in certain cases. Under the present law if no spouse or other relative is found to take out letters of administration, the local register of wills can issue the letters to a creditor or to other fit persons.

This bill would change the law by requiring that any such person desiring to take out letters of administration must first notify the Department of Revenue in Harrisburg at least ten days before the letters are issued. The result will be, of course, that the Commonwealth will

then come in and have the letters issued to it or to its representative.

As far as I can see, the bill is primarily a patronage bill. It will, of course, eliminate the chief fees that are now being paid to persons, and also it will see that they are properly channeled.

I say it will completely remove the power of the local register of wills and in many respects it will seriously hamper the administration of estates where, for example, in the case of a going business there might be need for haste in getting letters of administration.

Furthermore, and in conclusion, all of these decedents' estate bills, at least for the last few sessions, have been considered first by the Joint State Government Commission and its very capable committee on decedents' estates composed of eminent lawyers and judges throughout the state. I have been advised by the eminent counsel for that commission that this subject has never been considered by the Joint State Government Commission.

I therefore ask all Members to vote against this bill and suggest that perhaps it should be considered by the Commission at a future time.

Mr. LOPRESTI. Mr. Speaker, this bill was introduced at the request of the Department of Revenue for the reason that many times letters are granted to creditors and to other persons under the Act and there is property which would be properly escheatable to the state. Many times the department is not notified of that fact until after the money has been collected and an attempt made to administer the estate. All this bill will do will be to give the Commonwealth proper notice that there is likely to be some escheatable property as a result of the death of one of its citizens.

There are two amendments in this bill. The first provides that the register of wills give ten days notice to the Secretary of Revenue before issuing letters.

The second part provides that notice to the Secretary of Revenue shall be given by the personal representative to whom letters have been issued if he has reason to believe there is property which would descend to the Commonwealth.

I believe this is a good bill. It does no one any harm. It does not affect the heirs of any particular decedent because this applies only to those cases where there are no heirs to receive letters of administration. It applies only where creditors or other persons come in and ask for letters because there is no other person qualified under the Act to receive them.

We feel under the circumstances the Commonwealth is the most interested party. The Commonwealth, therefore, should have notice of these cases and it will make for better collection on the part of the Commonwealth of escheatable property.

I think this is a good bill. It can do absolutely no harm to any person, but it will protect the interests of the Commonwealth.

Mr. LIPPINCOTT. Mr. Speaker, I desire to interrogate the gentleman from Cambria, Mr. Lopresti.

The SPEAKER pro tempore. Will the gentleman from Cambria, Mr. Lopresti, permit himself to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, when letters of administration are granted to a creditor or another person, isn't such person required to put up a bond in double the amount of the estate to see that the estate is properly administered?

Mr. LOPRESTI. Mr. Speaker, that is correct. However, I want to explain that by saying that the amount of the bond is generally fixed by an estimate given by the person seeking the letters of administration and oftentimes the amount, or the extent of the property, is not revealed until long after letters of administration have been granted.

Mr. LIPPINCOTT. Mr. Speaker, as a matter of fact, is it not true that the bond must be increased when the inventory is filed if the inventory shows assets above the amount set forth initially?

Mr LOPRESTI. That is correct. However, I might say in explanation again, unless the Commonwealth or some other interested person has access to the same information that the administrator has, there is no way of determining just what he did get. This will preclude the administrator from getting certain assets which the rest of the world would know nothing about.

Mr. LIPPINCOTT. Mr. Speaker, in whose favor is the bond that is given made payable ?

Mr. LOPRESTI. I presume ordinarily it would be made payable to the Commonwealth.

Mr. LIPPINCOTT. Is it not true, also, that the Commonwealth appears at the audit of various estates and as a matter of practical effect has a representative at the audit in every county?

Mr. LOPRESTI. That may be, but the point which I have tried to make, Mr. Speaker, is that when an administrator is appointed he has immediate access to the assets of the particular decedent, and from the time he is appointed until the audit is made there is no way of tracing those assets. If the Commonwealth is notified in advance, they have an opportunity of going in initially and finding out what the assets are and thereby stopping perhaps the waste of those funds.

Mr. LIPPINCOTT. Mr. Speaker, I am glad to say that the gentleman frankly answered the statements put to him and stated very clearly that the intention of this bill is to permit the Commonwealth to get in first. As I said before, it seems to me it is clearly a patronage bill, no matter how you look at it. There is a bond usually in double the amount to insure that the Commonwealth gets its taxes.

I say this subject is so far reaching that it should be studied by the Joint State Government Commission.

I, therefore ask the Members to vote against it.

Mr. LOPRESTI. Mr. Speaker, I want to state that under the circumstances where there are no heirs and where the property is likely to descend to the Commonwealth, the Commonwealth then is the primary person interested and should get there first.

I think that is the very purpose of this bill, to stop the individual who goes in and takes out letters and then dissipates money which ordinarily should come to the Commonwealth.

Since the Commonwealth is the primary party, since the Commonwealth is the person to whom the property would ordinarily descend, they certainly should have notice that letters are being granted.

Mr. McCORMACK. Mr. Speaker, I would like to interrogate the gentleman from Delaware, Mr. Lippincott.

The SPEAKER pro tempore. Will the gentleman from

Delaware, Mr. Lippincott, permit himself to be interrogated?

Mr. LIPPINCOTT. I shall, Mr. Speaker.

Mr. McCORMACK. Mr. Speaker, always being interested in the patronage angle, Mr. Speaker, I would like to ask the gentleman where in these amendments does he read into the bill any patronage?

Mr. LIPPINCOTT. As the gentleman will clearly see, if he reads the bill, under the present law a person who is a fit person can apply to the Register of Wills and be granted letters in certain cases.

This amendment will provide that no letters can be granted until the Commonwealth gets ten days notice. So clearly within that ten day period the Commonwealth will notify the local person to whom the letters are directed or should be directed, that person will apply to the register and the register has no discretion in such case to refuse to grant letters.

Mr. McCORMACK. Mr. Speaker, the gentleman said that the Commonwealth will notify the person who should or would be entitled to letters?

Mr. LIPPINCOTT. I assume that is the way the patronage works. That is the way it has been working in our county in other instances. I suppose that the same logical plan would be followed if this bill were adopted.

Mr. McCORMACK. Mr. Speaker, is the gentleman not reading something into these amendments that isn't actually there?

Mr. LIPPINCOTT. Well, that is true. It does not say that only Democrats shall get these letters. You do have to use your imagination a little bit.

Mr. McCORMACK. I thank the gentleman Mr. Speaker.

The language as I read it in this amendment, is that those particular persons will still be entitled to apply and be granted letters of administration and the only qualification is that they have to give ten day's notice first to the Department of Revenue. I think the gentleman from Delaware is reading something into the amendments that is simply not there. I think it has a salutary effect and I think we should vote in favor of it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—108

Amarando,	Frascella,	McLaughlin,	Scarcelli,
Anderson, M. S.,	Gaffney,	Meholchick,	Schuster,
Anderson, S. A.,	Garlock,	Mihm,	Sherman,
Auker,	Gelfand,	Mills,	Sigman,
Banker,	Guss,	Monroe,	Smith, Wm. B.,
Boles,	Hamilton, R. K.,	Moran,	Snider,
Bonner,	Hass,	Moscrip,	Stank,
Boory,	Heavey,	Muldowney,	Stebbins,
Branca,	Holt,	Munley,	Stephens,
Breisch,	Jenkins,	Murray, J. J.,	Stone,
Brennan, A. P.,	Jones, G. E.,	Musto,	Swartz,
Breth,	Kamyk,	Needham,	Taylor,
Bucchin,	Knecht,	Olsen,	Thomas,
Capano,	Kolankiewicz,	O'Neil,	Toll,
Cianfrani,	Kornick,	Pacchioli,	Varallo,
Cioffi,	Leiby,	Pashley,	Vaughan,
Comer,	Leonard,	Paulhamus,	Verona,
Curwood,	Leven,	Petrosky,	Wallace,
Dougherty,	Limper,	Polaski,	Walsh,
Eilberg,	Lopresti,	Polen,	Wargo,
Farabaugh,	Lovett,	Readinger,	Welsh,
Filo,	Lutty,	Reibman,	Wheeler,
Fineman,	Maxwell,	Reidenbach,	Whitenight,
Flint,	McCann,	Renwick,	Williams,
Floyd,	McCormack,	Rovansek,	Yetter,
Flynn,	McGee,	Rubin,	Yetzer,
Frank,	McKeever,	Sarraf,	Andrews, Speaker

NAYS—62

Bower,	Helm,	Lippincott,	Royer,
Brown,	Henzel,	Mahan,	Rudisill,
Davis,	Hewitt,	Markley,	Smith, C. C.,
Donahue,	Hocker,	McInroy,	Steckel,
Down,	Horst,	McWherter,	Stevenson,
Ehrgood,	Houk,	Metz,	Strausser,
Erb,	Johnson,	Miller,	Thompson,
Eshleman,	Jones, T. H. W.,	Moody,	Tompkins,
Ewing,	Jump,	Mullen,	Toomey,
Frost,	Keller,	Murray, H. P.,	Varner,
George,	Kent,	Murray, P. G.,	Wall,
Gibson,	Kooker,	Parry,	Weidner,
Goldstein,	Kratz,	Pomeroy,	Willaredt,
Gramlich,	Leisey,	Price,	Wilt,
Guthrie,	Light,	Pursley,	Wood,
Haudenshield,			Worley,

NOT VOTING—36

Adam,	Bullen,	Kline,	Pettigrew,
Agnew,	Cochran,	Kromer,	Rigby,
Ashton,	Cooper,	Lafore,	Rosen,
Barnatovich,	Donaldson,	Lawyer,	Stoner,
Bazin,	Foster,	Magee,	Stroup,
Bell,	Gibb,	Mikula,	Waterhouse,
Blair,	Greenwood,	Murphy,	Wescott,
Brennan, J. J.,	Isaacs,	Naugle,	Young,
Brenninger,	Kehler,	Ogilvie,	Ziegler,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2109, entitled:

An act amending the "Housing Authorities Law" of May 28, 1937 (P. L. 955) limiting the right of eminent domain of Authorities.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

On the question,

Will the House agree to the motion?

Mr. DOUGHERTY. Mr. Speaker, I oppose this motion to recommit due to the haphazard method used by the Philadelphia Housing Authority in the selection of their housing sites.

For instance, if one should ask to build a garage in any particular neighborhood, he would have to appeal for a change in zoning and proper notices would be posted on numerous days notifying the citizens just what change there would be in the neighborhood.

City council was not even notified as to the 21 sites which had been proposed in the city of Philadelphia.

In my own district in a radius of a half mile eight different units have been proposed and no one, not a neighbor or city council, knew any thing about them.

I ask the Members to vote down this motion.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land in Middleton Township Delaware County

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Amarando,	Gibson,	McGee,	Rudisill,
Anderson, M. S.,	Goldstein,	McWherter,	Scarcelli,
Anderson, S. A.,	Gramlich,	McInroy,	Sarraf,
Auker,	Guthrie,	McKeever,	Schuster,
Banker,	Guss,	McLaughlin,	Sherman,
Barnatovich,	Hamilton, R. K.,	Meholchick,	Sigman,
Bell,	Hass,	Metz,	Smith, C. C.,
Blair,	Haudenshield,	Mihm,	Smith, Wm. B.,
Boies,	Heavey,	Mikula,	Snider,
Bonner,	Helm,	Miller,	Stank,
Boory,	Henzel,	Mills,	Stebbins,
Bower,	Hewitt,	Monroe,	Stephens,
Branca,	Hocker,	Moody,	Steckel,
Breisch,	Holt,	Moran,	Stevenson,
Brennan, A. P.,	Horst,	Moscrip,	Stone,
Breth,	Houk,	Muldowney,	Stoner,
Brown,	Isaacs,	Mullen,	Strausser,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cioffi,	Jump,	Murray, P. G.,	Thompson,
Comer,	Kamyk,	Musto,	Tompkins,
Curwood,	Keller,	Needham,	Toomey,
Davis,	Kent,	Ogilvie,	Varallo,
Donahue,	Kline,	Olsen,	Varner,
Dougherty,	Kolankiewicz,	O'Neil,	Vaughan,
Down,	Knecht,	Pacchioli,	Verona,
Ehrgood,	Kooker,	Parry,	Wall,
Eilberg,	Kornick,	Pashley,	Wallace,
Erb,	Kratz,	Paulhamus,	Walsh,
Eshleman,	Leiby,	Petrosky,	Wargo,
Ewing,	Leisey,	Polaski,	Weidner,
Farabaugh,	Leonard,	Polen,	Welsh,
Filo,	Leven,	Pomeroy,	Wescott,
Fineman,	Light,	Price,	Wheeler,
Flint,	Limper,	Pursley,	Whitenight,
Floyd,	Lippincott,	Readinger,	Willaredt,
Flynn,	Lopresti,	Reibman,	Williams,
Frank,	Lovett,	Reidenbach,	Wilt,
Frascella,	Lutty,	Renwick,	Wood,
Frost,	Mahan,	Rigby,	Worley,
Gaffney,	Markley,	Rosen,	Yetter,
Garlock,	Maxwell,	Rovansek,	Yetzer,
Gelfand,	McCann,	Royer,	Ziegler,
George,	McCormack,	Rubin,	Andrews, Speaker

NAYS—0

NOT VOTING—22

Adam,	Cochran,	Greenwood,	Magee,
Agnew,	Cooper,	Kehler,	Naugle,
Ashton,	Donaldson,	Kromer,	Pettigrew,
Bazin,	Foster,	Lafore,	Stroup,
Brennan, J. J.,	Gibb,	Lawyer,	Waterhouse,
Brenninger,			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER pro tempore. The Chair requests the Speaker to return to the rostrum.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Armstrong for presiding.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2112, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives to investigate the policies methods and practice of the State Board of Medical Education and Licensure with respect to acceptance for internship and licensure of graduates of foreign medical schools.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—184

Amarando,	Gibson,	McGee,	Rudisill,
Anderson, M. S.,	Goldstein,	McInroy,	Sarraf,
Anderson, S. A.,	Gramlich,	McKeever,	Scarcelli,
Auker,	Guss,	McLaughlin,	Schuster,
Banker,	Guthrie,	McWherter,	Sherman,
Barnatovich,	Hamilton, R. K.,	Meholchick,	Sigman,
Bell,	Hass,	Metz,	Smith, C. C.,
Blair,	Haudenshield,	Mihm,	Smith, Wm. B.,
Boies,	Heavey,	Mikula,	Snider,
Bonner,	Helm,	Miller,	Stank,
Boory,	Henzel,	Mills,	Stebbins,
Bower,	Hewitt,	Monroe,	Steckel,
Branca,	Hocker,	Moody,	Stephens,
Brennan, A. P.,	Holt,	Moran,	Stevenson,
Breisch,	Horst,	Moscrip,	Stone,
Breth,	Houk,	Muldowney,	Stoner,
Brown,	Isaacs,	Mullen,	Strausser,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Tompkins,
Curwood,	Keller,	Needham,	Toomey,
Davis,	Kent,	Ogilvie,	Varallo,
Donahue,	Kline,	Olsen,	Varner,
Dougherty,	Knecht,	O'Neil,	Vaughan,
Down,	Kolankiewicz,	Pacchioli,	Verona,
Ehrgood,	Kooker,	Parry,	Wall,
Eilberg,	Kornick,	Pashley,	Wallace,
Erb,	Kratz,	Paulhamus,	Walsh,
Eshleman,	Leiby,	Petrosky,	Wargo,
Ewing,	Leisey,	Polaski,	Weidner,
Farabaugh,	Leonard,	Polen,	Welsh,
Filo,	Leven,	Pomeroy,	Wescott,
Fineman,	Light,	Price,	Wheeler,
Flint,	Limper,	Pursley,	Whitenight,
Floyd,	Lippincott,	Readinger,	Willaredt,
Flynn,	Lopresti,	Reibman,	Williams,
Frank,	Lovett,	Reidenbach,	Wilt,
Frascella,	Lutty,	Renwick,	Wood,
Frost,	Mahan,	Rigby,	Worley,
Gaffney,	Markley,	Rosen,	Yetter,
Garlock,	Maxwell,	Rovansek,	Yetzer,
George,	McCann,	Royer,	Ziegler,
Gelfand,	McCormack,	Rubin,	Andrews, Speaker

NAYS—0

NOT VOTING—22

Adam,	Cochran,	Greenwood,	Magee,
Agnew,	Cooper,	Kehler,	Naugle,
Ashton,	Donaldson,	Kromer,	Pettigrew,
Bazin,	Foster,	Lafore,	Stroup,
Brennan, J. J.,	Gibb,	Lawyer,	Waterhouse,
Brenninger,			Young,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2113, entitled:

An Act amending "The Pennsylvania Occupational Disease Act" approved June 21, 1939 (P. L. 566) changing liability provisions with respect to certain diseases.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. I would like to read to the membership of the House a memo which I received from the Secretary of Labor and Industry today relative to this bill.

> House Bill 2113 is introduced as an administrative measure because of the fact that under the Occupational Disease Act the only diseases for which partial disability is not compensable are silicosis, anthraco-silicosis and asbestosis. The only diseases for which there is a limitation in amount of $10,000 are these three same diseases.
>
> In the soft coal industry there is claimed to be an occupational disease known as coal miner's pneumoconiosis, the result of rock and coal dust, but which contains no silica. If a substantial number of claims are filed for this coal miner's pneumoconiosis and if awards for partial disability are obtained, this could easily bankrupt the Occupational Disease Fund, if they are required to pay either all of it under Section 301 (g) or forty per cent under Section 308 (a). The only justification for the Commonwealth's contribution under these two sections is that the anthracite industry is very sick financially and if the Commonwealth does not assume this burden, it might well result in distress areas in the anthracite region. This reason does not apply to bituminous mines, most of whose production is from captive mines owned by large corporations. The bituminous miners recently won a $2.00 a day wage increase. There is no reason, therefore, for the Commonwealth to subsidize any other industry than anthracite coal.
>
> These two amendments were introduced in order to limit the Commonwealth's subsidy to the particular diseases for which it was intended. It is recommended that this bill receive administration support.

I am asking that it receive support from the membership of this House today.

Mr. JOHNSON. Mr. Speaker, I would like to interrogate the Majority Floor Leader.

The SPEAKER. Will the Majority Floor Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. JOHNSON. Mr. Speaker, does the state government at the present time have an appropriation to cover and help pay for workmen's compensation under the Occupational Disease Act?

Mr. READINGER. I understand that the state does have such a fund.

Mr. JOHNSON. How much is the biennial appropriation of the Commonwealth for this fund?

Mr. READINGER. I have no knowledge of that fact at the moment.

Mr. JOHNSON. Is it $7 million?

Mr. READINGER. It is $7 million, I am informed.

Mr. JOHNSON. That is to cover silicosis and what other diseases?

Mr. READINGER. I suppose asbestosis and anthroco-silicosis.

Mr. JOHNSON. Does this bill plan to take out of this $7 million fund the liability that the Commonwealth would have under any of these new occupational diseases?

Mr. READINGER. I presume it does plan to take out some of the liability which would be imposed if this bill were not passed. In other words, the law now says,

> When compensation is awarded because of disability or death caused by silicosis, anthroco-silicosis or asbestosis, or any other occupational disease which developed to the point of disablement only after an exposure of five or more years.

Those last few words are being taken out by this bill, the words "or any other occupational disease which developed to the point of disablement only after an exposure of five or more years."

In other words, the Act of 1955 added some new occupational diseases. This seeks to limit liability in these coal dust cases to those in which there has been an exposure of five or more years if the burden is to be thrown on this fund.

Mr. JOHNSON. I would like to ask the gentleman a few more questions about it before you attempt to roll the bill. Maybe I will ask you to pass it over for say fifteen or twenty minutes until I get the real information.

Mr. Speaker. I would like to further interrogate the genleman.

Mr. READINGER. Mr. Speaker, I will agree to five minutes delay while the gentleman studies this memo which I have read.

Mr. JOHNSON. I would like to see the memo. Does the gentleman know, Mr. Speaker, how much it will cost industry by reason of this type of coverage?

Mr. READINGER. I do not think anybody can possibly know until they know how many cases are affected by the diseases we are talking about.

There would be no way to determine it, but the Department of Labor and Industry is concerned about having this burden thrown on it which it did not expect to have. It cannot know, even private industry cannot know, what amount of dollars would have to be paid to the people who became disabled through an occupational disease.

Mr. JOHNSON. Mr. Speaker, I would like to yield to the gentleman from Philadelphia, Mr. Smith, who has a question to ask.

Mr. CHARLES C. SMITH. Mr. Speaker, the information we get on the bill just does not seem to "gee up" with what we have been told. We do not want to vote against or for a bill, until we come to some understanding.

By looking at the bill, not being a lawyer, it seem to put the basis of the responsibility of exposure at one day. You are taking a period of time out and not putting in any amount of exposure time in any of these silicosis cases, am I right on that? You take out the clause which says "or any other occupational disease which developed to the point of disablement only after an exposure of five

or more years." Therefore you have no time period in this bill.

Mr. READINGER. I request we defer consideration of this bill for five minutes, Mr. Speaker, while we both study it.

Mr. CHARLES C. SMITH. Mr. Speaker, why not make it fifteen minutes and let us have an opportunity to examine it. Maybe we could work out something.

Mr. READINGER. Mr. Speaker, I want to object to 15 minutes, I think five is ample. It is getting quite late. I suggest that we move on to another bill.

The SPEAKER. If there are no objections, action upon this bill will be deferred for fifteen minutes until the purpose of the bill can be more accurately ascertained.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. READINGER. Mr. Speaker, I move that this bill be placed on the final passage postponed calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2115, entitled:

An Act relating to branches of banking institutions; directing the Joint State Government Commission to study and investigate the establishment, maintenance and operation of such branches and to report to the next regular session of the General Assembly its findings and recommendations, with drafts of legislation necessary to carry such recommendations into effect, and prohibiting the establishment of branches by banking institutions in certain cases for a limited period of time.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. A. PATRICK BRENNAN. Mr. Speaker, this bill is a compromise bill that has been worked out at a recent convention of the Pennsylvania Bankers Association, along with the State Secretary of Banking, Secretary Myers.

The bill merely sets up a period of time, until December 31, 1957, at which time there will be a moratorium as far as establishing branch banks across county lines is concerned. In addition to that it provides that the Joint State Government Commission will study the problem of state banking further, branch banking.

In the meantime, the applications that have been filed with the Banking Department, the only ones that will be given cinsideration under this bill will be those that have been filed and have already been heard by the Banking Department. Secretary of Banking Myers is in favor of the bill and as I said at the recent convention of the Pennsylvania Bankers Association, they also agreed to this compromise bill and voted in favor of the bill.

I am asking the Members on both sides of the House to do a service to the industry and support this type of legislation.

Mr. OLSEN. Mr. Speaker, I rise to oppose this bill. It hinders progress and I hape the Members on both sides will vote it down.

Mr. READINGER. Mr. Speaker, I have before me a memorandum, dated May 10th, which I received from the Secretary of Banking. It is addressed to the Legislative Secretary, Henry Leader, and by him turned over to me, in relation to House Bill 2115.

I am not going to read at as it is rather lengthy, but the Secretary of Banking speaks about the large number of applications which have been made, or are intended to be made, for branch banking across county lines.

He points out that the bill which is now before us will not affect pending cases. He speaks about some in the Philadelphia, Bucks County and other areas in the state. Also, one in Monroe County.

He states in conclusion that the Department of Banking considers the passage of this bill, and the resulting study which should be made by the Joint State Government Commission, of branch banking of great importance to the Commonwealth and the Banking Department gives its unqualified support to the bill.

I understand that the vote at Atlantic City at the Convention of the Bankers on May 3rd was not unanimous, but that the vast majority of those participating were in favor of it. That was true of large city banking people and small city banking people.

There is no question that there are some bankers in the state of Pennsylvania who are not in accord with this moratorium.

In view of the decision of the Banking Department which should know what the situation it, and also the bankers of Pennsylvania who after meeting in convention decided this would be a good thing, I do think that we should be guided by their thoughts in the matter and at this time pass this bill.

Mr. WALSH. Mr. Speaker, I thoroughly agree with the Banking Department that there should be a study made by the Joint State Government Commission, but I do not feel these banks that want to expand should be penalized while this study is being made.

I ask that this bill be voted down and I ask for a slow roll call.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—125

Amarando,	Hass,	McGee,	Schuster,
Anderson, S. A.,	Haudenshield,	McKeever,	Sherman,
Auker,	Heavey,	McWherter,	Sigman,
Banker,	Helm,	Meholchick,	Smith, C. C.,
Bonner,	Henzel,	Metz,	Smith, Wm. B.,
Boory,	Hewitt,	Mihm,	Stank,
Bower,	Hocker,	Mikula,	Stebbins,
Branca,	Holt,	Miller,	Steckel,
Breisch,	Horst,	Moody,	Stephens,
Brennan, A. P.,	Houk,	Moscrip,	Stone,
Breth,	Johnson,	Mullen,	Strausser,
Brown,	Jones, G. E.,	Murray, H. P.,	Swartz,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Taylor,
Curwood,	Jump,	Musto,	Thompson,
Donahue,	Keller,	O'Neil,	Toll,
Dougherty,	Kent,	Pacchioli,	Tompkins,
Ehrgood,	Kline,	Parry,	Toomey,
Ellberg,	Knecht,	Pashley,	Varallo,
Erb,	Kolankiewicz,	Polaski,	Varner,
Eshleman,	Kooker,	Pomeroy,	Verona,
Ewing,	Kratz,	Price,	Wall,
Farabaugh,	Leisey,	Pursley,	Wallace,
Filo,	Leven,	Readinger,	Weidner,
Fineman,	Light,	Reibman,	Welsh,
Flint,	Limper,	Reidenbach,	Willaredt,
Floyd,	Lippincott,	Renwick,	Wilt,
Frank,	Lopresti,	Rovansek,	Wood,
Gaffney,	Mahan,	Royer,	Worley,
Gelfand,	Markley,	Rubin,	Yetter,

George,	McCann,	Rudisill,	Yetzer,
Guthrie,	McCormack,	Sarraf,	Andrews,
Hamilton, R. K.,			Speaker

NAYS—43

Anderson, M. S.,	Gibson,	Maxwell,	Polen,
Boies,	Goldstein,	McInroy,	Snider,
Bucchin,	Gramlich,	McLaughlin,	Stevenson,
Capano,	Guss,	Mills,	Thomas,
Cioffi,	Jenkins,	Moran,	Vaughan,
Comer,	Kamyk,	Munley,	Walsh,
Davis,	Kornick,	Murray, J. J.,	Wargo,
Flynn,	Leiby,	Needham,	Wheeler,
Frascella,	Leonard,	Olsen,	Whitenight,
Frost,	Lovett,	Paulhamus,	Williams,
Garlock,	Lutty,	Petrosky,	

NOT VOTING —38

Adam,	Cochran,	Kromer,	Pettigrew,
Agnew,	Cooper,	Lafore,	Rigby,
Ashton,	Donaldson,	Lawyer,	Rosen,
Barnatovich,	Down,	Magee,	Scarcelli,
Bazin,	Foster,	Monroe,	Stoner,
Bell,	Gibb,	Muldowney,	Stroup,
Blair,	Greenwood,	Murphy,	Waterhouse,
Brennan, J. J.,	Isaacs,	Naugle,	Wescott,
Brenninger,	Kehler,	Ogilvie,	Young,
Bullen,			Ziegler,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS PASSED OVER

There being no objection

Senate Bill No. 26, Printer's No. 684
Senate Bill No. 188, Printer's No. 703
Senate Bill No. 526, Printer's No. 555
Senate Bill No. 572, Printer's No. 646
Senate Bill No. 975, Printer's No. 576
Senate Bill No. 1029, Printer's No. 660 and
Senate Bill No. 1038, Printer's No. 709

were passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1048, entitled:

An Act amending the "First Class Township Code" of June 24, 1931 (P. L. 1206) entitled "* * *" requiring entrance of bond in appeals from board of adjustment rulings affecting zoning regulations.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study and possible amendment.

The motion was agreed to.

BILLS PASSED OVER

There being no objection

Senate Bill No. 1087, Printer's No. 694 and
Senate Bill No. 1097, Printer's No. 707

were passed over at the request of Mr. READINGER.

BILLS ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 1974, entitled:

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania State Board of Censors.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—126

Amarando,	Hamilton, R. K.,	Mihm,	Sarraf,
Anderson, M. S.,	Hass,	Mikula,	Schuster,
Anderson, S. A.,	Haudenshield,	Mills,	Sherman,
Boies,	Heavey,	Moody,	Sigman,
Bonner,	Henzel,	Moran,	Smith, Wm. B.,
Boory,	Holt,	Moscrip,	Snider,
Brennan, A. P.,	Houk,	Muldowney,	Stank,
Breth,	Jenkins,	Mullen,	Stebbins,
Bucchin,	Jones, G. E.,	Munley,	Steckel,
Capano,	Kamyk,	Murray, H. P.,	Stephens,
Cianfrani,	Keller,	Murray, J. J.,	Stone,
Cioffi,	Kolankiewicz,	Musto,	Strausser,
Comer,	Kooker,	Needham,	Swartz,
Curwood,	Kornick,	Olsen,	Taylor,
Davis,	Leiby,	O'Neil,	Thomas,
Donahue,	Leonard,	Pacchioli,	Thompson,
Dougherty,	Leven,	Parry,	Toll,
Eilberg,	Limper,	Pashley,	Varallo,
Eshleman,	Lopresti,	Paulhamus,	Vaughan,
Ewing,	Lovett,	Petrosky,	Verona,
Farabaugh,	Lutty,	Polaski,	Wallace,
Filo,	Markley,	Polen,	Walsh,
Fineman,	Maxwell,	Pomeroy,	Wargo,
Flint,	McCann,	Pursley,	Welsh,
Flynn,	McCormack,	Readinger,	Wheeler,
Frank,	McGee,	Reibman,	Whitenight,
Frascella,	McInroy,	Reidenbach,	Willaredt,
Gaffney,	McKeever,	Renwick,	Williams,
Garlock,	McLaughlin,	Rosen,	Wood,
Gelfand,	McWherter,	Rovansek,	Worley,
Goldstein,	Meholchick,	Rubin,	Yetter,
Guss,			Yetzer,

NAYS—37

Auker,	Helm,	Light,	Smith, C. C.,
Banker,	Hewitt,	Lippincott,	Stevenson,
Bower,	Hocker,	Mahan,	Tompkins,
Breisch,	Horst,	Metz,	Toomey,
Erb,	Johnson,	Miller,	Varner,
Frost,	Kent,	Murray, P. G.,	Wall,
George,	Kline,	Price,	Weidner,
Gibson,	Kratz,	Rigby,	Wilt,
Gramlich,	Leisey,	Royer,	Andrews,
Guthrie,			Speaker

NOT VOTING—43

Adam,	Bullen,	Jones, T. H. W.,	Ogilvie,
Agnew,	Cochran,	Jump,	Pettigrew,
Ashton,	Cooper,	Kehler,	Rudisill,
Barnatovich,	Donaldson,	Knecht,	Scarcelli,
Bazin,	Down,	Kromer,	Stoner,
Bell,	Ehrgood,	Lafore,	Stroup,
Blair,	Floyd,	Lawyer,	Waterhouse,
Branca,	Foster,	Magee,	Wescott,
Brennan, J. J.,	Gibb,	Monroe,	Young,
Brenninger,	Greenwood,	Murphy,	Ziegler,
Brown,	Isaacs,	Naugle,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 2108, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) removing certain limitations on the taxing power of school districts of the fourth class.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MOSCRIP. Mr. Speaker, this is the bill we discussed the other day and nobody seemed to know what it did. As yet I have not had any clarification. There was an agreement, I believe, that we would try to find out the purpose of the bill and what it does.

I will yield to the gentleman from Greene, Mr. McCann.

The SPEAKER. The gentleman from Bradford yields to the gentleman from Greene, Mr. McCann.

Mr. McCANN. Mr. Speaker, last week the gentleman from Bradford, Mr. Moscrip, asked me a question I was unable to answer at that time. Immediately following that discussion, the following day, I contacted the Department of Public Instruction and discussed with them House Bill 2108, which is the present bill on the calendar.

I would like to say I was in error in a statement I made on the floor here at that time regarding what this bill did.

This bill actually places the fourth class school districts in the identical category as the third class districts as far as limitation of taxing power under Section 672 is concerned. In addition, it changes the additional millage they may impose from 5 to 10 mills, which I believe was discussed very thoroughly.

I would like to say to the gentleman from Bradford, Mr. Moscrip, or to Mr. Tompkins, the gentleman from Cameron, I believe I may have answered him incorrectly —I am not sure which one of the gentlemen it was—but I would like to clarify the statement and tell them that this bill does precisely that and that alone.

Mr. MOSCRIP. I desire to interrogate the gentleman from Greene.

The SPEAKER. Will the gentleman from Greene permit himself to be interrogated?

Mr. McCANN. I shall, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, am I correct in this assumption, we have a basic limitation on the taxing power of fourth class districts of 25 mills?

Mr. McCANN. Mr. Speaker, we have a basic limitation of 35 mills, do we not? Did we not go over the same point before?

Mr. MOSCRIP. If the information is the same as it was the other day, we went back to the basic ceiling of 25 mills.

Mr. McCANN. And then 10 additional mills, or 35 mills.

Mr. MOSCRIP. Mr. Speaker, as I follow this, under another section of the Code fourth class school districts may levy millage up to 25 mills. Under the Act as it is proposed to be amended for rentals and mandated school teachers' salaries they can now go theoretically to an unlimited number of mills, is that right?

Mr. McCANN. Mr. Speaker, I believe they can go to 10 additional mills.

Mr. MOSCRIP. Mr. Speaker, is the gentleman still under the impression that the taxing power under this bill of fourth class school districts is limited to 35 mills?

Mr. McCANN. No, sir, I did not say that on the statement I corrected. You are asking me as the law exists now. This bill removes those limitations and places it on the same basis as the third class districts.

Mr. MOSCRIP. My question, Mr. Speaker, was that presently we have a limitation of 25 mills. Under the law as it is proposed to be amended if this act passes, the fourth class district may then levy additional mills for rentals and mandated teachers' salaries in an unlimited amount. Is that right? Is that what this bill does?

Mr. McCANN. Mr. Speaker, theoretically the gentleman is correct. They may impose an unlimited amount, depending upon the agreement they are a part of, in paying their tuition or rental amounts into the State Building Authority or teacher increases and salaries that are a part of that program.

Mr. MOSCRIP. Then, Mr. Speaker, over and above that, if the district was subsequently declared to be distressed to meet all the qualifications set up by the Department, an additional amount of 10 mills on top of that could be levied, is that right?

Mr. McCANN. They could levy an additional 10 mills, that is correct.

Mr. MOSCRIP. I thank the gentleman, Mr. Speaker.

There is a question here that I think all members of fourth class school districts should seriously consider. I am not going to try to sway anyone one way or the other. Traditionally our ceiling has been 35 mills, unless we were distressed. The basic question is whether it is a healthy condition to put the fourth class districts in a position where theoretically, at least, they could go to 45 or 50 mills in their taxing power.

Mr. LOVETT. Mr. Speaker, I discussed this bill somewhat the other day and I gathered from the statements of the gentleman from Greene, Mr. McCann, that the county commissioners had control over whether the equalization tax assessing board would have the power to raise the assessment in these school districts.

Therefore, if the county commissioners refuse to allow the assessments to be made, then the school districts would come to the Department and ask for additional money due to the fact that they have no power over whether that assessed valuation shall be raised.

Therefore. I think this is bad legislation and we should not pass it.

Mr. STECKEL. Mr. Speaker, this bill treats with fourth class districts, many of whom distinguished in the past from the larger districts because they did not contain the school population of the larger districts.

Recently, however, because of the law which permits jointures and union districts and also because of the adoption of the single salary schedule, fourth class districts have found themselves required to meet competition in the way of salary schedules and pay and also the school facilities of the third class and larger districts.

Many of these fourth class districts are hard put to supply enough funds to contribute their share of a school building program where there is a jointure consisting of third class and fourth class districts.

In the interest of allowing local funds to support the schools, in addition to those provided by the state, it appears to me this would be a good bill and would

allow fourth class districts to come up and meet those of the third class districts because the reason for the distinction hardly seems to exist any more.

QUESTION OF INFORMATION

Mr. MOSCRIP. I rise to a question of information, Mr. Speaker.

The SPEAKER. The gentleman will state it.

Mr. MOSCRIP. Am I correct in my belief that there was a bill defeated here this afternoon which would have put an additional tax on trailers up to three dollars? That was House Bill 1153 on page 4?

The SPEAKER. House Bill 1153 on page 4 fell by a vote of 85-84.

Mr. MOSCRIP. In considering this bill I would remind the Members of the House, Mr. Speaker, that they defeated earlier in the afternoon a bill which would have given the fourth class districts additional power to raise funds at the local level by raising the limitation from 15 to 20 mills of the assessed valuation and allowing an additional dollar a month on trailers.

Mr. McCANN. Mr. Speaker, we discussed some of the merits of this bill at a previous session of the House last week. I would like to say that time and time again various Members of this House have stated there must be given to the school directors the right to raise their share in an effort to carry on their educational problems.

This afternoon House Bill 1153 did fall, and it was a step in the right direction, and now this second bill very likely falls in the same category.

I think each of us should consider carefully the question of granting to those people who are the elected officials the right to raise money and help to pay the costs they want to pay but they cannot because of the law here in our Commonwealth.

I would like to say that time and time again bill after bill has fallen because they fall under the "tax anything" law.

This particular piece of legislation, even though I was not well acquainted with it last week, I believe the Members of the House should consider very carefully and give to the school directors of this Commonwealth, particularly those of the fourth class districts, an opportunity to meet the needs of education, which they certainly must share as well as those of the third, second and first class school districts.

I do believe in that light this bill would have an opportunity to pass.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—99

Anderson, M. S.,	Frascella,	Maxwell,	Sherman,
Anderson, S. A.,	Gaffney,	McCann,	Smith, Wm. B.,
Banker,	Garlock,	McCormack,	Smith, O. C.,
Boies,	Gelfand,	McGee,	Snider,
Bonner,	George,	McKeever,	Stank,
Boory,	Goldstein,	McLaughlin,	Stebbins,
Bower,	Guss,	Mihm,	Steckel,
Breisch,	Hamilton, R. K.,	Moran,	Stone,
Brennan, A. P.,	Haas,	Muldowney,	Swartz,
Breth,	Haudenshield,	Mullen,	Taylor,
Bucchin,	Holt,	Olsen,	Thomas,
Capano,	Jones, G. E.,	Parry,	Thompson,
Cianfrani,	Kamyk,	Pashley,	Toll,
Cioffi,	Kent,	Paulhamus,	Varallo,
Comer,	Kline,	Petrosky,	Vaughan,
Dougherty,	Kolankiewicz,	Polaski,	Walsh,
Eilberg,	Kornick,	Polen,	Welsh,
Eshleman,	Leiby,	Pomeroy,	Wheeler,
Ewing,	Leisey,	Readinger,	Whitenight,
Filo,	Leonard,	Reibman,	Williams,
Fineman,	Leven,	Reidenbach,	Wood,
Flint,	Limper,	Renwick,	Worley,
Floyd,	Lippincott,	Rigby,	Yetter,
Flynn,	Lutty,	Sarraf,	Andrews, Speaker
Frank,	Markley,	Schuster,	

NAYS—50

Auker,	Houk,	Mikula,	Pursley,
Curwood,	Johnson,	Miller,	Rovansek,
Davis,	Jump,	Moody,	Royer,
Donahue,	Keller,	Moscrip,	Stephens,
Ehrgood,	Knecht,	Munley,	Stevenson,
Erb,	Kooker,	Murray, H. P.,	Strausser,
Farabaugh,	Light,	Murray, P. G.,	Tompkins,
Frost,	Lopresti,	Musto,	Toomey,
Gibson,	Lovett,	Needham,	Varner,
Gramlich,	Mahan,	O'Neil,	Wargo,
Guthrie,	McInroy,	Pacchioli,	Weidner,
Helm,	Meholchick,	Price,	Wilt,
Horst,			Yetzer,

NOT VOTING—57

Adam,	Donaldson,	Kromer,	Rubin,
Agnew,	Down,	Lafore,	Rudisill,
Amarando,	Foster,	Lawyer,	Scarcelli,
Ashton,	Gibb,	Magee,	Sigman,
Barnatovich,	Greenwood,	McWherter,	Stoner,
Bazin,	Heavey,	Metz,	Stroup,
Bell,	Henzel,	Mills,	Verona,
Blair,	Hewitt,	Monroe,	Wall,
Branca,	Hocker,	Murphy,	Wallace,
Brennan, J. J.,	Isaacs,	Murray, J. J.,	Waterhouse,
Brenninger,	Jenkins,	Naugle,	Wescott,
Brown,	Jones, T. H. W.,	Ogilvie,	Willaredt,
Bullen,	Kehler,	Pettigrew,	Young,
Cochran,	Kratz,	Rosen,	Ziegler,
Cooper,			

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

REPORTS FROM COMMITTEES

Mr. BOIES from the Committee on Appropriations, reported as amended, Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation"

Mr. BOIES from the Committee on Appropriations, reported as amended, House Bill No. 113, entitled:

An Act requiring payments to certain school districts operating high schools making an appropriation to the Department of Public Instruction for that purpose

Mr. SARRAF from the Committee on Rules, reported as committed, House Bill No. 2117, entitled:

An Act making an appropriation to the House of Representatives of the General Assembly for the salaries of officers and employes, mileage of members and payment of postage

Mr. STANK from the Committee on Rules, reported as committed, House Bill No. 2118, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), increasing controller's salaries in districts of the first class A.

Mr. SARRAF from the Committee on Rules, reported as committed, Senate Bill No. 201, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

Mr. BOIES from the Committee on Appropriations, reported as committed, Senate Bill No. 474, entitled:

An Act making an appropriation to the Trustees of the Pennsylvania State University for the use of the School of Agriculture for the erection of experimental mushroom houses and research in the communicable diseases of mushrooms and other phases of the mushroom industry

Mr. BOIES from the Committee on Appropriations, reported as committed, Senate Bill No. 859, entitled:

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research

Mr. SARRAF from the Committee on Rules, reported as committed, Senate Bill No. 1086, entitled:

An Act to repeal the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 642) entitled "An act for the protection of the public health by providing that persons firms or corporations who are operating or conducting hotels restaurants dining-cars or other public eating-places in this Commonwealth shall not employ or keep in their employ as cooks waiters kitchen-help chambermaids or other house-servants any person or persons who are suffering from trachoma active tuberculosis of the lungs open skin tuberculosis syphilis gonorrhea open external cancer or barber's itch or who are carriers of typhoid fever and further providing that no dishes receptacles or utensils used in eating or drinking shall be furnished to patrons or customers of any such public eating-place unless the same have been thoroughly cleansed since used by another individual and further providing that no towels shall be furnished in any washroom in connection with any such public eating-place unless such towels be laundered or discarded after each individual use and further providing that no common drinking-cups shall be furnished at any public drinking-place operated in connection with any such public eating-place and providing penalties for violations of the provisions of this act"

Mr. STANK from the Committee on Rules, re-reported as amended, Senate Bill No. 1023, entitled:

An Act amending the "Borough Rural State Highway Law" * * *, changing or deleting certain routes and adding certain new routes

Mr. STANK from the Committee on Rules, re-reported as amended, Senate Bill No. 1024, entitled:

An Act amending the "City State Highway Law" * * * adding certain new routes

Mr. STANK from the Committee on Rules, re-reported as amended, Senate Bill No. 1025, entitled:

An Act amending the "Rural State Highway Law" * * * changing or deleting certain routes and adding certain new routes

Mr. SARRAF from the Committee on Rules, reported as committed, Senate Resolution Serial No. 177.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from committee as committed were read the first time.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 2117, entitled:

An Act making an appropriation to the House of Representatives of the General Assembly for the salaries of officers and employes, mileage of members and payment of postage

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 2118, entitled:

An Act amending the "Public School Code of 1949," approved March 10, 1949 (P. L. 30), increasing controller's salaries in districts of the first class A.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 201, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 474, entitled:

An Act making an appropriation to the Trustees of the Pennsylvania State University for the use of the School of Agriculture for the erection of experimental mushroom houses and research in the communicable diseases of mushrooms and other phases of the mushroom industry

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 859, entitled:

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1086, entitled:

An Act to repeal the act approved the twenty-eighth

day of May one thousand nine hundred fifteen (P. L. 642) entitled "An act for the protection of the public health by providing that persons firms or corporations who are operating or conducting hotels restaurants dining-cars or other public eating-places in this Commonwealth shall not employ or keep in their employ as cooks waiters kitchen-help chambermaids or other house-servants any person or persons who are suffering from trachoma active tuberculosis of the lungs open skin tuberculosis syphilis gonorrhea open external cancer or barber's itch or who are carriers of typhoid fever and further providing that no dishes receptacles or utensils used in eating or drinking shall be furnished to patrons or customers of any such public eating-place unless the same have been thoroughly cleansed since used by another individual and further providing that no towels shall be furnished in any wash-room in connection with any such public eating-place unless such towels be laundered or discarded after each individual use and further providing that no common drinking-cups shall be furnished at any public drinking-place operated in connection with any such public eating-place and providing penalties for violations of the provisions of this act"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

HOUSE RESOLUTION No. 68

Mr. READINGER. Mr. Speaker, I call up on page 10 of today's Calendar, House Resolution No. 68.

The resolution was read by the Clerk as follows:

In the House of Representatives, May 3, 1955.

One Harry (Jerry) Butler filed an appeal from the unanimous decision of the Luzerne County Court in the election contest involving the 2nd Legislative District of Luzerne County

As a result of the appeal there was brought to the attention of the members of the House Committee on Election and Apportionment the record in the proceedings which showed a flagrant abuse and disregard of the election laws in Luzerne County by the officials acting by or on behalf of the Luzerne County Board of Elections and the Luzerne County Registration Commission

The record indicates that this disregard of the election laws in Luzerne County has existed to such an extent that this is an open and notorious scandal

The record indicates that there were obvious erasures on the official election records in the custody of the election officials of Luzerne County therefore be it

Resolved That a committee be appointed by the Speaker of the House of Representatives to investigate election frauds and conditions and registration frauds and conditions in Luzerne County and be it further

Resolved That the entire record in these investigation proceedings be referred to the Attorney General of Pennsylvania for such additional action as he shall deem appropriate

On the question,

Will the House adopt the resolution?

Mr. MUSTO. Mr. Speaker, I offer the following amendment.

The amendment was read as follows:

Amend first resolution, page 2, line 1, by inserting after "committee": "consisting of three members of the House."

On the question,

Will the House agree to the amendment?

It was agreed to.

The SPEAKER. The resolution as amended will lie over for printing.

HOUSE RESOLUTION No. 166

Mr. READINGER. Mr. Speaker, I call up on page 10 of today's Calendar House Resolution No. 166.

The resolution was read by the Clerk as follows:

In the House of Representatives, April 3, 1956.

Whereas the General Assembly requires for its use comprehensive factual information concerning the numerous problems before it and

Whereas for the purpose of obtaining such information the following resolutions have been introduced at this Session of the General Assembly:

Senate Concurrent Resolution No. 109
Senate Concurrent Resolution No. 143
Senate Concurrent Resolution No. 144
Senate Concurrent Resolution No. 145
Senate Concurrent Resolution No. 153
Senate Concurrent Resolution No. 156
Senate Concurrent Resolution No. 165
Senate Concurrent Resolution No. 167
Senate Concurrent Resolution No. 169
Senate Concurrent Resolution No. 170
Senate Resolution No. 92
Senate Resolution No. 12-a
House Concurrent Resolution No. 4
House Resolution No. 9
House Resolution No. 12
House Resolution No. 15
House Concurrent Resolution No. 29
House Resolution No. 33
House Resolution No. 37
House Resolution No. 39
House Concurrent Resolution No. 53
House Resolution No. 62
House Concurrent Resolution No. 69
House Resolution No. 72
House Resolution No. 76
House Resolution No. 81
House Concurrent Rosolution No. 87.
House Concurrent Resolution No. 88
House Concurrent Resolution No. 90
House Concurrent Resolution No. 91
House Concurrent Resolution No. 92
House Concurrent Resolution No. 96
House Concurrent Resolution No. 99
House Concurrent Resolution No. 104
House Concurrent Resolution No. 107
House Resolution No. 112
House Concurrent Resolution No. 115
House Resolution No. 125
House Resolution No. 128
House Concurrent Resolution No. 130
House Resolution No. 136
House Concurrent Resolution No. 141
House Concurrent Resolution No. 142
House Concurrent Resolution No. 155
House Resolution No. 160
House Concurrent Resolution No. 164

and

Whereas by House Concurrent Resolution No. 79, Session of 1953, the General Assembly directed the Joint State Government Commission to make a continuing study of the public schools of this Commonwealth such study to include but not to be confined to the following:

(a) State and local support of the public schools with particular emphasis on Commonwealth subsidies for school building rentals and closed schools.

(b) Model plans for public school buildings.

(c) Administration of the public schools on the local level with particular emphasis upon the administrative relationships between districts under district superintendents and districts under county superintendents.

(d) Curricula of both elementary schools and high schools and the methods and criteria employed in connection with the promotion of pupils and

* * *

from time to time to report the findings of its continuing study to the General Assembly and

Whereas the General Assembly deems such information useful to it and to the standing committees of the Senate and the House of Representatives now therefore be it

Resolved (the Senate concurring) That the mandates contained in the foregoing resolutions together with such other matters as the Commission shall deem useful to the General Assembly and to the aforesaid standing committees shall constitute the assignments to the Joint State Government Commission for study and investigation and be it further

Resolved, That the executvie committee of the Commission shall taking into consideration the time and funds available therefore determine the priority and extent of such studies and investigations and report to the next regular Session of the General Assembly the Commission's findings and recommendations with such drafts of legislation necessary to carry the recommendations into effect.

On the question,

Will the House adopt the resolution?

Mr. READINGER. Mr. Speaker, I offer the following amendments.

The amendments were read as follows:

Amend the second preamble, page 3, by inserting between the last two lines of the second preamble: "House Resolution No. 173."

Amend the resolution, page 4, by inserting after the line where the asterisks appear:

"Whereas the General Assembly deems it important that a study be made of the surety and performance bond requirements of the Department of Agriculture in relation to the needs of protecting farmers and consumers with regard to agricultural products."

Amend Resolution, page 4, by inserting between the 4th and 3rd lines from last line:

"Whereas, the number of first and second degree silica cases in foundries not now compensable under 'The Pennsylvania Occupational Disease Act," and other diseases commonly contracted by foundry workers, and the concurrent problems of providing healthful working conditions in foundries and preventing the contracting of disabling silicosis and other diseases endemic to foundries, so that foundry workers may find other gainful employment upon termination of foundry activities in their communities, requires study and feasible solution; and"

Amend 1st resolved clause, page 5, line 2, by inserting after "matters" "including study of silicosis and other diseases incurred by foundry workers."

On the question,

Will the House agree to the amendments?

They were agreed to.

The SPEAKER. The resolution as amended will lie over for printing.

RESOLUTION

RECALLING HOUSE BILL No. 880 FROM THE GOVERNOR

Mr. STANK offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 880, Printer's No. 1718, entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 2055 FROM THE GOVERNOR

Mr. STANK offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 2055, Printer's No. 1568, entitled "An act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 2056 FROM THE GOVERNOR

Mr. STANK offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 2056, Printer's No. 1569, entitled "An act to amend the act of June 27, 1923 (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956 as State em-

ployes," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 2057 FROM THE GOVERNOR

Mr. STANK offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 2057, Printer's No. 1570, entitled "A supplement to the act approved the eighteenth day of July one thousand nine hundred seventen (P. L. 1043), entitled 'An act establishing a Public School Employes' Retirement System and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION

RECALLING HOUSE BILL No. 2058 FROM THE GOVERNOR

Mr. STANK offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 2058, Printer's No. 1571, entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State Employes' Retirement System and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

COMMITTEE MEETING

CONSERVATION AND WILD LIFE, Mr. Breth, Chairman, Room 331, Wednesday, May 16, at 10:45 a. m.

The Legislative Service Club will meet for breakfast tomorrow morning, Wednesday, May 16, at 8:30 a. m. in the Private Dining Room of the Capitol Cafeteria.

All times are Daylight Saving Time.

ADJOURNMENT

Mr. McCORMACK. Mr. Speaker, I move that this House do now adjourn until Wednesday, May 16, 1956 at 10:00 a. m., Eastern Standard Time.

The motion was agreed to, and (at 7:17 p. m., Eastern Standard Time) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., WEDNESDAY, MAY 16, 1956. No. 182.

SENATE

WEDNESDAY, May 16, 1956

The Senate met at 12:30 o'clock, p. m., Eastern Standard Time.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair

The PRESIDING OFFICER. In the absence of the President, the President pro tempore of the Senate has asked the Chair to preside.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, Thou Who dost teach Thy faithful people by the sending of Thy Spirit, grant us sufficient of that Spirit that we may use right judgment in all things to do the work which has been assigned to us.

Bless us in this Session today, and in all the work that is given us to do, that we may give the best that we have so that Thy name may have all the honor and the glory in a world without end. Amen.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. WAGNER, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

JUDGE OF THE MUNICIPAL COURT OF THE FIRST JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. Sydney Hoffman, Esq., 3535 Kensington Avenue, Philadelphia, Philadelphia County, for appointment as Judge of the Municipal Court of the First Judicial District of Pennsylvania, composed of the City and County of Philadelphia, until the first Monday of January 1958, vice Hon. Charles McVeigh Willits, deceased.

GEORGE M. LEADER.

JUDGE OF THE COURT OF COMMON PLEAS OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. Homer S. Brown, 744 Anaheim Street, Pittsburgh, Allegheny County, for appointment as Judge of the Court of Common Pleas of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, until the first Monday of January 1958, vice Hon. Russell H. Adams, deceased.

GEORGE M. LEADER.

JUDGE OF THE COURT OF COMMON PLEAS OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William F. Cercone, Esq., 1327 Island Avenue, Stowe Township, McKees Rocks, Allegheny County, for appointment as Judge of the Court of Common Pleas of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, until the first Monday of January 1958, vice Hon. Emanuel F. Schifano, deceased.

GEORGE M. LEADER.

MAJOR GENERAL AND BRIGADIER GENERALS, PENNSYLVANIA NATIONAL GUARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Henry K. Fluck, Somerset, Somerset County, for appointment as Major General, Pennsylvania National Guard, to serve until terminated, from June 30, 1954.

Harry A. Markle, Jr., Allentown, Lehigh County, for appointment as Brigadier General, Pennsylvania National Guard, to serve until terminated, from March 2, 1954.

Arthur D. Kemp, Yeadon, Delaware County, for appointment as Bridgadier General, Pennsylvania National Guard, to serve until terminated, from December 1, 1954.

Robert C. Boden, Mechanicsburg, Cumberland County, for appointment as Brigadier General, Pennsylvania National Guard, to serve until terminated, from December 1, 1954.

Richard Snyder, Annville, Lancaster County, for appointment as Brigadier General, Pennsylvania National Guard, to serve until terminated, from December 1, 1954.

GEORGE M. LEADER.

MEMBER OF THE PHILADELPHIA COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Lynwood F. Blount, Esq. (Dem.), 1325 North Sixtieth Street, Philadelphia, Philadelphia County, for appointment as a member of the Philadelphia County Board of Assistance, to serve until December 31, 1956, and until his successor is duly appointed and qualified, vice Rev. James S. Benn, Jr., Philadelphia whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE BOARD OF TRUSTEES OF SCOTLAND SCHOOL FOR VETERANS' CHILDREN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable. the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Scotland School for Veteran's Children:

Hon. William S. Rahauser, 2 New Brighton Road, Ben Avon Heights, Pittsburgh 2, Allegheny County, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified, vice Hon. James E. Van Zant, Altoona, resigned.

George R. Brindle, R. R. 1, Chambersburg, Franklin County, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified, vice R. W. Lemaster, Shippensburg, whose term expired.

I. Glenn Shively, 204 Lincoln Way West, Chambersburg, Franklin County, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified, vice Paul N. Geyer, Chambersburg, whose term expired.

Jacob W. Wineman, Richmond Furnace, Franklin County, to serve until the third Tuesday of January 1957, and until his successor shall have been appointed and qualified, vice Dr. J. Frank Faust, Chambersburg, whose term expired.

GEORGE M. LEADER.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 600, PRINTER'S No. 330

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 600, Printer's No. 330, entitled "An Act to amend clause (2) of the second paragraph of section 493 as amended of the act approved the twelfth day of April one thousand nine hundred fifty-one (P. L. 90) entitled 'An act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures providing for local option and repealing existing laws' by permitting sales on credit of liquor malt or brewed beverages by railroad or pullman companies in dining club or buffet cars to passengers for consumption while enroute holding authorized credit cards issued by railroad or railroad credit bureaus."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1040, PRINTER'S No. 633

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1040, Printer's No. 633, entitled "An Act to facilitate vehicular traffic across the Commonwealth by providing for the construction operation and maintenance of a turnpike from a point at or near the City of Chester Delaware County thence in a general northerly direction to connect with the Pennsylvania Turnpike System at such point as the Pennsylvania Turnpike Commission may decide is most feasible and practicable and conferring powers and imposing duties on the Pennsylvania Turnpike Commission authorizing the issuance of turnpike revenue bonds notes or other obligations of the Commonwealth payable solely from revenues of the commission including tolls or from such funds as may be available to the commission for that purpose to pay the cost of such turnpike providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds notes or other obligations and for the cost of maintenance operation and repair of the turnpike making such turnpike bonds notes or other obligations exempt from taxation constituting the same legal investments in certain instances requiring suits against the commission to be brought in Dauphin County prescribing conditions on which such turnpike shall become free providing for grade separations grade changes relocations restorations and vacation of public roads and State highways affected by the turnpike providing for the purchasing or condemnation of land and procedure for determining damages in condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the

commission and authorizing the issuance of turnpike revenue refunding bonds."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1041, PRINTER'S No. 609

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1041, Printer's No. 609, entitled "An Act making an appropriation to the Senate committee appointed to investigate and study the reasons for the disapproval of the Allentown State Hospital by the American Psychiatric Association."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1044, PRINTER'S No. 630

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1044, Printer's No. 630, entitled "An Act amending the act of July 1, 1937 (P. L. 2460) entitled 'An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties' further providing for membership of the commission its chairman and executive committee and the powers and duties of the commission and providing for the scheduling of its meetings imposing powers and duties on standing committees of the General Assembly."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1068, PRINTER'S No. 664

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1068, Printer's No. 664, enittled "An Act authorizing a loan and transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the borrowed money."

GEORGE M. LEADER.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 880

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 15, 1956.

Resolved (if the Senate concur), That House Bill No. 880, Printer's No. 1718, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employe's Retirement Law," by permitting any State employe, as a contributor under the provisions of the State employes' retirement system, and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service, to obtain credit for such service in the State employes' retirement system under certain conditions.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 2055

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 15, 1956.

Resolved (if the Senate concur), That House Bill No. 2055, Printer's No. 1568, entitled:

An Act to further amend section nine of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "School Employes Retirement Law," by providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction, State Teachers Colleges, Thaddeus Stevens Trade School, Pennsylvania State Oral School for the Deaf, Scotland School for Veterans' Children, and Pennsylvania State University.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 2056

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 15, 1956.

Resolved (if the Senate concur), That House Bill No. 2056, Printer's No. 1569, entitled:

An Act to further amend the Act of June 27, 1923 (P. L. 858) entitled "State Employes' Retirement Law," by defining certain officers and employes of the Pennsylvania State University who enter such service or subsequent to July 1, 1956, as State employes.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 2057

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 15, 1956.

Resolved (if the Senate concur), That House Bill No. 2057, Printer's No. 1570, entitled:

A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "School Employes Retirement Law," by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes'

Retirement System and who was an employe under the Public School Employes' Retirement System and make contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 2058

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 15, 1956.

Resolved (if the Senate concur), That House Bill No. 2058, Printer's No. 1571, entitled:

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P .L. 858) entitled "State Employes' Retirement Law" by permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

AMENDMENT TO HOUSE BILL No. 620, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 620, entitled:

An Act amending the "Vehicle Code" act of May 1, 1929 (P. L. 905) further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 929, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 929, entitled:

An Act amending the act of July 20, 1917 (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing mileage.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 1491, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 1491, entitled:

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 1886, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 1886, entitled:

An Act to amend section two hundred one of the "Fiduciaries Act of 1949" approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto * * *" by changing the amount of wages salary or pension which an employer may pay to a deceased employee's spouse or other certain persons whether or not a personal representative has been appointed.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 1890, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 1890, entitled:

An Act reenacting and amending the "Trademarks Registration Act" approved September 26, 1951 (P. L. 1518) extending the act to service-marks used to identify certain services and distinguish them from others.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 1945, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 1945, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing requirements in promulgating rules and regulations by the Department of Health.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 8

He also informed the Senate that the House has aodpted the Report of Committee of Conference on House Bill No. 8, entitled:

An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a bridge over the Ohio River in Beaver County between a point in or near the borough of Midland on the west side of the Ohio River to a point in or near the borough of Shippingport on the opposite side of the Ohio River in the vicinity of the Shippingport Ferry and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages and making an appropriation.

The PRESIDING OFFICER. This report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1792

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1792, entitled:

An Act relating to comic Books magazines and other publications prohibiting and regulating the sale thereof in certain instances and imposing penalties.

The PRESIDING OFFICER. This report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1065

He also informed the Senate that the House has aodpted the Report of Committee of Conference on Senate Bill No. 1065, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 275, entitled:

An Act amending the act of May seventeen one thousand nine hundred twenty-nine (P. L. 1798) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county school township and road purposes in the counties school districts and townships where such forests are located and making an appropriation" increasing the amounts of payments from the Commonwealth to counties and making an appropriation.

Which was committed to the Committee on Rules.

House Bill No. 1297, entitled:

An Act amending the "Second Class County Code" of July 28, 1953 (P. L. 723) authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds.

Which was committed to the Committee on Rules.

House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice.

Which was committed to the Committee on Rules.

House Bill No. 1956, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres more or less of land situate in Hanover Township Beaver County Pennsylvania with the approval of the Governor.

Which was committed to the Committee on Rules.

House Bill No. 1974, entitled:

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania State Board of Censors.

Which was committed to the Committee on Appropriations.

House Bill No. 2079, entitled:

An Act to amend the "Fiduciaries Act of 1949" * * * by further limiting the powers of registers of wills to issue letters testmentary or of administration in certain cases and providing for further duties of personal representatives.

Which was committed to the Committee on Rules.

House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land in Middleton Township Delaware County.

Which was committed to the Committee on Rules.

House Bill No. 2112, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives to investigate the policies methods and practice of the State Board of Medical Education and Licensure with respect to acceptance for internship and licensure of graduates of foreign medical schools.

Which was committed to the Committee on Appropriations.

House Bill No. 2115, entitled:

An Act relating to branches of banking institutions; directing the Joint State Government Commission to study and investigate the establishment, maintenance and operation of such branches and to report to the next regular session of the General Assembly its findings and recommendations, with drafts of legislation necessary to carry such recommendations into effect, and prohibiting the establishment of branches by banking institutions in certain cases for a limited period of time.

Which was committed to the Committee on Rules.

REPORTS FORM COMMITTEES

Mr. RUTH, from the Committee on Rules, reported as committed, House Bill No. 1774, entitled:

An Act amending the act of May 20, 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof * * *," extending the time for claiming credit for service with a school district of the first class and increasing the time of service which may be claimed.

He also, on behalf of Mr. DENT, from the Committee on Rules reported as committed, House Bill No. 1240, entitled:

An Act to amend the act approved the twenty-third day of May one thousand eight hundred eighty-seven (P. L. 164) entitled "An act to secure to laborers within this Commonwealth the benefit of the exemption laws of this Commonwealth and to prevent assignment of claims for the purpose of securing their collection against laborers outside of this Commonwealth," by forbidding creditors to sue residents debtors of this Commonwealth in the courts of another State where the creditor debtor and intended garnishee are within the jurisdiction of the Pennsylvania courts and providing penalties.

Mr. SCHMIDT, from the Committee on Local Government, reported as committed, Senate Bill No. 613, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," changing tax levy provisions when land and buildings are taxed separately.

SENATE CONCURRENT RESOLUTION, SERIAL No. 176, REPORTED FROM COMMITTEE AND LAID ON THE TABLE

Mr. RUTH, from the Committee on Rules, to which was referred resolution offered by Messrs. Stiefel and Lane on May 1, 1956, reported the same without amendment as follows:

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY AND INVESTIGATE ALL LAWS AND REGULATIONS PERTAINING TO DAY CAMPS, RESIDENT CAMPS AND OTHER OUTDOOR FACILITIES OPERATED AND CONDUCTED FOR RECREATION, GROUP LIVING, EDUCATION AND SOCIAL ADJUSTMENT

In the Senate, May 1, 1956.

Whereas, during the disastrous floods of 1955, the civil defense authorities of Pennsylvania as well as its National Guard could not come to the rescue of children at many summer camps because of the total lack of a systematic registration of the names and locations of such camps. Only the miraculous aid of the United States Navy helicopters averted at the last moment, horrendous catastrophies and a staggering loss of life, by saving hundreds of campers from amidst deadly swirling torrents; and

Whereas, the lack of a systemic and central registration of summer camps for children also hampers the effective enforcement of many salutary laws now in effect in this Commonwealth; and

Whereas, acollation of the various statutory provisions applicable to summer camping for children is long overdue and is imperative for the detection of numerous lacunae as well as inadequacies in coping with deficiences whenever and where ever they may exist in summer camps for children in Pennsylvania; and

Whereas, the promised "voluntary code" which is now being evolved by many agencies generally, and the Pennsylvania Camping Federation in particular, concerned with child welfare and the promotion thereof, as well as by responsible camp owners, may be unduly delayed in assuming final shape and even if adopted by many camps, church groups and charitable and civic organizations may be flayed by recalcitrants; now therefore be it

Resolved (the House of Representatives concurring), that the Joint State Government Commission is hereby directed to study and investigate all laws and regulations pertaining to day camps, resident camps and other outdoor facilities operated and conducted for recreation, group living, education and social adjustment; the operation, conduct, control, and management of such camps; and the feasibility of further regulating, licensing and registering the same; and be it further

Resolved, that the Joint State Government Commission report to the next regular session of the General Assembly its findings and recommendations together with drafts of legislation necessary to carry the recommendations into effect

Laid over for one day under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 944

Mr. KESSLER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 944, entitled:

An Act reenacting and amending the title and the act of August twenty-fourth, one thousand nine hundred fifty-one (P. L. 1417), entitled, as amended, "Corporation Income Tax Law," extending its provisions for an unlimited period of time, changing the deduction of dividends and the definition of corporation and of net income, imposing the tax on certain corporations, companies and associations not heretofore taxed under this act, and increasing the rate of tax, and redefining certain allocation factors.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1650

Mr. PECHAN, Mr. President, I submit the report of the Committee of Conference on House Bill No. 1650, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jerome Fitzpatrick, 113 MacKenzie Avenue, Prospect Park, Delaware County, for appointment as Justice of the Peace in and for the Borough of Prospect Park, Delaware County, to serve until the first Monday of January 1958, vice Louis Geier, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 8, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law. I have the honor hereby to nominate for the advice and consent of the Senate Paul E. Thuemmler, 61 North Main Street, Bangor, Northampton County, for appointment as Justice of the Peace in and for the Borough of Bangor, Northampton County, to serve until the first Monday of January 1958, vice Fred McFall, resigned.

GEORGE M. LEADER

MEMBERS OF THE BOARD OF TRUSTEES OF CONNELLSVILLE STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Connellsville State Hospital, for the term of four years, and until their successors are appointed and qualified:

Meyer Aaron, Pleasant Valley Road, R. D. 2, Connellsville, Fayette County. (Reappointment)

Carson Hugh Baker, 228 East Apple Street, Connellsville, Fayette County, vice William J. Davidson, Connellsville, whose term expired.

Anthony L. DeOre, 521 York Avenue, Connellsville, Fayette County, vice Philip Galiardi, Connellsvile, whose term expired.

Rev. Ramond A. Nelson, Wine Street, South Connellsville, Fayette County, vice Daniel Durie, Connellsville, whose term expired.

John Donald Porter, 106 Jefferson Street, East Park, Connellsville, Fayette County, vice W. J. B. Mayo, Melcroft, resigned.

George K. Brennan, 606 Arthur Avenue, Scottdale, Westmoreland County, vice Sheldon C. Cunningham, Scottdale, removed from office.

Rev. Andrew DiSanto, First Street, Connellsville, Fayette County, vice James M. Driscoll, Connellsville, whose term expired.

Donald Mestrezat Higbee, 205 Cedar Avenue, Connellsville, Fayette County, vice Frank W. Byrne, Connellsville, whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE LYCOMING COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Lycoming County Board of Assistance:

Mrs. Mary S. Sharpless (Rep.), 660 Harding Avenue, Williamsport to serve until December 31, 1958.

Mrs. Helen McGowan (Dem.), 1002 Louisa Street, Williamsport, to serve until December 31, 1958, and until her successor is duly appointed and qualified.

Mrs. Laura F. Mansuy (Dem.), Ralston, to serve until December 31, 1958, and until her successor is duly appointed and qualified.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alva E. Burlingame, Briar Creek, Columbia County, for appointment as Justice of the Peace in and for the Borough of Briar Creek, Columbia County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

MEMBER OF THE BOARD OF ARBITRATION OF CLAIMS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John J. Reilly, 122 South Main Street, Pittston, Luzerne County, for appointment as a member of the Board of Arbitration of Claims, to serve until July 21, 1957, and until his successor shall be duly appointed and qualified, vice M. M. Fertig, Pittsburgh, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 8, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Sheldon E. Kleintob, Huntington Mills, Luzerne County, for appointment as Justice of the Peace in and for the Township of Huntington, Luzerne County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

MEMBERS OF THE BOARD OF TRUSTEES OF HAZLETON STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to

nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Hazleton State Hospital, for the term of four years, and until their successors are appointed and qualified:

Thomas Kennedy, Jr., Esq., 545 West Diamond Avenue, Hazleton, Luzerne County, vice Henry Walser, Hazleton, resigned.

Henry Steibing, 17 East Broad Street, Hazleton, Luzerne County, vice Dr. Martin A. Corrigan, Hazleton, removed from office.

Joseph A. Zola, 873 North Church Street, Hazleton, Luzerne County, vice Conrad A. Falvello, Esq., Hazleton, removed from office.

Nicholas Burdash, 640 Arthur Street, Hazleton, Luzerne County, vice Robert C. Long, Hazleton, removed from office.

John Elick, 124 South Broad Street, West Hazleton, Luzerne County, vice Arthur E. Dick, Jr., Sybertsville, removed from office.

John Williamson, R. D. 1, Weatherly, Carbon County, vice Hayden Owens, Hazleton, resigned.

Edward W. Doggett, 702 Center Street, Freeland, Luzerne County, vice Harry Shanno, Freeland, resigned.

Joseph D. Gallagher, Hazleton National Bank Building, Hazleton, Luzerne County, vice Joseph H. Griffith, Freeland, resigned.

John J. Kaschak, Jr., 624 East First Street, Hazleton, Luzerne County, from August 29, 1953, for the term of four years, and until his successor is appointed and qualified.

GEORGE M. LEADER.

COMMUNICATION FROM THE GOVERNOR REPORTED FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, from the Committee on Executive Nominations, I report at this time a communication from His Excellency, the Governor of the Commonwealth of Pennsylvania, recalling the nomination of William J. Green, Jr., as a Member of the Pennsylvania Turnpike Commission.

The Clerk read the communication as follows:

RECALLING THE NOMINATION OF WILLIAM J. GREEN, JR., AS A MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall my nomination dated June 13, 1955, for the appointment of William J. Green, Jr., 3302 "H" Street, Philadelphia, Philadelphia County, as a member of the Pennsylvania Turnpike Commission, to serve until June 4, 1965, and until his successor is appointed and qualified, vice Thomas J. Evans, Coaldale, whose term expired.

I respectfully request the return to me of the official message of nomination in the premises.

GEORGE M. LEADER.

NOMINATION BY THE GOVERNOR REPORTED FROM COMMITTEE

Mr. WATSON. Mr. President, I further report from the Committee on Executive Nominations, the nomination of William J. Green, Jr., and ask that it be read by the Clerk

The Clerk read the nomination as follows:

MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 13, 1955.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William J. Green, Jr., 3302 "H" Street, Philadelphia, Philadelphia County, for appointment as a member of the Pennsylvania Turnpike Commission, to serve until June 4, 1965, and until his successor is appointed and qualified, vice Thomas J. Evans, Coaldale, whose term expired.

GEORGE M. LEADLER.

NOMINATION RETURNED TO THE GOVERNOR

Mr. WATSON. Mr. President, I move that the nomination just read by the Clerk be returned to His Excellency, the Governor of the Commonwealth.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDING OFFICER. The nomination will be returned to the Governor.

BILL INTRODUCED AND REFERRED

Mr. KOPRIVER, JR., read in his place and presented to the Chair Senate Bill No. 1111, entitled:

An Act amending the act of June 19, 1931, (P. L. 589) entitled, as amended, "Barbers' License Law" authorizing the registration of barbers who practiced twenty or more years.

Which was committed to the Committee on Rules.

PETITIONS AND REMONSTRANCES

Mr. WATKINS. Mr. President and Members of the Senate, a few weeks ago in the Senate I was privileged to address the Senate in reference to an investigation made at Broadmeadows Prison, Delaware County, by the Attorney General, Herbert Cohen. To this day, I would like to advise the Members of the Senate, I have had no reply or response at all to my speech which, to me, vindicates the Broadmeadows Prison and everything that I said on the floor of the Senate. In my opinion, the Attorney General could not have answered it or he would have.

Today, Mr. President, I again would like to take the time of this Senate to discuss another matter which is headed by the Attorney General's Department and which concerns my county.

Last week, I found that a Gestapo squad, members of the State Police, appointed by the Attorney General, again invaded my county. I would like to say, too, Mr. President, that in speaking of the State Police of the State of Pennsylvania, from the Colonel down to the lowest Private, I think it is the finest group of men that any State could ever organize and place in charge of law and order for the State of Pennsylvania and the policing and handling of our highways. I have the highest respect for these men; I think they are doing a wonderful job and I think the job they are doing in Pennsylvania excels the job of any other State that I might know of. Therefore, Mr. President, my talk today is not addressed to the State Police. My speech today will be based upon what I think and, as I stated a few weeks ago, it is

based upon a political campaign started by the Attorney General and certainly with the approval of the Governor of the Commonwealth of Pennsylvania.

Mr. President, our State Police, as we have been told here, have been undermanned. We have supplied additional men; we have supplied what we thought were fair wages. However, in my opinion, the wages do not amount to enough as yet. The thing that amazes me, though, is that the Attorney General can take time out to demand of this fine group of men that they form a squad, hide in the hotels of our State, at the expense of the taxpayers, and spend numerous days, weeks and months investigating Republican counties, of which Delaware County happens to be one. The fruits of their efforts to date, in my opinion, have been nil.

Last week the State Police broke up a little card game in one of our most exclusive clubs. They went into our colored district and they arrested our colored people who were having a little bottle of "Sneaky Pete" and perhaps a little gin, and who were having a little fun on a Friday and Saturday night. To top the whole thing off, they not only distrusted the police in the city of Chester, the District Attorney of Delaware County, the Sheriff of our county and our own State Police for whom we have the highest regard and respect, but they bypassed them with this Gestapo squad.

I say to you, Mr. President, that it seems to me as though this Administration would like very much to create the Hitler tactics, which were so despised by the whole world, of having one policeman watching another, one trooper watching another. They even stooped to a new low in bypassing the aldermen and the magistrates in the districts in which they made their arrests. I can say to you that this was resented most highly by the Magistrates Association which is comprised of both Republicans and Democrats in Delaware County. In order to give these men a fair trial, they found a disgruntled magistrate over in a district which was far away from the place where they made the arrests. The arrests were made in the city of Chester. They brought the magistrate in. He not only was a witness to what was going on, but he became the prosecutor, the judge, the jury and the whole works. They held the hearings in the places in which they found the violations. To me, that is a new low. They have distrust for everybody in the State of Pennsylvania. The only faith they have in anyone is in this great Attorney General Herbert Cohen, and his Gestapo squad. The State Police in the districts do not even know who is in the squad. I ask you gentlemen, how long are we going to condone, how long are we going to permit, how long are we going to let the laws be stretched to do some of the things that are being done by this Attorney General?

We, in Delaware County, feel that our county is one of the cleanest, one of the best run, with the finest police department, one of the finest sheriffs, and a district attorney who is well respected, is serving his second term and who was elected by the people with a big majority. Our judges are of the highest caliber. They are among the highest regarded men to be placed upon the Bench to hear the evils of our people and to hear the causes for which they are to be tried. They are fair and they are honest. We are at a loss in our county to know just what is going on. If it is not dirty politics, what would you call it? If it is not crucifixion because you are a Republican and not a Democrat, what it is I would like to know.

I will say to you that the Democrats and the Republicans alike do not like this business that is going on. Why would they knock off a little "Sneaky Pete" joint and pick out ten or twelve men whom they find playing cards and maybe selling a little number? I do not know whether they found a numbers slip or not. If I were a working man and one who only had so much to look forward to and I thought I would have a chance of winning something with a ten-cent number, I think I would take a chance on it. I know of a lot of big people who took a chance on Woody Glen yesterday and lost, and they did not bet ten cents on him either. I happened to be at the Garden State Race Track on Saturday when 33,000 people wagered $3,000,000 legally. I would say that out of those 33,000 people, 30,000 of them were Pennsylvanians. Yet, in our State, we cannot even have a little card game.

The men down in my county do not crochet or knit; they play cards once in awhile. They do not just go into our clubs to drink; they go into them to relax. I say to Senator Ruth that they do not play cards on Sunday. If they did, I would not think it fair either.

I would like to pass a little tip along to the Attorney General and his Gestapo squad, which is hidden in the hotels in Philadelphia and are spending their time checking in our county. I would like to give them a little tip. This Saturday night, in my home in Birmingham Township—I think they will be able to find it—there is going to be a little poker game. One of my good neighbors down there is a very prominent Democrat and one whom I love very much. He is ahead of me about $4.50 and I know another one who is ahead about $8.00. I am going to try to get it back Saturday evening. I would like to pass onto the Attorney General that this game is to take place at my home. Let him send his goon squad; send in this young trooper by the name of Cohen. Whether he is a relative or not, I do not know. If he does send him in, it will be all right. It is nothing out of the ordinary here for an officeholder to put his whole family on the payroll. That has been happening for a long while around here. I do not charge that against the Attorney General. However, tell this young man, Cohen, about this poker game that is going to be held at my house. We will not have a pot in the center of the table to cut in order to pay for the food and drinks which they are going to have. I will give that to them free.

Mr. President, I think we have stooped to a new low. I know that this talented friend of mine, Senator Dent, is certainly going to give me an answer when I get finished. I know it is coming from him. I respect him, I do not think Senator Dent or any other Member on that side would condone the action and methods that are being used in my county. I think Senator Dent would stand up on this floor and yell and scream just as loudly as I am.

When the Attorney General, so I am advised, has one Assistant Attorney General assigned and the taxpayers of this State are paying him to find out what is wrong in Delaware County, I think it is time we put a stop to it. I think it is time that we define the laws for the magistrates, too, so that they will not shift from one

district to another to persecute people instead of sitting as judges in their own districts where they should be, where they have been elected, and holding hearings. I do not think the Members of this General Assembly ever intended the magistrates to have that power. If they do have that power, I think we should do something about it to change it so that they can only serve in their own districts unless they are invited elsewhere.

Mr. President, I am informed that action of this type was most unfair, unjust and uncalled for. I say, too, to this young trooper who is heading up the raids for our Attorney General, that he can trust our magistrates; he can trust them. I can give him the names of a few Democrats whom I trust very much. I would stand before them for my judgment if it had to be meted out, and I could give him the names of a lot of Republicans. I could tell him not to go out of my county and bring in some fellow who is disgruntled. Ladies and gentlemen, I could tell you why this gentleman is disgruntled. However, I shall refrain from telling you because it is a heartbreaking story. It is a heartbreaker to even think about it. I hate to think about why this man feels badly. One of his family has to serve a long term in jail due to his misbehavior in our county. I do not think that he wanted to persecute us from that angle. However, that is the type of man whom Herbert Cohen is looking for. He wants somebody who is good and mad at every Republican.

I would like to inform the gentleman, too, that even though he raided our clubs, he has not helped society at all. Even though he went into a few or our little "Sneaky Pete" drinking places and found poker being played and people drinking beer, and a little cheap wine because they cannot afford good whisky, he has not helped society at all in our county. They have done nothing that they cannot find right back there today or tomorrow. I say they will find it in Senator Dent's county, in my county and in every other Senator's county in the State of Pennsylvania. I do not think the men crochet and knit in those counties either.

Mr. President, I ask that the newspapers, which ran headlines in both newspapers, also have something to say about this talk. We do resent it; we hate it; we think it is unfair; we think it is unjust. We think that the Attorney General of Pennsylvania is wasting the taxpayer's money. We think it is creating a state where the State Police will be driven into something that the people in the State of Pennsylvania do not want, another Hitler's Gestapo. When he cannot trust his own men in his districts, then it is time to fire them if he has something on them. When the Attorney General cannot trust our officials, it is time that he comes down there and impeaches them if he has enough on them and if they do not enforce law and order as it should be enforced.

As I said the other week to the Attorney General, and I say again today, he should either act and take steps against the officials of Delaware County or cut out his dirty tactics that he is applying there.

I would also like to call to the attention of the Members of the Senate that we have a seven per cent better rating on crime in our county than in any county in the State of Pennsylvania. If it were not for my good neighbors on the other side of me, the City of Brotherly Love, we would have eighty-seven less inmates at Broadmeadows than what we have today. Our neighbors come over once in awhile and get in trouble and we put them in jail. However, when they are innocent, we turn them loose. When we prosecute them, we do not take them before a magistrate who is disgruntled. We do not call in someone who is going to persecute them. We do give them a fair chance.

Another thing amazes me, Mr. President, and I do not think this is hitting at all low. While the Attorney General is so busy knocking off the little card games, the little numbers games, the little "Sneakey Pete" drinking affairs, his Parole Board or Pardons Board, or whatever you want to call it, are so busy turning out the high top criminals, whom we do put in jail, that we cannot open the cells fast enough. We had the key numbers man, we had the king jailed and put away safely in Broadmeadows. Over the protest of Judge Bretherick and over the protest of the District Attorney, they set him on the streets as a free man. They said, "Here is a man who does not belong in jail." Here is a man who is head of the numbers racket, the kingpin, the fellow who walked off with eighty per cent of the profits, whom the Pardons Board turned out of jail and said that he should be free. He was from my county. Yet, the Attorney General is interested in this little fellow down there who held the card game. What is it all about?

I do not want to insinuate; I do not want to say something that is not right. I do not know how to talk about things that are not right. I only talk about what I know about. However, I say to you that it is creating a great suspicion in my mind. I am beginning to wonder how the big fellows can go free by the orders of the State of Pennsylvania and the little fellows have to be picked up, at a high cost with Gestapo methods. I am not insinuating and I do not want you to take it that way. I ask you, however, to tell me what is going on, when you let the big boys out and you pick the little ones up who have no connections.

I guarantee you that in the poker game I am going to have Saturday night, I will have no connections or protection. We in our county feel as though the privacy of our homes will be invaided by this man, the places where we live and which we respect. Our families who live there will no longer be able to do the things that we should be able to do in a free country if these methods continue. I ask the Attorney General to give me an answer on this one and not hide behind the newspapers and not answer me as he did on Broadmeadows.

Yes, you can say that these arrests might be legal; that it is against the law to play cards and that it is against the law to have a little bottle of "Sneaky Pete" which does not bear a license on it. It is against the law and I do not condone it. However, I do not think it is necessary for the Attorney General to go in with a goon squad. I think if he has that information, he should pass it on to our District Attorney and give him a chance to clean it up. We do not want him to do any favors for us. We do not ask for any help for any crime that occurs in our county. We ask for help from him to prosecute if it is a real crime.

I have heard here, too, all through this Session—and day after day I have had to sit and listen to it—and I have read in the newspapers about when this Administration is over, when we close up finally sine die, how you are going to campaign in Pennsylvania and tell the

people what type of government we have and what the Republicans have done. I want to say this, and this will probably bring my good friend, Senator Seyler, to his feet, too. I want to say to Governor Leader, whom I respect and who I hoped would have made a fine Governor—I am not going to say it today because I do not want to take up the time of the Senate on it. That would be another speech. Nevertheless, I intend to say to Governor Leader that I intend to go all over the State of Pennsylvania, anywhere anyone will invite me and certainly in my own county where I will have the privilege, and tell the people why our hospitals have not been paid off. I intend to tell them why our schoolteacher payments have been delayed and I intend to tell them a lot of things that have been going on around Capitol Hill. I expect to talk a lot about the things George Leader said when he was campaigning and about what he did not do while he was here. I intend to tell them about all the drones that I heard him say—and this was on a day that I almost froze to death, in front of the Capitol here, while paying respect and listening to him—he was going to cut from the payroll and how every man on Capitol Hill who received a dollar of State money, how that man was going to account for every bit of his time on the job that he was going to do. Anything that is said by the Democrats will all be answered in the coming election. We will answer Governor Leader on anything that he wants to come up with.

I am also going to personally ask the Governor to account for his Attorney General. I am going to ask the Governor if he intends to turn this into a Gestapo State. I intend to find out those things, too. I intend to find out whether that is his thinking and whether it is his principle in government.

I hope this time that I will hear from the Attorney General. I hope that I will have the courtesy of letting him tell me in a letter just how bad my county is and give me an account of why he has to stoop to the low tactics that he has in employing people at the taxpayers' expense, in taking the State Police from the highways of Pennsylvania and having them go around and worry about a county that is the cleanest in the State of Pennsylvania.

I would like to have a report from the Attorney General on the conditions in the balance of the counties in the State of Pennsylvania. If we are to be crucified, then he should go in and crucify the rest of them and give us an equal report on what has happened. If he wants to declare them all holy, with no card games, no numbers, no gambling, no nothing going on, then I would like to know about it.

Mr. DENT. Mr. President, I do not know whether this is a petition or a remonstrance but, first of all, I am sure all of us enjoyed the remarks made by the gentleman from Delaware regardless of whether we agreed with him or not. It is a strange phenomenon now days to see a man stand up and speak about things which are too delicate to be mentioned very often in public and the kind of things that usually men talk about in a closed room.

He is talking about human behavior and the question of whether or not human behavior is a subject of the State Administration's activities. He is talking about whether the degree of a person's participation in certain illegal and illicit pastimes has anything to do with the right to do these things. He then took a forthright position on the question of whether or not the State Constabulary or the State Police have a right to supersede local police.

Mr. President, many men in this room I suppose have their private opinions of such matters, but it is not very often that any of us stand up on the floor and give a clear-cut enunciation of our personal position in this delicate matter. For that part of the gentleman's remarks, I have respect for the gentleman from Delaware County.

It is not easy for a man to stand up and say the things he said, knowing full well that he will be subjected to a great deal of criticism. Yet, I suppose, deep down in everyone's innermost feelings we find that most of us agree there are certain illegal situations which are not always wrong morally. I do not know whether his "Sneaky Pete" is the same as they use in my county called "white lightning," but I imagine it is the same concoction and to say they do not have it would be a deliberate lie.

Mr. President, I do not know whether the gentleman from Delaware is right, though, in using the name Gestapo when dealing with the Constabulary of the State. I am sure they were obeying what they believed to be their bound duty. I am not sure that I understand the procedure in Pennsylvania State Police work enough to agree with him that the Attorney General is at the masthead of this. I do not know, of my own knowledge, that the Attorney General has ordered these particular series of raids in Delaware County. I might say, too, that I know it is not a political campaign unless I, too, am selected for the ash can politically because, Mr. President and Members of the Senate, if you will read the papers you will find that the same raids are going on in Democratic counties and in Westmoreland County particularly.

Mr. President, I have often said on the Senate floor that on an average, and by and large, the people of my county are as good as the people in any county and are as bad as the people in any county. They are no worse and they are no better. Therefore, if you are having a little poker game Saturday night, Senator, and you are advising the Attorney General to that effect, if I felt competent enough to play with that great poker player from Delaware County, I would accept the invitation. I have never felt that any police have a right to invade a man's home. If they are doing that, then I join in the condemnation. However, if the places are public, they are subject to the laws of this Commonwealth and the degree to which that law is administered is one that lies directly in the hands of the Administration.

I do not know too much about Delaware County. I do know that it returns tremendous Republican majorities both in the primary and in the general elections and usually, if the count is held up long enough, you can almost guess who is going to win. That is not too bad a situation if it is your friend who wins.

Mr. President, the thing I am trying to get across is this; that the question at stake and before us is whether or not whoever is responsible for the action in Delaware and other counties is overstepping their bounds and their legal rights and their administrative duties. We, in the Senate, I do not believe can at any time take a public position of condoning any lawbreaking, no matter what the degree of the crime may be.

I do not know enough about the Pardons Board and

its action to stand up and condemn it nor do I know enough about it to stand up here and condone what they do, I only know that throughout the years, we have had a Pardons Board and this board has met and has always had to deal with criminals. As I understand it, no one but criminals come up for pardons. Whether or not the Pardons Board has released an obnoxious person in Delaware County, remains for the Senator to say. I only know that they are guided by the laws of propriety and the laws of decency, backed up by the laws and the evidence in the case which is before them. I believe that on the basis of records, this board is probably no worse than any board we have ever had and in some degrees may be better than some. I am sure that the Lieutenant-Governor of this Commonwealth, who is the respected friend and President of this body and, as I understand it, is the Chairman of the Pardons Board, would never knowingly release any criminal whom he believed to be a continuing menace to society. I am sure that Miss Blatt, a lady who is held with a great deal of respect by members of both the Democratic and Republican parties and the citizenry of this State, would never knowingly vote to release a criminal who is a menace to society. I am very well acquainted with Jim Finnegan, who was a member of the board by virtue of holding the office of Secretary of the Commonwealth, and I am equally sure he would not knowingly release any person of dangerous habits. I do believe that Herbert Cohen, the Attorney General, has the same qualifications of character as those whom I have named. The new man is better known to most of you than he is to me but having been selected by the Governor to act in his Cabinet, and by virtue of that appointment to sit upon the Board of Pardons, I am also convinced, at least until proven to the contrary, that he would follow this concept of good judgement in good government and good judicial procedure.

Senator Watkins, so far as your problem in Delaware County is concerned, I do not know whether your memory goes back over the years far enough to remember the procedures in the past. Maybe under the sixteen years of Republican rule you were not visited by State Police. Maybe you had no occasion to learn that this was the rule of the day for sixteen years. The State Police have always raided numbers and slot machines in the places where they have these devices but it is peculiar if this is the first time it has happened to you in sixteen years, that it has been a commonplace thing in most of the Democratic counties for that period of time. This Administration may now be going to make it a State-wide proposition and include Republican counties for the first time. I can understand how you would resent that, but you must remember that when we were returned to power in Pennsylvania after sixteen years, we believed that the people meant us to be the administrators of the laws for all of the people and that includes all of the counties. Therefore, if my county is to be raided and is being raided, I see no reason for exempting Delaware although, from the conversation here on the floor, it was exempted for a long time.

As the Senator has admitted, Mr. President, if the State Police went down tomorrow, they would find the same things in Delaware County that I am to assume have been going on for the past sixteen years. I believe, too, that perhaps whoever was the Attorney General, if that is the man who is at fault, if you call it fault, or is to get the credit if you deem it a credit, then he apparently was looking only out of one eye and could not see directly in front of him and when they hit Delaware County they stopped, but somehow or other they had plenty of policemen for western Pennsylvania, which is the Democratic section of the State. Therefore, if the complaint is that they are raiding Delaware County for the first time in sixteen years, viewing it from your viewpoint, you have a legitimate complaint, but viewing it from where I stand, I am happy to see that all of the counties of the State are now getting the same treatment.

Mr. SEYLER. Mr. President, the zeal of the gentleman from Delaware in defense of the great county of Delaware is well known and I certainly have no objection to it. He seems to get into areas lately and phrase his remarks, however, in a manner that, as he says, almost forces me to get to my feet, too.

One of the complaints the gentleman made was that the Attorney General failed to answer him on a previous occasion when he took the floor and spoke of Delaware County, and he infers that he will be disappointed if the Attorney General does not answer him and perhaps he will be disappointed if the Attorney General does not attend that card party which he has invited him to. I would suggest that he should not assume that all of the people in Pennsylvania read the highly interesting matter in our Legislative Journal as closely and attentively as we do here in the Senate. I have no doubt that the gentleman from Delaware reads the Journal closely and I do, partciularly when the gentleman from Delaware speaks because it is highly entertaining material. However, not everybody in the Commonwealth reads the Journal that closely and I suggest if he wants to get a personal answer from the Attorney General or wants to invite him to a social event at his home, he either address a personal letter to the Attorney General or at least mail him a marked copy of the Legislative Journal. In that way, I think he would have a much better chance of getting an answer.

Mr. President, the argument of the gentleman, while I admire his zeal and the manner in which he defends his native county, on the face of it seems to me to be a bit peculiar. He referred to the fact that these are Gestapo tactics and Hitler tactics and such similar epithets, and he seemed to base that, to a large degree, on the fact that a Republican county was being persecuted. That just is not so and Senator Dent has already mentioned the record in that respect.

I wish I had known that the gentleman from Delaware was going to bring this matter up today because I would have brought him a little clipping from a York newspaper of a couple weeks ago, where there was a very similar situation, a very similar type of raid, within the city of York, in which city, Mr. President, I assure you there is no finer government in the State of Pennsylvania and no finer and highly moral people. We are not second even to the great county of Delaware in that respect. We had such an incident occur in York, and I suggest to the Senator from Delaware that this is no evidence of any persecution. This is a duty of the State Police. When Senator Watkins ties the Attorney General in with this, he knows he is doing this without any evidence that the Attorney General instituted this raid. I presume that information was given, indicating there

were some things going on which needed attention and the State Police acted on that information. This, to my mind, is not Gestapo or Hitler tactics. It is simply seeing to it that the law of the Commonwealth is enforced uniformly.

As far as bypassing some of the local enforcement officers, I think the gentleman knows, too, that sometimes in order to get impartial and good enforcement, it is necessary to have perhaps a more objective approach to the matter than local authorities sometimes are willing to give. That is not new and has been going on for a long time.

Mr. President, the defense of the gentleman seems to me to chiefly rest on the moral code which he describes as preailing in Delaware County, and it is a rather peculiar one. Apparently, from what he said, in Delaware it is entirely moral and legal—or at least it is not proper to consider these things illegal—to have sale of numbers, gambling and the selling of spirituous beverages without proper licensing. I do not believe that the gentleman can extend that moral or legal code much further than the county of Delaware. I think most of the State of Pennsylvania would hold that those things are illegal. I do not know whether the gentleman is against all law enforcement or whether he is only against law enforcement within the boundaries of Delaware, but it is an untenable argument. If the law is broken, it is the duty of the law enforcement officers to see to it that it is enforced if information is furnished to them.

They do not only crochet and knit in my county and, as a result, sometimes such conduct exceeds the bounds and law enforcement from outside agencies is necessary.

Mr. President, the gentleman mentioned the lower crime rate in the county of Delaware. I do not know what his source or authority on that is, but I am amazed that it is lower than the county of York. However, maybe he is right. Even if it is true, this is sometimes a function of the way the law is enforced by the local authorities in a county. Obviously, if the moral code he describes and the legal standards he describes are in force in Delaware County, the crime rate would be lower because they would be overlooking quite a few of the offenses which we in York County would feel we should proceed against legally, such as numbers, illegal selling of liquor and so forth.

I do not know just what the gentleman is asking of the law enforcement agency of the State. Is he saying that Delaware County should be immune from this type of law enforcement? Is he saying we are wrong in Pennsylvania to have such things as part of our penal code? I am not sure what his argument is, but I am sure that in laying this at the door of the Attorney General and insinuating that in some way Delaware County is being singled out for persecution, he is wrong. The facts do not support this theory.

As far as his last statement is concerned about going through the State of Pennsylvania and telling the people things about Governor Leader, I assure him that that is his privilege. As a matter of fact, I think if he persists in that, he can probably get an invitation to speak on the same platform as the Governor or some of our candidates. I know such invitations have been issued in the past, but we have not had anyone with the intestinal fortitude of Senator Watkins and perhaps if one of those invitations is issued to him, he will have more courage than some of the other campaign orators of his party in the past and we may be able to make a place for him either on a television program or on the platform to engage in such debate as he indicates he would be willing to engage in.

Mr. President, I like Delaware County. I have only an idling acquaintance with the county in passing through it and stopping overnight, but I think it seems like a fine county. They certainly have a very fine Senator, but to stand here and infer that for this reason there is nothing happening in the county of Delaware which is worthy of the attention of the law enforcement officers is a position which I am afraid we cannot allow the talented Senator from Delaware to maintain. Therefore, without rising in defense of any individual, I would simply point out to him that while I appreciate what he is doing, nevertheless, I cannot allow the reflections he has cast upon our law enforcement officials to stand.

Mr. WEINER. Mr. President, you will forgive me if I digress from Delaware County for a few minutes and take up the neighboring county of Philadelphia. The only reason I rise to do that today is because I know some of the Members of the Senate, especially the Members sitting on the other side of the aisle, may be venturing down to the City of Brotherly Love to a meeting of the State Committee, which they are going to have this Saturday. I know some of the gentlemen on the other side are quite interested in the State Committee from time to time and sometimes make an appearance and their voices are heard in Philadelphia. However, I want to warn them that they are going to a somewhat inappropriate place for their meeting because Philadelphia is a rather unhealthy place. As a matter of fact, the Senate Members sitting on the other side of the aisle, who happen to make up the majority of this body, have fully demonstrated that they do not consider Philadelphia to be a part of the Commonwealth and have even excluded us from House Bill No. 655. Therefore, it cannot be a very healthy city to be in because that happens to be the County Health Code. Of the sixty-seven counties, Philadelphia is the only one excluded from the Code.

On a more serious vein, Mr. President and Members of the Senate, Philadelphia is one of the most shortchanged cities in the Country today. A survey was made very recently by the President of these United States, who happens to be of the same political faith as the gentlemen sitting on the other side of the aisle, and Commerce Secretary Weeks. They came up with some figures and Philadelphia was put at the very bottom of the list for State assistance.

Not to bore you or be laborious about the figures, but on per capita payments received, Philadelphia receives four dollars and six cents per capita as compared to twenty-six dollars for New York City, thirty-four dollars for Los Angeles and fifty-six dollars for Detroit.

The Republican Majority in the Senate and the House until very recently have continued to place Philadelphia in the role of a second class city even though we are the only city in the State that comes under cities of first class. One-fifth of the people of this State, who pay one-fifth of the taxes collected in this State, which is more than all the other counties pay individually or even in groupings, receive not one cent under the County Health Code.

You have cut our appropriation for the Independence Mall from $1,000,000 to exactly one-half of that figure.

The highway allocation bill, which the Democratic House passed and sent over here, went through a number of frightful maneuvers and cuttings so that Philadelphia was very badly shortchanged on that as was every other city, borough and first class township. Therefore, about twenty-five per cent of the population of this State is receiving a lion's share of that fund. In the past twenty years, the motorists of the city of Philadelphia have paid $363,000,000 into the motor fund. They have received exactly, during that same period, $83,000,000. I believe you can come to your own conclusion as to what the ratio is.

Mr. President, the people of Philadelphia have been so badly cut down in every appropriation, and have been so badly hurt over a period of time, that I am not only suggesting to you that you do not hold your State meeting there, but I would like to further suggest that you do not bring your State-wide candidates in there because that is likely to be a very unhealthy place come November. I believe this story will be made part of the record and told to the people very effectively. I have fears for your State Committee but they are not as bad as the fears I have for your candidates come November.

Mr. WATKINS. Mr. President, I listened with great interest to Senator Dent and Senator Seyler, and I would like to say just this to Senator Dent in answer to his question that my talk was based upon the methods which the State Police are using in my county at this time. I would like to advise him that during all those sixteen years of Republicanism which he is talking about, we did have State Police come into our county on many, many occasions. We never felt as though they did not have the right to come into our county, but we have never, during those Republican Administrations, had the State Police come in with a hidden goon squad, sent out of Harrisburg. I can never recall that happening in those sixteen years. I can recall when men were sent from the Philadelphia Barracks and when our local State Police entered into various districts and made investigations which they thought were necessary. I say to you that we do welcome the State Police in our county and we welcome assistance from the Philadelphia Barracks and we welcome anything that will help law and order, but we want it done on a fair and decent basis. We do not ask the State Police to make any concessions to our county that they do not make to other counties, but we do ask for the same consideration. I think that after this Session, we may very possibly have sixteen more years of Republicanism.

I would like to say to Senator Seyler that due to the fact that he is so learned in the operations of the State government and in just what the Attorney General and State Police are doing, I desire to call to his attention now and ask him that if it was so important for the State Police to come into our county to make these trifling raids, then why could we not obtain the State Police when the very lives of our people were in danger, when steel balls were shot through the windows of our homes, when buckets of paint were thrown through the windows and our children woke up at night crying from fright and not knowing what had happened? We did request the State Police to come in and help and they refused to come in at that time. Senator Seyler, can you answer that question for me? Would you say to me that you think the little gambling the State Police have picked up in Delaware County is more important than protecting our public, whom we are having a terrible time trying to control at this time?

Mr. President, this request for protection was refused by the State Police. Can Senator Seyler give me an explanation, with his great knowledge, of why we could not obtain a little help on that basis?

Mr. STIEFEL. Mr. President, I desire to interrogate the gentleman from Delaware, Senator Watkins.

The PRESIDING OFFICER. Will the gentleman from Delaware, Mr. Watkins, permit himself to be interrogated?

Mr. WATKINS. I will, Mr. President.

Mr. STIEFEL. Senator Watkins, where will that game take place? Where will that poker game take place?

Mr. WATKINS. The friends whom I have invited will be there on Saturday. However, you do not happen to be on the list, if that is what you are looking for.

Mr. STIEFEL. I just want to know when it will take place and how long it is going to last.

Mr. WATKINS. I cannot tell you just how long it is going to last. We are barring professionals.

Mr. STIEFEL. What are your chances of winning during that game? Are you a good player?

Mr. WATKINS. I just cannot understand you, Senator Stiefel. Maybe my hearing is bad.

Mr. STIEFEL.I want to ascertain whether on the day following your game you will be in a good mood.

Mr. WATKINS. Mr. President, what was the gentleman's question?

The PRESIDING OFFICER. The Chair would call to the attention of both Senators that in any interrogation the question should be directed to the Chair.

Senator Stiefel, the gentleman from Delaware did not understand you. Therefore, would you please repeat your question?

Mr. STIEFEL. I will repeat my question as follows. It happens that Senator Watkins is a member of the Conference Committee which will have to decide the fate of the appropriation for the Independence Hall Mall. I want to know whether, at the time when this will be considered, he will be in a good mood. Since he contemplates a poker game and it may last until the wee hours of the morning, he may not be in a mood to consider the appropriation. He may also be a loser and come in in a sour mood. I want to know that so I will be prepared when the Conference Committee Meeting is held.

The PRESIDING OFFICER. Senator Watkins, the gentleman from Philadelphia, Senator Stiefel, wants to know what your mood will be when you meet on the Conference Committee to consider the Independence Hall Mall appropriation.

Mr. WATKINS. I could not answer that, Mr. President. I have so many different moods. Some people down home say I am like Doctor Jekyll and Mr. Hyde. I really would not know just what my mood will be when we meet on that. I would certainly have to study the bill if we were going to discuss it. At the present time, I do not know what it is all about.

Mr. STIEFEL. Mr. President, I am going to pray that Senator Watkins will be the winner.

Mr. SEYLER. Mr. President, I would like to answer

the question directed to me by Senator Jekyll and Hyde." As I understand it, the question had to do with the events which took place during a labor disturbance. If that is what the gentleman referred to, I think the record is very clear and he knows, if he read the newspapers, that the Governor, upon application being made, instructed the head of the State Police to see to it that surveillance was made of the situation and instructed them to use whatever resources of the State Police were necessary to see that order was preserved. I think the head of the State Police did exactly that.

As far as asking the State to intervene or take sides or act as strikebreakers or something of that sort, that, of course, is inappropriate and I am sure the Senator would agree. As far as keeping order is concerned, I believe the instructions of the Governor were explicit. They are a matter of public record and I am personally convinced that the State Police did just what the Governor had instructed them to do.

Mr. WATKINS. Mr. President, I desire to interrogate the gentleman from York, Senator Seyler.

The PRESIDING OFFICER. Will the gentleman from York, Mr. Seyler, permit himself to be interrogated?

Mr. SEYLER. I will, Mr. President.

Mr. WATKINS. Mr. President, I would like to know whether Senator Seyler thinks it is more important to run down these people who are smashing our homes and molesting our people while they sleep at night or to work on these raids. Which is the most important, in his opinion? Does he feel it is more important to protect these people or does he think it is more important to run down the low card games?

Mr. SEYLER. Mr. President, I would answer the gentleman by saying that functions of the State Police include both of the things he mentioned. They should preserve order in the Commonwealth, and they should also see that the laws of the Commonwealth are enforced.

Mr. WATKINS. Mr. President, would you ask Senator Seyler why they have not made an arrest of these men, why they have not done something and given us a report on what they are doing?

Mr. SEYLER. Mr. President, I do not understand the gentleman's question.

Mr. WATKINS. Mr. President, I would like to know why they have not done something. I would like to know why they have not spent their time in running down these culprits and bringing them to justice. Would he know why? Would he happen to be in a position to know why they have not? Are they too busy with these raids?

Mr. SEYLER. Mr. President, I cannot speak for the State Police. That is a part of the Executive Branch; I am a part of the Legislative Branch. I would suggest to the gentleman that such a question directed to Colonel Henry would probably receive a prompt and courteous answer.

Mr. WATKINS. Mr. President, I would like to say that in my opinion, if the Senator from York is so interested in defending this great Attorney General that we have here, will the Senator persuade him to get the State Police to give us the help which we have requested to run down the people who are shooting these balls, buckets of paint and smashing windows and molesting our civilians whom we, at this time, have not been able to run down? Will Senator Seyler solicit their help for us? We will deeply appreciate it.

Mr. SEYLER. Mr. President, I have not been defending the Attorney General. I think his actions have needed no defense. However, I would say to the gentleman that if the law enforcement agencies in his county have broken down to the extent that they cannot control the situation, and he makes the proper approach to the law enforcement agencies of the State, he will receive prompt action. I advise him to address a personal letter to the head of the State Police and I believe he will get prompt action.

Mr. MAHANY. Mr. President, I would like to write finis to this particular argument today by stating that up in the beautiful county of Crawford there are absodutely no violations of the law of any kind whatsoever.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 873, AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 873, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Law," prescribing duties and limitations for township supervisors as to holding other township offices, the number of meetings to be held, keeping of records and fixing compensation of certain township officers; changing the expense allowance for delegates to supervisors' conventions and the officers eligible to attend; fixing the procedure for selling township property; making tax exempt properties liable for certain costs for fire protection; prescribing duties of auditors and fixing compensation of members of zoning board of adjustment; providing for the construction of sidewalks and curbs and the payment therefor; changing the provisions relating to abandoned cemeteries, the publication of ordinances, connecting with sewers of adjacent municipalities, and the dedication, laying out, opening, improving, changing, relocating, taking over and vacating roads, streets and highways.

and has appointed Messrs. POLEN, MUSTO and WESCOTT as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 873, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 873, and that a Committee of Conference on the part of the Senate be appointed.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. STEVENSON, HARNEY and DENT as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 873.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1295, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F. F. A. district dairy shows and in addition a State Wide show to be held in the year as preliminary to the State Farm Show.

and has appointed Messrs. FARABAUGH, SNIDER and HORST as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1295, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1295, and that a Committee of Conference on the part of the Senate be appointed.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. HARNEY, MADIGAN and HAYS as a Committee Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1295.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1648, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1648, entitled:

An Act making an appropriation to the Department of Mines for the sealing and dewatering of and extinguishment of fires in abandoned coal mines.

and has appointed Messrs. POLEN, WILLIAMS and BREISCH as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1648, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1648, and that a Committee of Conference on the part of the Senate be appointed.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. FLACK, WAGNER and LANE as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1648.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1662, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development, operation and maintenance of the Independence Mall in Philadelphia.

and has appointed Messrs. KOLANKIEWICZ, G. E. JONES and CHARLES C. SMITH as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1622, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1662, and that a Committee of Conference on the part of the Senate be appointed.

The WOLFE. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. PROPERT, WATKINS and STIEFEL as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1662.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1856, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

and has appointed Messrs. POLEN, READINGER and BOWER as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1856, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1856, and that a Committee of Conference on the part of the Senate be appointed.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. PROPERT, WATKINS and HALUSKA as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1856.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1113

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," providing for the establishment by the Department of Property and Supplies of standards for the design construction, repair, alteration, equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein; repealing inconsistent legislation; directing the Department of Property and Supplies to make a report to the next General Assembly; and making an appropriation.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1113

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1941

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1941, entitled:

An Act to further amend the "Liquid Fuels Tax Act," approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) * * * by reducing the amount of tax on fuels used for the generation of power in aircraft and aircraft engines; further regulating the collection, disposition and refund thereof, and licensing of distributors.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1941

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL BILL No. 1941

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1942

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1942, entitled:

An Act to amend the title and sections two and four of the "Fuel Use Tax Act" approved the fourteenth day of January, one thousand nine hundred fifty-two (1951-1952 P. L. 1965) *** by imposing a tax on fuels used in aircraft or aircraft engines; fixing the amount thereof; and changing definitions of dealer-users, fuels and use.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1942

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1854

He also informed the Senate that the House has non-concurred in the amendments made by the Senate by House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1854

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 653

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" providing additional disability and super-annuation retirement allowances.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1073

He also presented communication from the House of

Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1073, entitled:

An Act providing for the establishment of forestry conservation camps by the Department of Forests and Waters for the development and conservation of the forests of this Commonwealth and for the rehabilitation and training of male youth, giving additional powers to the Department of Welfare and making an appropriation.

HOUSE CONCURS IN SENATE BILL No. 526

He also returned to the Senate, Senate Bill No. 526, entitled:

An Act amending "The Military Code of 1949" * * *, further regulating membership of the Military Advisory Commission.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 975

He also returned to the Senate, Senate Bill No. 975, entitled:

An Aact authorizing the Department of Forests and Waters to convey certain lands located in Whitemarsh Township Montgomery County in order to facilitate the further development of Fort Washington Park.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1075

He also returned to the Senate, Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie, Erie County, Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1087

He also returned to the Senate, Senate Bill No. 1087, entitled:

An Act amending the "Fiduciaries Investment Act of 1949" *** further prescribing the eligibility for authorized investments of the obligations of municipality authorities.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1097

He also returned to the Senate, Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies, with the consent of the Department of Military Affairs and the approval of the Governor, to sell or give all or part of the Cold Springs Military Reservation in Lebanon County, formerly known as Camp Shand, to The Pennsylvania Game Commission.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1102

He also returned to the Senate, Senate Bill No. 1102, entitled:

An Act amending the act of May 5, 1933 (P. L. 289) entitled "Nonprofit Corporation Law" authorizing keeping of investment in the name of the corporation or a nominee.

with the information that the House has passed the same without amendments.

HOUSE BILL FOR CONCURRENCE

He also presented for concurrence bill of the House, as follows:

House Bill No. 2065, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225), entitled "The Game Laws," further regulating the issuance of antlerless deer licenses, and imposing penalties for the unlawful issuance thereof.

Which was committed to the Committee on Rules.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 999, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor, council and appointed officers in cities of the second class "A" increasing the compensation of the mayor and appointed officers in cities of the second class A.

and has appointed Messrs. REIDENBACH, NEEDHAM and JUMP as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 39, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 39, entitled:

An Act amending the act of July 11, 1917 (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists, veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," changing the penalties for the illegal possession, sale, dispensing or giving away drugs and limiting the powers of the courts to suspend sentence grant probation or parole in such cases.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

SENATE CONCURRENT RESOLUTION

RECALLING SENATE BILL No. 1018 FROM THE GOVERNOR

Mr. SILVERT offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 16, 1956.

Resolved (the House of Representatives concurring), That Senate Bill No. 1018, Printer's No. 581, entitled "An act amending the act of July 25, 1955 (P. L. 273), entitled 'An act authorizing counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments,' extending the time during which political subdivisions may act under the provisions thereof," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE CONCURRENT RESOLUTION, SERIAL No. 176, TAKEN FROM TABLE

Mr. STIEFEL. Mr. President, I call from the table at this Juncture Senate Concurrent Resolution, Serial No. 176, which was reported from committee today.

The Clerk read the resolution as follows:

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO STUDY AND INVESTIGATE ALL LAWS AND REGULATIONS PERTAINING TO DAY CAMPS, RESIDENT CAMPS AND OTHER OUTDOOR FACILITIES OPERATED AND CONDUCTED FOR RECREATION, GROUP LIVING, EDUCATION AND SOCIAL ADJUSTMENT

In the Senate, May 1, 1956.

Whereas, during the disastrous floods of 1955, the civil defense authorities of Pennsylvania as well as its National Guard could not come to the rescue of children at many summer camps because of the total lack of a systematic registration of the names and locations of such camps. Only the miraculous aid of the United States Navy helicopters averted at the last moment, horrendous catastrophies and a staggering loss of life, by saving hundreds of campers from amidst deadly swirling torrents; and

Whereas, the lack of a systematic and central registration of summer camps for children also hampers the effective enforcement of many salutary laws now in effect in this Commonwealth; and

Whereas, a collation of the various statutory provisions applicable to summer camping for children is long overdue and is imperative for the detection of numerous lacunae as well as inadequacies in coping with deficiency whenever and wherever they may exist in summer camps for children in Pennsylvania; and

Whereas, the promised "voluntary code" which is now being evolved by many agencies generally, and the Pennsylvania Camping Federation in particular, concerned with child welfare and the promotion thereof, as well as by responsible camp owners, may be unduly delayed in assuming final shape and even if adopted by many camps, church groups and charitable and civic organizations may be flayed by recalcitrants; now therefore be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission is hereby directed to study and investigate all laws and regulations pertaining to day camps, resident camps and other outdoor facilities operated and conducted for recreation, group living, education and social adjustment; the operation, conduct, control, and management of such camps; and the feasibility of further regulating, licensing and registering the same; and be it further

Resolved, that the Joint State Government Commission report to the next regular session of the General Assembly its findings and recommendations together with drafts of legislation necessary to carry the recommendations into effect.

RULE 39 SUSPENDED

A motion was made by Mr. STIEFEL and Mr. McGINNIS,

That rule 39, which requires resolutions reported from committee to lie over for one day, be dispensed with and the Senate proceed to the consideration of the foregoing resolution.

Which was agreed to.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE RESOLUTIONS

TO DISCHARGE COMMITTEE ON STATE GOVERNMENT FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1026

Mr. LANE offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1026, entitled "An act authorizing and empowering any administrative department of the Commonwealth of Pennsylvania, when so designated by the Governor, to cooperate with the United States in the distribution and use of surplus foods and commodities," having been referred to the Committee on State Government on March 5, 1956 and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. LANE. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. DENT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, I merely rise to object to this discharge resolution. From time immemorial, toward the last days of each Session of the Legislature, we have these discharge resolutions which over the past years have certainly been futile and have never been adopted. However, for some reason or other, it is thought that they should be presented.

Therefore, Mr. President, I ask my colleagues to vote "no" on this discharge resolution.

Mr. LANE. Mr. President, the subject matter contained in House Bill No. 1026 actually has a far-reaching effect upon the population of Pennsylvania in regard to the actual distribution of surplus foods. As most of you know, the county institution districts generally make a contract with some department here in Harrisburg in regard to the distribution of these foods. The status has never

been established definitely and none of us know where we are. This legislation should be adopted. It has been in the hopper for a long, long time and we are coming to the closing days of the Session.

Therefore, Mr. President, I have asked that this committee be discharged and I request a roll call.

And the question recurring,

Will the Senate agree to the motion?

(During the calling of the roll, the following occurred):

Mr. LANE. May we be at ease a few moments, Mr. President?

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease.)

Mr. DENT. Mr. President I desire to change my vote from "aye" to "no."

The PRESIDING OFFICER. The gentleman from Westmoreland will be so recorded.

Mr. LANE. Mr. President, in view of the fact that the Committee Chairman plans to report the bill out, I am changing my vote from "aye" to "no."

The PRESIDING OFFICER. The gentleman from Washington will be so recorded.

Mr. SILVERT. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDING OFFICER. The gentleman from Philadelphia will be so recorded.

Mr. DONOLOW. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDING OFFICER. The gentleman from Philadelphia will be so recorded.

Mr. McGINNIS. Mr. President, I desire to change my vote from "aye" to "no."

The PRESIDING OFFICER. The gentleman from Allegheny will be so recorded.

The roll was called and was as follows:

YEAS—0

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—47

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON LABOR AND INDUSTRY FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1399

Mr. LANE offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1399, entitled "An Act requiring employers to pay for medical examination fee where such examination is a condition of employment" having been referred to the Committee on Labor and Industry on December 6, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. LANE. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—18

Camiel,	Lane,	Miller,	Seyler,
Dent,	McCreesh,	Mullin,	Silvert,
Derk,	McGinnis,	Ruth,	Stiefel,
Donolow,	McMenamin,	Schmidt,	Weiner,
Hays,			Yosko,

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

Mr. LANE. Mr. President, I now yield to my colleague from Philadelphia, Senator Weiner.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President, these three resolutions which I am about to offer ask for the discharge of the Committee on Labor and Industry from further consideration of two bills and for the discharge of the Committee on Judiciary General from the consideration of one bill.

These bills are very fair and basic; the type of law which all of us like to think we now have in effect in the State but actually these acts are not in effect. One of the bills involves the mechanics' lien law which is a rather technical type name for a law which insures a workman, who has worked on any kind of construction work, that he will be paid ultimately when the job is completed. As we all well know, before any kind of construction work can begin, the general contractor must obtain from all his subcontractors a release of lien before any loans will be granted for the commencing of this work. Every subcontractor, therefore, in order to take these jobs and commence his work, must sign a release of lien. Subsequently, the job may be completed and if the general contractor happens to be a dishonest person, or for some other reason best known to the general contractor, and the subcontractors are not paid, there is no way for them to get paid other than to go through a long and drawn out suit, which may take two or three years after the job is completed and which also may be two or three years since the date they commenced the work. It, therefore, may be four or five years before the subcontractor is paid for the work he has done, and the person who ultimately accepts the job has the benefit of this labor by an individual and he has not received what is justly due him.

Mr. President, one of the other two bills deals with work for women in industry, which requires that after six days of continuous work they are entitled to the seventh day off. We like to think that we live in an enlightened society and that we have come a long way since

the days of the sweat shop, but in our State at the present moment we do not have an act which requires women to have the seventh day for rest after six consecutive days of work.

I believe that if I pointed to the Bible, Mr. President, it would uphold the proposition that I am proposing here. I am sure the Committee Chairman has overlooked these two bills in his committee in the rush of work, and I am sure he would be very happy to bring these bills out now that I have brought them to his attention. He can certainly do so without any difficulty, and I would be very happy to withdraw this resolution if he considers doing so.

SENATE RESOLUTIONS

TO DISCHARGE COMMITTEE ON LABOR AND INDUSTRY FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1234

Mr. WEINER offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1234, entitled "Female Labor Law," having been referred to the Committee on Labor and Industry on August 3, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. WEINER. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. SCHMIDT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. BERGER. Mr. President, in connection with the remarks just made by the gentleman from Philadelphia, Senator Weiner, I believe it is incumbent upon me, as Chairman of the Committee, to say to the Members of the Senate that the bills to which he has referred have been considered by the committee unfavorably. Therefore, it would not be the prerogative of the chairman, even though I might wish to do it, to bring the bills to the floor.

And the question recurring,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON LABOR AND INDUSTRY FROM FURTHER CONSIDERATION OF SENATE BILL No. 897

Mr. WEINER offered the following resolution, which was twice read as follows:

In the Senate, May 16,1956.

Resolved, That Senate Bill No. 897, entitled "An Act to prescribe minimum wages and maximum hour standards to provide for the further determination and establishment of minimum wages by industry and to provide for enforcement of such provisions and for other purposes," having been referred to the Committee on Labor and Industry, November 30, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. WEINER. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. MULLIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON JUDICIARY GENERAL FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1765

Mr. WEINER offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1765, entitled, "An Act relating to services furnished to or performed for contractors and subcontractors; regulating waivers, releases, receipts and other evidence of payment, and their effect; providing procedure for collecting certain claims," having been referred to the Committee on Judiciary General on December 28, 1955, and the Committee not having reported the same to the Senate for a period of over ten days, the Committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. WEINER. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. McCREESH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	McMenamin,	Seyler,
Camiel,	Lane,	Miller,	Silvert,
Dent,	McCreesh,	Mullin,	Stiefel,
Derk,	McGinnis,	Ruth,	Weiner,
Donolow,		Schmidt,	Yosko,

NAYS—23

Berger,	Kopriver, Jr.	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

Mr. WEINER. Mr. President, at this time I would like to yield to my colleague from Philadelphia, Senator Donolow.

PERMISSION TO ADDRESS SENATE

Mr. DONOLOW asked and obtained unanimous consent to address the Senate.

Mr. DONOLOW. Mr. President, the first discharge resolution which I am about to offer relates to House Concurrent Resolution No. 171. I am surprised that this House Concurrent Resolution was not brought out of committee due to the fact that in the House it had bipartisan sponsorship, by Mr. Readinger and Mr. Johnson. This resolution provides for a study by a Joint Committee, to be composed of three members appointed by the President pro tempore of the Senate, three members appointed by the Speaker of the House and three members to be appointed by the Governor, for the purpose of studying the effect of State laws on employer-employee relationships between the Commonwealth of Pennsylvania and the political subdivisions. This Joint Committee was to make a study and report back to the next General Assembly as to its findings.

I think this is a very important bit of study and bit of information that the next General Assembly could use.

Mr. President, the next discharge resolution is relative to House Bill No. 429, which passed the House by a vote of 156 to 27 and which is known as the anti-injunction bill. This bill does away with the ex parte proceedings in injunctions, and the courts of common pleas in the various counties now hear these labor disputes as any other matters which might come before them where both sides would present their case before the injunction would be issued.

House Bill No. 1768 is the public utility bill, which repeals the Act of June 30, 1947 and permits the employees to take measures against public utility companies where there are labor disputes.

House Bill No. 1996, Mr. President, permits, where there is a contract providing for arbitration, either side to go to the courts of common pleas to seek remedies and force the use of the arbitrators, as well as to enforce the arbitrators' decisions as in any other cases in equity.

I feel that all these bills are meritorious to the people who work and the little people of the State of Pennsylvania. These bills should have been brought out of committee and should have been brought to the floor for consideration.

SENATE RESOLUTIONS

TO DISCHARGE COMMITTEE ON RULES FROM FURTHER CONSIDERATION OF HOUSE CONCURRENT RESOLUTION No. 171

Mr. DONOLOW offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That Resolution No. 171 of The House of Representatives, Serial No. 197, entitled "Joint Committee to study state laws and their effect on employer-employe relationship between the Commonwealth and political subdivisions" having been referred to the Committee on Rules on May 4, 1956, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DONOLOW. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. CAMIEL. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON LABOR AND INDUSTRY FROM FURTHER CONSIDERATION OF HOUSE BILL No. 429

Mr. DONOLOW offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 429, entitled "Labor Anti-Injunction Act" having been referred to the Committee on Labor and Industry on March 2, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DONOLOW. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. CAMIEL. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON LABOR AND INDUSTRY FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1768

Mr. DONOLOW offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1768, entitled "An Act regulating settlement of labor disputes between public utility employers and their employes, and providing the procedure therefor; repealing certain acts," having been referred to the Committee on Labor and Industry on December 14, 1955 and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DONOLOW. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. CAMIEL. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON RULES FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1996

Mr. DONOLOW offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1996, entitled "An Act regulating arbitration of controversies between labor and management when arbitration is required by written contract or agreement; providing a method of securing arbitration and the appointment of arbitartors or an umpire; regulating hearings, evidence and awards; imposing duties on courts of common pleas," having been referred to the Committee on Rules, May 4, 1956, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DONOLOW. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. CAMIEL. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

Mr. DONOLOW. Mr. President, I now yield to my colleague from Allegheny, Senator Schmidt.

TO DISCHARGE COMMITTEE ON LABOR AND INDUSTRY FROM FURTHER CONSIDERATION HOUSE BILL No. 1057

Mr. SCHMIDT offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1057, entitled "An Act to provide for the safety and to protect the health and morals of persons while employed; prescribing certain regulations and restrictions concerning places where persons are employed, and the equipment apparatus, materials, devices and machinery used therein; prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act; and fixing penalties," having been referred to the Committee on Labor and Industry on August 30, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. SCHMIDT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. McGINNIS. Mr. President, I second the motion.

On the question,

Mr. SCHMIDT. Mr. President, in the year 1937 this Legislature, realizing its responsibility toward the employees of the Commonwealth of Pennsylvania when they were engaged in highly dangerous occupations, prescribed certain safety regulations. By later amendment, it was provided that the employees engaged in very dangerous occupations should be supplied with certain types of safety glasses, leggings, gloves and so on. The bill read, "shall be provided with." At that time, the employees were firmly convinced that "providing" meant that the employer should pay for the same. The employers have not done so and in order to clear up this misunderstanding, House Bill No. 1057 was introduced stating that not only shall they be provided, but also added "free of charge by employer."

Mr. President, we know that this is a responsibility of the employer to see to it that all types of safety devices are placed around machinery which might be dangerous to the employees. Just as important is the case where fine particles, for instance, might injure the eye or the type of product handled might cut or in any way injure the hand and the gloves and the glasses, which are necessary for protection, are just as much a part of the safety equipment as the actual safety equipment which you have

around machinery, and those items should be provided by the employer.

That is the reason for this bill, Mr. President, and I ask each and every Member of this Senate, regardless of political affiliation, to consider it a responsibility of the employer toward the employee to furnish this equipment free of charge.

And the question recurring,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON LABOR AND INDUSTRY FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1209

Mr. SCHMIDT offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1209, Printer's No. 1017, entitled "An Act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; prescribing penalties, and making and appropriation," having been referred to the Committee on Labor and Industry on October 14, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. SCHMIDT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. McGINNIS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SCHMIDT. Mr. President and Members of the Senate, in this enlightened day of labor relations between the employer and employee, both from a Federal as well as a State standpoint, we recognize the equality of women in industry. In other words, sex is not to be any barrier in so far as the payment of wages for like types of work performed in like municipalities.

In the bill in question, House Bill No. 1209, the meat of this bill is contained in Section 2 which reads as follows:

"No employer shall discriminate in any way in the payment of wages or salaries as between the sexes or pay any female in his employe at any location salary or wages less than the rates paid to male employees for the same work at the same location"

I believe this is a part of the advance outlook in the relationship between employer and employees and the treatment of employees regardless of sex.

Mr. President, I, therefore, ask the Members of this Senate to discharge the committee from further consideration of this bill.

And the question recurring,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON LABOR AND INDUSTRY FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1802

Mr. SCHMIDT offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1802, Printer's No. 1349, entitled "An Act relating to public works contracts; providing prevailing wages; imposing duties upon the Secretary of Labor and Industry; providing penalties; and repealing existing laws," having been referred to the Committee on Labor and Industry on February 6, 1956 and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. SCHMIDT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. McGINNIS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SCHMIDT. Mr. President, there is an old saying in politics as to whether or not you will want me after election as you did before election.

Both major political parties in Pennsylvania, in their attempt to woo votes, appealed to labor for their support. During the last gubernatorial campaign, representatives of organized labor appeared before the Platform Committee of both major parties and submitted to those committees their request that in the labor plank, each party declare itself in favor of the payment of the prevailing wage in the locality in which all public works were to be performed.

Mr. President, the Democratic Party in its platform set forth its pledge to bend all its efforts to see to it that prevailing wages would be incorporated in all contracts by municipal corporations dealing with labor.

I have been told by representatives of labor that when they appeared before a like committee of the Republican Party they, too, assured the labor group that the Republican Party would look with sympathy upon this request.

Mr. President, there was introduced in this Session

House Bill No. 1802, which is the bill in question. The bill passed the House and is now in the Committee on Labor and Industry in this Senate. This bill provides that when any municipal body enters into a contract for public works, there shall be incorporated in the contract a provision that there shall be paid to all labor, and various crafts, the minimum average pay prevalent in that locality. This is merely the carrying out of an expressed pledge, plus an implied pledge, by both parties to labor.

And the question recurring,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON JUDICIARY GENERAL FROM FURTHER CONSIDERATION OF HOUSE BILL No. 726

Mr. SEYLER offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill 726, entitled "An Act to define and prohibit unauthorized interception, divulgence or use of telephone and telegraph communications; providing criminal penalties and civil damages, including attorney's fees, for the violation thereof, and limiting the admissibility of evidence," having been referred to the Committee on Judiciary General on June 2, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. SEYLER. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. HAYS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SEYLER. Mr. President, House Bill No. 726 is a bill about which I have a great deal more than routine interest. I was the sponsor of an identical Senate Bill. Both of these bills, the one I presented and the one in question here, deal with the subject of wire tapping. I think most of the Senators are acquainted, and I will not go into detail, with the great abuses of this new technique that have been made and which constitute the invasion of the privacy of the individual, not only in our State but throughout the country. I think you also know of the difficulties they have had in New York City and other large cities with abuses of this.

Chief Justice Holmes once said that wire tapping is a dirty business and I think this is precisely true. I think possibly the only reason we have no prohibition against wire tapping in our fundamental law, in the Bill or Rights of our Constitution, is because, of course, at the time when that document was written, no such equipment existed. There was no telephone. However, it certainly constitutes an invasion of the individual's privacy comparable to those prohibited in the Bill of Rights. It enables people, who tap other people's telephone wires, to listen to communications of the most private nature, between members of the same family, privilgede communications such as those between an individual and his lawyer, his doctor, his priest or minister. It also is used ofttimes not only for law enforcement but for business advantage, for political advantage, by jealous wives or husbands to get cases against their spouses.

It is sometimes argued that wire tapping is necessary because it is so effective in convicting criminals. Of course, so is the rack, so is the thumbscrew, so is the third degree by using violence. All of these methods, however, as we all know, have been prohibited. They are not permitted by the law enforcement officers. I think there is no doubt that we can do without this new technique which is such a great invasion of individual privacy and such a denial of personal liberty.

Mr. President, this bill was brought from the House and presented to the Senate on June 2, 1955. Since that time, it has rested in the Committee on Judiciary General and has not moved. A resolution was adopted by this Senate, as sort of a substitute, which called upon the Joint State Government Commission to study this question and bring in recommendations. That resolution has not moved.

Therefore, Mr. President, I ask the Members of the Senate to vote to bring this bill to the floor so that we can end this practice which is justifiably called a dirty business.

And the question recurring,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—18

Barr,	Hays,	Miller,	Seyler,
Camiel,	Lane,	Mullin,	Silvert,
Dent,	McCreesh,	Ruth,	Stiefel,
Derk,	McGinnis,	Schmidt,	Weiner,
Donolow,			Yosko,

NAYS—24

Berger,	Kopriver, Jr.	Propert,	Wagner,
Blass,	Madigan,	Scott,	Watkins,
Diehm,	Mahany,	Stevenson,	Watson,
Flack,	Mallery,	Taylor,	Whalley,
Harney,	McMenamin,	Van Sant,	Wolfe,
Kessler,	Pechan,	Wade,	Fleming,
			Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON ELECTIONS FROM FURTHER CONSIDERATION OF HOUSE BILL No. 576

Mr. RUTH offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 576, entitled "The Permanent Registration Act for Boroughs, Towns and Townships," having been referred to the Committee on Elections, July 25, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. RUTH. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. RUTH. Mr. President, this bill would extend permanent registration in boroughs, towns and townships from two to four years. We know, in our rural areas, the inconvenience that is caused by a two-year registration. We feel it is only just to have that extended to four years.

And the question recurring,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON ELECTIONS FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1242

Mr. MULLIN offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1242, entitled "An Act to amend subsection (b) of Section 1605 and Section 1843 of the act, approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," by removing prohibition against unincorporated associations making political contributions," having been referred to the Committee on Elections on March 14, 1956 and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. MULLIN. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. SCHMIDT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

TO DISCHARGE COMMITTEE ON CONSTITUTIONAL CHANGES AND FEDERAL RELATIONS FROM FURTHER CONSIDERATION OF HOUSE BILL No. 1390

Mr. HAYS offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 1390, entitled "A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania excluding income taxes from requirement of uniformity; and limiting their rate and use of proceeds," having been referred to the Committee on Constitutional Changes and Federal Relations and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. HAYS. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. HAYS. Mr. President, this bill is the so-called graduated income tax amendment bill. We are assured, I think, that the people of the Commonwealth in the years to come are going to ask for many more services from the State Government, particularly in the fields of health, welfare and education. I think it is unfair for us to tie the hands of our successors by not opening up all the avenues of taxation, particularly that of ability to pay and not be held down by the dead hand of the past. I am sure we all know that our Constitution was written in 1873 and that we last voted on this question by popular vote, I believe, in 1938.

May I call to your attention, Mr. President, that since 1938, I would estimate that between 3,500,000 and 4,000,000 new voters have been added to the voting rolls of the State? Each year, as the Senator from Lackawanna can testify, about 250,000 potential voters are born. Therefore, it seems to me that we have an obligation in this year of 1956 to make as wide as possible the range of taxation upon which future General Assemblies may levy.

Mr. President, I ask for favorable consideration of this resolution and in that way remove this dead hand of the past from us.

And the question recurring,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—18

Barr,	Hays,	McCreesh,	Seyler,
Camiel,	Lane,	McGinnis,	Silvert,
Dent,	Miller,	Ruth,	Stiefel,
Derk,	Mullin,	Schmidt,	Weiner,
Donolow,			Yosko,

NAYS—24

Berger,	Kopriver, Jr.	Propert,	Wagner,
Blass,	Madigan,	Scott,	Watkins,
Diehm,	Mahany,	Stevenson,	Watson,
Flack,	Mallery,	Taylor,	Whalley,
Harney,	McMenamin,	Van Sant,	Wolfe,
Kessler,	Pechan,	Wade,	Fleming.
			Presiding Officer

So the question was determined in the negative.

CONGRATULATIONS OF THE SENATE EXTENDED TO THE HONORABLE HUGH J. McMENAMIN

The PRESIDING OFFICER. The Chair would like to publicly offer congratulations not only from himself, but from the entire Senate, to that expert on added population about whom Senator Hays just spoke, Senator McMenamin. Our most hearty congratulations to him.

Mr. McMENAMIN. Mr. President, I just better have no comment.

The PRESIDING OFFICER. The Chair would also call to the attention of Senator McMenamin that everyone in the Senate Chamber received a cigar except the Chair.

The PRESIDENT pro tempore (M. Harvey Taylor)in the Chair.

BILLS SIGNED

The PRESIDENT pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 54, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Bloomsburg State Teachers College and for the Commonwealth's share of expenses incurred by the town of Bloomsburg in connection therewith.

House Bill No. 200, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purchase of fire fighting equipment for the Scotland School for Veterans' Children.

House Bill No. 597, entitled:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia, Pennsylvania.

House Bill No. 654, entitled:

An Act making an appropriation to The Boys' Industrial Home of Western Pennsylvania located at Oakdale, Allegheny County for new buildings and repairs to existing buildings.

House Bill No. 695, entitled:

An Act making an appropriation to the Trustees of the George Jr. Republic Association, Grove City, Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr. Republic School in Mercer County, Pennsylvania.

House Bill No. 887, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Shippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith.

House Bill No. 905, entitled:

An Act making an appropriation to Sleighton Farm School for Girls, situate in Delaware County, Pennsylvania, to provide improved facilities for female juveniles committed by the courts of the Commonwealth.

House Bill No. 1035, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire land in the City of Nanticoke, Luzerne County, for the use of Nanticoke State Hospital; and making an appropriation.

House Bill No. 1036, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire .326 of an acre, more or less, of land in Newport Township, Luzerne County, for the use of Retreat State Hospital; and making an appropriation.

House Bill No. 1037, entitled:

An Act authorizing the Department of Property and Supplies to sell at public sale a plot of ground presently a part of acreage administered at the Polk State School, Venango County, Pennsylvania, containing 1.46 acres, more or less.

House Bill No. 1306, entitled:

An Act making an appropriation to the Philadelphia College of Osteopathy, Philadelphia, Pennsylvania, for maintenance and support.

House Bill No. 1573, entitled:

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Edinboro State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Edinboro in connection therewith.

House Bill No. 1595, entitled:

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

House Bill No. 1600, entitled:

An Act making an appropriation to the Moore Institute of Art, Science and Industry, Philadelphia, Pennsylvania.

House Bill No. 1601, entitled:

An Act making an appropriation to the Berean Manual Training School at Philadelphia, Pennsylvania, for the purpose of the maintenance of said school.

House Bill No. 1602, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades for maintenance.

House Bill No. 1603, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

House Bill No. 1605, entitled:

An Act making an appropriation to the National Agricultural College Farm School Pennsylvania at Doylestown, Pennsylvania.

House Bill No. 1606, entitled:

An Act making an appropriation to the Philadelphia Textile Institute at Philadelphia, Pennsylvania.

House Bill No. 1607, entitled:

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton, Pennsylvania, for maintenance and purchase of supplies and equipment.

House Bill No. 1608, entitled:

An Act making an appropriation to the Pennsylvania Museum School of Art, Philadelphia.

House Bill No. 1633, entitled:

An Act making an appropriation to The Glen Mills School, situate in Delaware County, Pennsylvania.

House Bill No. 1634, entitled:

An Act making an appropriation to Sleighton Farm School for Girls, situate in Delaware County, Pennsylvania.

House Bill No. 1665, entitled:

An Act making an appropriation to the Department of Forests and Waters for the use of the Valley Forge Park Commission in the acquisition of land.

House Bill No. 1689, entitled:

An Act making an appropriation to the Department of Property and Supplies for repair and improvements to the Pennsylvania Soldiers' and Sailors' Home at Erie.

House Bill No. 1975, entitled:

An Act making an appropriation to the Department of Property and Supplies to be used for rehabilitating and reinscribing Chief Cornplanter's monument.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

REPORTS FROM COMMITTEES

Mr. BLASS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BLASS, on behalf of Mr. CHAPMAN, from the Committee on Appropriations, re-reported as amended, House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

Mr. RUTH. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. RUTH, from the Committee on Rules, reported as committed, House Bill No. 275, entitled:

An Act amending the act of May seventeen one thousand nine hundred twenty-nine (P. L. 1798) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania . . . ," increasing the amounts of payments from the Commonwealth to counties and making an appropriation.

He also, from the Committee on Rules, reported as committed, House Bill No. 1297, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds.

He also, from the Committee on Rules, reported as committed, House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty day's notice.

He also, from the Committee on Rules, reported as committed, House Bill No. 1956, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres more or less of land situate in Hanover Township Beaver County Pennsylvania with the approval of the Governor.

He also, from the Committee on Rules, reported as amended, House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land situate in Middletown Township Delaware County.

He also, from the Committee on Rules, reported as committed, House Bill No. 2115, entitled:

An Act relating to branches of banking institutions directing the Joint State Government Commission to study and investigate the establishment maintenance and operation of such branches and to report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry such recommendations into effect and prohibiting the establishment of branches by banking institutions in certain cases for a limited period of time.

Mr. MAHANY. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANEY, from the Committee on Highways, reported as amended, House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "State Highway and Bridge Authority Act" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases.

He also, from the Committee on Rules, reported as committed, Senate Bill No. 1109, entitled:

An Act amending the act of January 24, 1956 (Act No. 288), entitled "An act relating to chattel mortgages executed and filed prior to July 1, 1954; . . ." extending the lien of mortgages in certain cases.

Mr. BERGER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BERGER, from the Committee on Forests and Waters, Game and Fish, re-reported as amended, House Bill No. 1008, entitled:

An Act to further amend the act approved the third day of June one thusand nine hundred thirty-seven (P. L.

1225) entitled "The Game Law," by further regulating violations and the imposition of penalties the duration of field trials and fox hunting and modifying the limitation of the purchase price of State game lands.

Mr. LANE. Mr. President, may we be at east for just a moment? I wish to advise the Minority Leader that he has a number of Discharge Resolutions to present to the Senate here today.

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease.)

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, I wish to offer the following series of resolutions and would like to make an introductory remark or two on each one.

At this time, Mr. President, I would like to introduce a resolution discharging the standing committee from further consideration of House Bill No. 145. I think we have reached an enlightened enough stage in our civilized treatment of labor disputes that we no longer need to invoke the use of tear gas in labor disputes.

Mr. President, this bill which was passed by the House would eliminate the use of tear gas in labor disputes. There are a great many of us who have had some experience with the situation and with the trouble, the heartaches and the many miseries that are caused when a labor dispute gets out of order. However, when you have, with the sometimes normal disorders that occur when there is a serious labor dispute, the use of tear gas, you have reached a new low in the relationship between employers and employees.

I believe that this Senate has overlooked the opportunity to do justice to a situation that I am sure needs correction. I can promise that if there are sufficient votes next January when we reconvene to reconsider this legislation, I expect to make a fight at that time to enact this bill.

SENATE RESOLUTION

TO DISCHARGE COMMITTEE ON JUDICIARY GENERAL FROM FURTHER CONSIDERATION OF HOUSE BILL No. 145

Mr. DENT offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 145, entitled "An Act prohibiting the sale, transfer, purchase, ownership, possession and use of tear and noxious gas and tear gas guns; providing for certain exemptions; and providing penalties" having been referred to the Committee on Judiciary General on November 22, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DENT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	**Hays,**	Miller,	**Silvert,**
Camiel,	**Lane,**	**Mullin,**	**Stiefel,**
Dent,	**McCreesh,**	Ruth,	**Weiner,**
Derk,	**McGinnis,**	**Schmidt,**	**Yosko,**
Donolow,	McMenamin,	**Seyler,**	

NAYS—23

Berger,	Kopriver, Jr.,	**Scott,**	**Watkins,**
Blass,	**Madigan,**	**Stevenson,**	**Watson,**
Diehm,	**Mahany,**	**Taylor,**	**Whalley,**
Flack,	**Mallery,**	**Van Sant,**	**Wolfe,**
Harney,	Pechan,	**Wade,**	**Fleming,**
Kessler,	Propert,	**Wagner,**	Presiding Officer

So the question was determined in the negative.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, the next resolution covers a subject that I believe, too, should have been passed by this Legislature without any degree of discussion whatsoever.

Mr. President, under the present law, the railroads pay their employees every two weeks. I believe some ninety per cent or better of all other industries in the Commonwealth of Pennsylvania pay their employees every week. Some say, "Why does it have to be a matter of law?" This is simply because it is a matter of law at this time and I believe that this Senate arbitrarily took this legislation and defeated it in committee without giving consideration to the full import of what the bill means.

All it calls for is that the railroad workers be entitled to their pay after one week's work the same as most of the other employees of the Commonwealth of Pennsylvania. I see no reason whatsoever for this bill dying in committee.

SENATE RESOLUTION

TO DISCHARGE COMMITTEE ON LAW AND ORDER FROM FURTHER CONSIDERATION OF HOUSE BILL No. 783

Mr. Dent offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 783, entitled "An Act regulating the time of payment of wages and earnings to railroad employes," having been referred to the Committee on Law and Order on May 10, 1955, and the Committee not having reported the same to the Senate for a period of over ten days, the Committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DENT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	**Hays,**	Miller,	**Silvert,**
Camiel,	**Lane,**	**Mullin,**	**Stiefel,**
Dent,	**McCreesh,**	Ruth,	**Weiner,**
Derk,	**McGinnis,**	**Schmidt,**	**Yosko,**
Donolow,	McMenamin,	**Seyler,**	

NAYS—23

Berger,	Kopriver, Jr.,	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, at this time, I would like to present another resolution. I would like to have the Members of the Senate pay some attention to these resolutions because they do represent very serious legislation.

Over the years, in many industries in this Commonwealth, there have been many labor disturbances. Fortunately, because of the situation that existed between the management and the employees of the railroads, there has been a minimum number of strikes and work stoppages. However, because of the great sense of responsibility of those who work on the railroads, they have been denied certain conditions of employment which have been gained in other industries that are not so restricted by the nature of the employment that they hold. The railroad employees have been forced, because of these circumstances, to come to the Legislature year after year and plead their case. For many years, their problems have not been taken care of. We felt, this year, that there would be some chance of some remedial legislation.

Mr. President, this resolution covers a very important and highly specific piece of legislation. It is House Bill No. 411. Years ago, this Legislature passed what was known as a full crew bill. That bill was declared to be unconstitutional. However, over the years, a practice has grown up and through negotiations in some instances, most of the railroads outside of the State of Pennsylvania have restored to what they call the minimum crew. This legislation would only call for the same consideration for railroad workers in this State as is given in other States.

House Bill No. 411 is not a full crew bill; it is a minimum safety crew bill. It calls for one engineer, one fireman and two brakemen on all yard switching locomotives. Those of you who have been around railroad yards probably are aware of the fact that eighty per cent or more of all railroad fatalities and injuries occur in the switching operations.

This measure is in effect in over eighteen States of this Union; all of the major States, New York, Ohio, indiana, Massachusetts and even including what sometimes has been called a backward State, Arkansas. Yet, we in Pennsylvania, through the great influence exerted in this General Assembly by the representatives of the railroad, have failed over a sixteen-year period to remedy the situation as it was contained in the original full crew bill and the findings of the Superem Court.

Mr. President, I assure you that the railroad workers of this State are deserving of more consideration.

SENATE RESOLUTION

TO DISCHARGE COMMITTEE ON LAW AND ORDER FROM FURTHER CONSIDERATION OF HOUSE BILL No. 411

Mr. DENT offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 411, entitled "An Act compelling common carriers by railroad to man locomotives, trains and other sef-propelled engines or machines with competent employes, providing for the minimum number and qualifications of men so employed, and providing penalties," having been referred to the Committee on Law and Order on May 10, 1955, and the Committee not having reported the same to the Senate for a period of over ten days, the Committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DENT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. LANE. Mr. President, I second the motion

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

PERMISSION TO ADDRESS SENATE

Mr. DENT offered the following resolution, which was twice read as follows:

Mr. DENT. Mr. President, this is another bill in the same category. When we were children, most of us remember the old paddy car or the little four wheel car that was used on the railroads, where two men pumped handles and caused the locomotion of that car. Because of the technical advancement, they have developed a car that is motor propelled. It is used mainly, of course, in the transportation of maintenance-way employees.

All this bill does is to put into the law in Pennsylvania the same requirements that are contained in the laws of twenty-six other States of this Union in that these cars must contain windshield wipers, headlights and some coverage overhead in order that the employees, going to and from their work and to and from the places where accidents have occurred and so forth, will have some protection from the elements. We could do no less in this Session of the Legislature than to give serious consideration to this kind of legislation.

Mr. President, I do not know how many of the Members of this Senate would like to get up on a good, cold, brisky morning, with the weather at about three or four degrees below zero, get into an open car traveling under

motor propulsion, which is of much greater speed, of course, than a hand-propelled machine, and face the elements going to and from their work. I doubt if any Member of this Senate would survive one trip.

Therefore, Mr. President, I offer the following resolution.

SENATE RESOLUTION

TO DISCHARGE COMMITTEE ON CORPORATIONS FROM FURTHER CONSIDERATION OF HOUSE BILL No. 711

Mr. DENT offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 711, entitled "An Act requiring every railway car used for transportation of employes to have certain equipment, and providing penalties," having been referred to the Committee on Corporations on May 24, 1955, and the Committee not having reported the same to the Senate for a period of over ten days, the Committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DENT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, this bill that I am going to ask for the discharge of probably could be better handled by someone better informed than I am on constitutional law. However, I do try to study the elements of law that are considerate of what might be termed right and wrong.

Mr. President, this resolution does nothing except put into the law of Pennsylvania considerations that have been handed down by the Supreme Court of the United States dealing with fines and penalties against the operators of engines and railroad trains in which, under old law in this State, in case of a wreck the engineer or fireman may be fined. The Federal court, after due consideration, has thrown out of the law these particular features, causing an imposition of fines and imprisonment upon the crews in case of accidents or wrecks on interstate travel. The decisions do not affect the crews operating in intrastate. We believe that these old antique laws which were written many, many years ago ought to be amended out of the act.

We have made particular effort for many years and I assure the Members of the Senate that although of late there has been no imposition of fines under these particular sections of the act of the Penal Code, they could be applied if someone so desired. In fact, back in the old days, these features of the Penal Code were used to make the crews the scapegoats in order that the railroads would not be liable for losses and damages to those injured and many properties that might have been damaged by any railroad wreck. With the advent of the great coverage of insurances and the many features of protective legislation now surrounding the life and liberty of persons, these laws are no longer needed.

I believe it was very shortsighted on the part of the Senate Majority not to bring this legislation to the floor for a vote. The House passed this legislation and it should have had a hearing on the floor of the Senate. I promise you that with all things being equal, if the Lord spares me and the people still want me and I am a Member of the Senate next term, I will make an effort to introduce this legislation again.

SENATE RESOLUTION

TO DISCHARGE COMMITTEE ON LAW AND ORDER FROM FURTHER CONSIDERATION OF HOUSE BILL No. 486

Mr. DENT offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 486, entitled "An Act to repeal Sections 662, 663, 664 and 730 of the Act of June 24, 1939 (P. L. 872), entitled 'The Penal Code,' relating to the imposition of penalties against railroad employes and other persons for certain activities during strikes and against transportation employes for injuries, or death, resulting from their actions," having been referred to the Committee on Law and Order on July 11, 1955, and the Committee not having reported the same to the Senate for a period of over ten days, the Committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DENT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I am not sure now whether this particular resolution deals with railroads or not. What it does is deal with the subject matter of the registration of lobbyists.

Mr. President and Members of this Senate, I do not know and cannot name offhand any State in the Union that does not require the regisration of lobbyists. There are a great many people in this Commonwealth who too often have the wrong conception of what a lobbyist is. Some think that this legislation is aimed at a particular type of person who is a little over-produced on weight, well dressed, smoking a big cigar and with a flask in each pocket trying to—I was going to say seduce, but looking the character of the Legislature over I do not think that would apply—induce the Legislature to do things which are not proper. The real secret behind lobby registration legislation is that it gives the legislators a guide as to who represents the particular interest that is involved in any special legislation.

Many times the legislators become confused because so many people come up to them and talk to them about one particular bill. So many people get in on the act that the legislator does not know whether he is talking to a duly selected representative of an industry or a business or whether he is talking to somebody who has ulterior motives.

Mr. President, we have for many years recognized the right of industry and business, or any of the activities of this State that are affected by legislation, to have representatives in the halls of the Legislature representing them in the matter of legislation. We have long ago learned that they save us many times from serious mistakes by giving us a great deal of information that we would not have otherwise which is of a specific nature dealing with any particular subject. It is foolish for any person in this Commonwealth to ever believe that every Member of this Legislature can become fully informed on the 3,000 to 4,000 pieces of legislation which we act upon in every Session of the Legislature. It is impossible for us to be as smart as the editorial writers. They write on all the subjects and they know exactly how we should vote. However, we have to be recorded and, therefore, we try to determine as we go along that which is best for the Commonwealth and its peoples.

The lobby registration act would put into our hands the knowledge which we need, not so much on the subject that is being lobbied for, but upon the person who is doing the lobbying. They in turn, then, would be subjected to some regulation as to their activities, as to the amount of money they spend. We get criticized many times because somebody says, in an off record remark, that they had legislators down to a big, sumptuous dinner or a party and that they provided all of the trimmings. Well, some of us are married and have grandchildren and we want a better definition of "trimmings." We do not like the insinuations that we are being wined and dined by everybody who comes to Harrisburg and that every lobbyist has an ulterior motive. Certainly, we eat with lobbyists. We eat with each other. We eat with the lobbyists who represent the schools; we eat with the lobbyists who represent the county commissioners; we eat with the lobbyists who represent the Seven Day Adventists; we eat with the lobbyists who represent the Christian League; we eat with anybody who will buy our meals and after sixteen months, we are looking for somebody to buy them.

Mr. President, I do not believe that the criticism aimed at the Legislature because of lobby activities is fair. I believe that if you will give us the opportunity to vote for legislation for the registration of lobbyists, we will be happy on this side to vote for it.

I, therefore, Mr. President, offer the following resolution and I would like for a moment to appeal to the Republican side and ask them if they would allow me to withdraw my motion for this resolution and give consideration right now to the lobby registration bill. When you figure exactly what it does and when you realize that this is a favor, if you please, to the legitimate lobbyists and does not in any way curtail the legitimate activities of anybody representing any activity in this Commonwealth, I believe that you are acting shortsightedly if you do not consider this particular resolution seriously.

SENATE RESOLUTION

TO DISCHARGE COMMITTEE ON STATE GOVERNMENT FROM FURTHER CONSIDERATION OF HOUSE BILL No. 501

Mr. DENT offered the following resolution, which was twice read as follows:

In the Senate, May 16, 1956.

Resolved, That House Bill No. 501, entitled "An Act providing for the regulation of lobbying requiring registration of lobbyists keeping accounts of contributions and of receipts and expenditures reports and statements under oath by lobbyists and persons receiving contributions or expending money to influence legislation," having been referred to the Committee on State Government, September 28, 1955, and the committee not having reported the same to the Senate for a period of over ten days, the committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DENT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—19

Barr,	Hays,	Miller,	Silvert,
Camiel,	Lane,	Mullin,	Stiefel,
Dent,	McCreesh,	Ruth,	Weiner,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,	Seyler,	

NAYS—23

Berger,	Kopriver, Jr.	Scott,	Watkins,
Blass,	Madigan,	Stevenson,	Watson,
Diehm,	Mahany,	Taylor,	Whalley,
Flack,	Mallery,	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,	Propert,	Wagner,	Presiding Officer

So the question was determined in the negative.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. BERGER,

That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Jerome Fitzpatrick, 113 MacKenzie Avenue, Prospect Park, Delaware County, for appointment as Justice of the Peace in and for the Borough of Prospect Park, Delaware County, to serve until the first Monday of January 1958, vice Louis Geier, deceased.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Governor's Office, Harrisburg, May 8, 1956.
Commonwealth of Pennsylvania,

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul E. Thuemmler, 61 North Main Street, Bangor, Northampton County, for appointment as Justice of the Peace in and for the Borough of Bangor, Northampton County, to serve until the first Monday of January 1958, vice Fred McFall, resigned.

GEORGE M. LEADER.

MEMBERS OF THE BOARD OF TRUSTEES OF CONNELLSVILLE STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 11, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Connellsville State Hospital, for the term of four years, and until their successors are appointed and qualified:

Meyer Aaron, Pleasant Valley Road, R. D. 2, Connellsville, Fayette County. (Reappointment)

Carson Hugh Baker, 228 East Apple Street, Connellsville, Fayette County, vice William J. Davidson, Connellsville, whose term expired.

Anthony L. DeOre, 521 York Avenue, Connellsville, Fayette County, vice Philip Galiardi, Connellsville, whose term expired.

Rev. Raymond A. Nelson, Wine Street, South Connellsville, Fayette County, vice Daniel Durie, Connellsville, whose term expired.

John Donald Porter, 106 Jefferson Street, East Park, Connellsville, Fayette County, vice W. J. B. Mayo, Melcroft, resigned.

George K. Brennan, 606 Arthur Avenue, Scottdale, Westmoreland County, vice Sheldon C. Cunningham, Scottdale, removed from office.

Rev. Andrew DiSanto, First Street, Connellsville, Fayette County, vice James M. Driscoll, Connellsville, whose term expired.

Donald Mestrezat Higbee, 205 Cedar Avenue, Connellsville, Fayette County, vice Frank W. Byrne, Connellsville, whose term expired.

GEORGE M. LEADER.

MEMBERS OF THE LYCOMING COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as members of the Lycoming County Board of Assistance:

Mrs. Mary S. Sharpless (Rep.), 660 Harding Avenue, Williamsport, to serve until December 31, 1958.

Mrs. Helen McGowan (Dem.), 1002 Louisa Street, Williamsport, to serve until December 31, 1958, and until her successor is duly appointed and qualified.

Mrs. Laura F. Mansuy (Dem.), Ralston, to serve until December 31, 1958, and until her successor is duly appointed and qualified.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Alva E. Burlingame, Briar Creek, Columbia County, for appointment as Justice of the Peace in and for the Borough of Briar Creek, Columbia County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

MEMBER OF THE BOARD OF ARBITRATION OF CLAIMS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John J. Reilly, 122 South Main Street, Pittston, Luzerne County, for appointment as a member of the Board of Arbitartion of Claims, to serve until July 21, 1957, and until his successor shall be duly appointed and qualified, vice M. M. Fertig, Pittsburgh, resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 8, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Sheldon E. Kleintob, Huntingdon Mills, Luzerne County, for appointment as Justice of the Peace in and for the

Township of Huntington, Luzerne County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

MEMBERS OF THE BOARD OF TRUSTEES OF HAZLETON STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 4, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Board of Trustees of Hazleton State Hospital, for the term of four years, and until their successors are appointed and qualified:

Thomas Kennedy, Jr., Esq., 545 West Diamond Avenue, Hazleton, Luzerne County, vice Henry Walser, Hazleton, resigned.

Henry Steibing, 17 East Broad Street, Hazleton, Luzerne County, vice Dr. Martin A. Corrigan, Hazleton, removed from office.

Joseph A. Zola, 873 North Church Street, Hazleton, Luzerne County, vice Conrad A. Falvello, Esq., Hazleton, removed from office.

Nicholas Burdash, 640 Arthur Street, Hazleton, Luzerne County, vice Robert C. Long, Hazleton, removed from office.

John Elick, 124 South Broad Street, West Hazleton, Luzerne County, vice Arthur E. Dick, Jr., Sybertsville, removed from office.

John Williamson, R. D. 1, Weatherly, Carbon County, vice Hayden Owens, Hazleton, resigned.

Edward W. Doggett, 702 Center Street, Freeland, Luzerne County, vice Harry Shanno, Freeland, resigned.

Joseph D. Gallagher, Hazleton National Bank Building, Hazleton, Luzerne County, vice Joseph H. Griffith, Freeland, resigned.

John J. Kaschak, Jr., 624 East First Street, Hazleton, Luzerne County, from August 29, 1953, for the term of four years, and until his successor is appointed and qualified.

GEORGE M. LEADER.

A motion was made by Mr. WATSON and Mr. BERGER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

CALENDAR

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

APPROPRIATION BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that Senate Bill No. 992, Printer's No. 552, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection The Chair hears none.

APPROPRIATION BILL DROPPED FROM CALENDAR

Mr. LANE. Mr. President, I move that House Bill No. 1028, on third reading, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire land in the Borough of Riverside Northumberland County Pennsylvania for use of Danville State Hospital and making an appropriation.

be dropped from the Calendar.

Mr. DERK. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, I desire to interrogate the gentleman from Washington, Senator Lane.

The PRESIDING OFFICER. Will the gentleman from Washington, Mr. Lane, permit himself to be interrogated?

Mr. LANE. I will, Mr. President.

Mr. MAHANY. Senator, Lane, House Bill No. 1028 passed the House unanimously. Is there some reason now why this bill is not needed?

Mr. LANE. Mr. President, we received information that the Danville State Hospital is not prepared at this particular time to accept this appropriation.

Mr. MAHANY. Senator, that is about the only thing in Pennsylvania that is not ready to accept an appropriation.

And the question recurring,

Will the Senate agree to the motion?

The motion was agreed to.

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1635, entitled:

An Act to provide for the ordinary expenses of the Department of Health for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close

of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery.	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko.
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska.	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A Constitutinal majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1673, entitled:

An Act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. McMENAMIN. Mr. President, I would like to be recorded as voting "no" on this bill. My vote is not to be construed to mean that I am not in favor of this appropriation. I certainly think that the Department of Welfare needs a good deal of money for its mental health program to give Pennsylvania the type of mental health program it deserves. However, I want to demonstrate by my "no" vote my lack of conviction that the present Secretary of Welfare will spend so large an amount of the taxpayers hard earned money either wisely or well.

Mr. WATKINS. Mr. President, I would also like to be recorded as voting "no" on this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Barr,	Harney,	Miller,	Stevenson,
Berger,	Hays,	Mullin,	Taylor,
Blass,	Kessler,	Pechan,	Van Sant,
Camiel,	Kopriver, Jr.,	Peelor,	Wade,
Chapman,	Lane,	Propert,	Wagner,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McPherson, Jr.,	Stiefel,	Fleming,
Haluska,			Presiding Officer

NAYS—2

McMenamin, Watkins,

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1727, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purchase of strip mined and adjacent areas and mineral rights on lands under the jurisdiction of the department.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1787, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the establishment of a professorship in the School of Medicine.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2048, entitled:

An Act making an appropriation to the Department of Public Instruction for the payment of costs incurred in administering the Special School Milk Program in cooperation with the Federal Government.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	McCreesh,	Schmidt,	Weiner,
Diehm,	McGinnis,	Scott,	Whalley,
DiSilvestro,	Mahany,	Seyler,	Wolfe,
Donolow,	Mallery,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

APPROPRIATION BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee Government Commission under the Joint State Government Commission for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and the commission and making an appropriation to the Joint State

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. FLACK. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 1, line 1 of title, by striking out "House" and inserting: "joint"; Amend Title, page 1, line 1 of title, by inserting after "committee": "of the House and Senate"; Amend Sec. 1, page 2, line 2, by inserting after "a": "joint"; Amend Sec. 1, page 2, line 4, by striking out "Democratic and Republican"; Amend Sec. 1, page 2, line 5, by inserting after "House": "and five members of the Senate who shall be appointed by the President Pro Tempore of the Senate"; Amend Sec. 1, page 2, lines 6 and 7, by striking out all of line 6, and "chairman of the committee" in line 7, and inserting in lieu: "shall elect a chairman".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

APPROPRIATION BILL OVER IN ORDER

Mr. FLACK. Mr. President, I ask unanimous consent that House Bill No. 2069, Printer's No. 1803, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

REQUEST TO CALL UP SENATE BILL No. 992

Mr. SEYLER. Mr. President, I would like to call up for consideration at this time, from page 1 of today's Third Reading Calendar, Senate Bill No. 992, Printer's No. 552.

Mr. MAHANY. Mr. President, I would remind the Senator that Senate Bill No. 992 went over in its order a short time ago, and I would appreciate if he would allow us to complete today's Calendar and then we may be able to revert to this bill.

Mr. SEYLER. Mr. President, I will be delighted to yield to that suggestion.

THIRD READING CALENDAR

BILLS OVER IN ORDER TEMPORARILY

Mr. MAHANY. Mr. President, I was going to suggest that we pass the next two bills over temporarily and finish the rest of the Calendar We will probably have to come back for an evening meeting, at which time we can discuss these bills. We only have twenty-five minutes to complete the remainder of the Calendar.

Therefore, Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order temporarily:

House Bill No. 583, Printer's No. 1793; and
House Bill No. 584, Printer's No. 1772.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 675, entitled:

An Act to amend the title and further amend the act approved the fifteenth day of May one thousand nine hundred fifteen (P. L. 534) entitled "Motion Picture Censorship Law" by authorizing the disapproval of any real film or view which is obscene lewd lascivious indecent filthy or vile and by repealing certain sections of the act.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred):

Mr. SEYLER. Mr. President, I wish to be recorded as voting "no" on this bill.

The PRESIDING OFFICER. The gentleman from York will be so recorded.

Mr. MAHANY. Mr. President, I would insist that the Senators answer to their names in order that the Clerk may properly record how the Senators vote on this bill.

The PRESIDING OFFICER. Will the Senators please answer to their names as the Clerk calls the roll?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—35

Barr,	Hays,	Miller,	Taylor,
Blass,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Schmidt,	Watkins,
Diehm,	Mahany,	Scott,	Watson,
Donolow,	Mallery,	Silvert,	Wolfe,
Flack,	McCreesh,	Stevenson,	Whalley,
Harney,	McMenamin,		Yosko,

NAYS—7

Berger,	DiSilvestro,	Ruth,	Fleming,
Camiel,	McGinnis,	Seyler,	Presiding Officer

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1517, entitled:

An Act amending the act of May two one thousand nine hundred forty-five (P. L. 382) entitled "Municipality Authorities Act of 1945" further regulating the membership of the governing body of Transit Authorities.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1965, entitled:

An Act authorizing the Department of Property and Supplies with approval of the Governor to acquire sixty-three acres more or less of land in Washington Township Erie County for use of Edinboro State Teachers' College and making an appropriation.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McPherson, Jr.	Stevenson,	Fleming,
Haluska,	McMenamin,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Mr. LANE. May we be at ease for a few moments, Mr. President?

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease.)

THIRD READING CALENDAR

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1990, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I have some information which I would like to give to the Senate regarding this piece of legislation at this time.

Yesterday afternoon, Mr. President, I was interrogated and my statement concerning the contents of this bill was questioned. The opposition to the bill seems to have been based upon a supposition that this State would not be reimbursed for any patients to mental institutions who were incarcerated in this State and were citizens of another State and vice versa. I stated, at the time, that it was my understanding this was not the case and that Pennsylvania was amply protected in the legislation as it was written. I asked that the bill go over in order, so that I might made amendments to it. When the matter was taken up with the Attorney General's Office, the Assistant Attorney General, Harrington Adams, who has been a member of the Compact Study Commission dealing with this subject told me that no amendments were needed; that my analysis of the bill was correct and that Pennsylvania would be reimbursed.

I have before me a letter from the State of New Jersey, the Department of Institutions and Agencies, written by Eugene T. Urbaniak, Deputy Attorney General. The letter is addressed to Harrington Adams and, with the permission of the Senate, I would like to give you the benefit of the contents of this letter:

> Mr. Crihfield, of the Council of State Governments, has asked me to communicate with you regarding the Uniform Mental Health Compact which I understand has passed one branch of your Legislature. He tells me that you are encountering the same difficulty in your jurisdiction that we are meeting here in New Jersey, to wit, misidentification of this bill with the Federal statute permitting the Alaskan territory to improve upon is own mental health facilities.
>
> I frankly cannot understand where this misunderstanding arose but apparently it is gaining widespread circulation. I attended a public hearing several days ago at which time a group of women were so adamant in their belief that we intended to deport New Jersey residents to Alaska that nothing I could say would dissuade them.
>
> Apparently, there is a desire on the part of some people to wish to believe this sensational distortion of the facts. If these people would stop to carefully analyze the two situations, they would immediately perceive that there is no similarity or connection.
>
> I have been trying to stress the fact that this bill is designed mainly to prevent the breaking up of families when a patient is in a mental hospital and has no legal settlement in that jurisdiction, although his family may be residing there.
>
> We are hopeful that the bill will pass in New Jersey, although I must confess that we are getting quite some difficulty.
>
> My point in writing you is to advise that there is absolutely no foundation to the rubbish and nonsense that is circulating about Alaska.

Mr. President, I have a further clarification which I believe to be very pertinent to this situation. These are the comments on the alleged possible misuse of the Interstate Compact on Mental Health. I believe it to be very important for all of us to listen carefully at this ime. I believe that most of use realize that we are embarked upon a program that will entail the spending of millions and millions of dollars in all of the States of the Union in an effort to alleviate the situation in the care of the mentally ill.

This last year, sometime toward the end of August when we were recessed, I had the occasion to take a short vacation for about six days and spent some time in Michigan and on up to Duluth, Wisconsin. In reading the papers of both cities, I discovered that both States have the legislative problem that we have had during this Legislature, in which both States received messages from their Governors calling for expanded expenditures in the care of the mentally ill and the mentally retarded. This bill before us has in it some of the elements of this great drive we are making to alleviate the situations we find in the care and cure of the mentally ill. Therefore, in order that there be no misunderstandings, I am willing to answer to the best of my ability any questions that any person on this floor has in relation to this particular act before us. If there are any questions on it, I have here a list of the allegations which are made and it is unnecessary to read them unless somebody in this room, on this Senate floor, has any misunderstandings or misapprehensions about the application of this compact.

I am seriously trying to impress you with the necessity of this legislation. I am hopeful that we will not hold party lines on a matter so serious, on a matter that I believe concerns all of the people in the Commonwealth and all of the children, whether they are children of Republican or Democratic families. I would ask you now at this time not to force me to read this long message on it. I will, however, be willing to answer questions, but I would appreciate very much if you would give a vote in favor of this legislation.

Mr. MALLERY. Mr. President, in answer to Senator Dent's statement, I wish to state that I and, I believe, all of us are very much interested in this important legislation. However, while we are about it, I think we should, if possible, remove any uncertainties.

I think it is tremendously important that we do make certain that Pennsylvania pays the cost of hospitalization of any of our citizens who may be hospitalized in other States, and that sending States should pay their cost of hospitalization. I believe that we could make that certain by—if you will refer to page 8, in paragraph (b)—amending the bill and stating that the sending States shall pay the big cost which, naturally, will be the hospitalization cost and transportation. The transportation cost would be a small amount in most cases, but I would like to see in the bill, by spelling it out, that the sending States shall pay all hospital costs and costs of transportation.

Mr. DENT. Senator Mallery, I feel that when I asked

for the amendments, I asked the proper authority when I asked the Attorney General, and it was turned over to that member of the staff who prepared this bill. As a member of the Compact, he informed me that no amendments were necessary to cover the very objection that Senator Mallery has. If Senator Mallery feels that a more specific clarification of Article VII, on page 8, is necessary, I will again ask for amendements to that section and have them ready later on today or tomorrow, if Senator Mallery will allow the bill to go over again.

Mr. MALLERY. It would be such a small task to do that.

Mr. DENT. I have no objection to that, Mr. President. I am just saying that I was told it was unnecessary but if you feel Pennsylvania will be better protected in this matter by putting in an amendment, I certainly will get one ready myself.

Mr. MALLERY. We will just be making the law certain.

Mr. MAHANY. Mr. President, I desire to interrogate the gentleman from Westmoreland, Senator Dent.

The PRESIDING OFFICER. Will the gentleman from Westmoreland, Mr. Dent, permit himself to be interrogated?

Mr. DENT. I will, Mr. President.

Mr. MAHANY. Senator Dent, how many States have now adopted this Compact?

Mr. DENT. Two.

Mr. MAHANY. How many States belong to this Council of States?

Mr. DENT. Forty-eight.

Mr. MAHANY. Therefore, only two States out of forty-eight have adopted it and you desire us to be the third one. Is that correct?

Mr. DENT. I remember you asking me to vote for the Commercial Code. We were the first State on that one.

Mr. MAHANY. I never asked you to vote for that.

Mr. DENT. We have a Commercial Code Bill on our Calendar today and everybody is trying to vote for it. This is the only State that ever will pass that.

Mr. MAHANY. Senator Dent, two wrongs do not make a right.

The PRESIDING OFFICER. The Chair would call to the attention of both Floor Leaders that they are experts in proper conduct and know that they cannot carry on a conversation.

Mr. DENT. Mr. President, if you insist on the rules, I will go along with you, because the rules will prevail and I will have to converse with you and sometimes I would rather.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL OVER IN ORDER

Mr. DENT. Mr. President, I now ask unanimous consent that House Bill No. 1990, Printer's No. 1477, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection?

Mr. MAHANY. Mr. President, I will not object to the Senator's request that this bill go over in its order.

The PRESIDING OFFICER. There being no objection, the bill will go over in its order.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2013, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for advance payments reimbursements and tuition in the case of area technical schools.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2017, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating the passing of school buses and prescribing penalties.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDING OFFICER. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, do you people on the other side have an amendment for House Bill No. 2017?

Mr. MAHANY. I was going to request that this bill be passed over in order so that we might act upon it tomorrow. We do have a suggested amendment, which I wanted to clear with you and also discuss it further with the representatives of the Pennsylvania State Police. Therefore, if you will not object, I will request that this bill be passed over in order today.

Mr. LANE. Senator Mahany, I wish to advise you that we on this side also have an amendment. I will try to clear our amendment with you, and we will, therefore, let the bill go over in order.

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I now ask unanimous consent that House Bill No. 2017, Printer's No. 1681, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection. The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2087, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating applications for registration changing annual registration fees for certain commercial motor vehicles trucks tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	**Harney,**	**Miller,**	**Taylor,**
Berger,	**Hays,**	**Mullin,**	**Van Sant,**
Blass,	**Kessler,**	**Pechan,**	**Wade,**
Camiel,	**Kopriver, Jr.,**	**Peelor,**	**Wagner,**
Chapman,	**Lane,**	**Propert,**	**Watkins,**
Dent,	**Madigan,**	**Ruth,**	**Watson,**
Derk,	**Mahany,**	**Schmidt,**	**Weiner,**
Diehm,	**Mallery,**	**Scott,**	**Whalley,**
DiSilvestro,	**McCreesh,**	**Seyler,**	**Wolfe,**
Donolow,	**McGinnis,**	**Silvert,**	**Yosko,**
Flack,	**McMenamin,**	**Stevenson,**	**Fleming,**
Haluska,	**McPherson, Jr.,**	**Stiefel,**	**Presiding Officer**

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same wtih amendments in which concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that the following bills, on third reading, go over in their order:

House Bill No. 2096, Printer's No. 1775; and

House Bill No. 2104, Printer's No. 1790.

The PRESIDING OFFICER. Is there objection? The Chair hears none..

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1, (Sec. 1), page 3, lines 5 to 12, by striking out "provided that the owner" in line 5, and all of lines 6 to 12, both inclusive.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 2107, Printer's No. 1749, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

SENATE BILL No. 943 CALLED UP FORM THIRD READING POSTPONED CALENDAR

Mr. MAHANY. Mr. President, I call up from the Third Reading Postponed Calendar, Senate Bill No. 943, Printer's No. 575, for consideration at this time.

BILL DROPPED FROM CALENDAR

Mr. MAHANY. Mr. President, I move that Senate Bill No. 943, on Third Reading, Postponed, entitled:

An Act permitting the conducting staging operating and exhibiting stage shows on Sunday during certain hours when the electors of a city of the first class or second class approve thereof defining stage shows and providing for referendums to ascertain the will of the electors.

be dropped from the Calendar.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken, the question was determined in the affirmative.)

SENATE BILL No. 1067 CALLED UP FROM THIRD READING POSTPONED CALENDAR

Mr. MAHANY. Mr. President, I call up from the Third Reading Postponed Calendar, Senate Bill No. 1067, Printer's No. 675, for consideration.

BILL DROPPED FROM CALENDAR

Mr. MAHANY. Mr. President, I move that Senate Bill No. 1067, on Third Reading Postponed, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" clarifying provisions relating to school directors county superin-

tendents assistant county superintendents supervisors of special education district superintendents and payment of certain salaries.

be dropped from the Calendar.

Mr. WAGNER. Mr. President, I second the motion.

The motion was agreed to.

HOUSE BILL No. 1116 CALLED UP FROM THIRD READING POSTPONED CALENDAR

Mr. KOPRIVER, JR. Mr. President, I call up from the Third Reading Postponed Calendar, House Bill No. 1116, Printer's No. 1659, for consideration at this time.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1116, entitled:

An Act enabling governing bodies of cities of the second class A to establish by ordinance the requirements of responsible bidders for city printing.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. KOPRIVER, JR. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 1, line 1 of Title, by striking out "and second"; amend Title, page 1, line 1 of Title, by striking out "A"; amend Sec. 1, page 1, lines 1 and 2, by striking out "and second"; amend Sec. 1, page 1, line 2, by striking out "A".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. KOPRIVER, JR. Mr. President, I ask unanimous consent that House Bill No. 1116, Printer's No. 1659, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

HOUSE BILL No. 1781 CALLED UP FROM THIRD READING POSTPONED CALENDAR

Mr. KOPRIVER, JR. Mr. President, I call up from the Third Reading Postponed Calendar, House Bill No. 1781, Printer's No. 1660, and ask that it be acted upon.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1781, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" enabling county commissioners to establish by resolution the requirements of responsible bidders for county printing.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

Barr,	Haluska,	Miller,	Taylor,
Blass,	Harney,	Mullin,	Van Sant,
Camiel,	Hays,	Pechan,	Wagner,
Chapman,	Kopriver, Jr.,	Ruth,	Watkins,
Dent,	Lane,	Schmidt,	Watson,
Derk,	Mahany,	Scott,	Weiner,
Diehm,	Mallery,	Seyler,	Whalley,
DiSilvestro,	McCreesh,	Silvert,	Wolfe,
Donolow,	McGinnis,	Stevenson,	Yosko,
Flack,	McMenamin,	Stiefel,	Fleming, Presiding Officer

NAYS—5

Berger,	Madigan,	Propert,	Wade,
Kessler,			

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 806, Printer's No. 207, on second reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 908, entitled:

An Act reenacting and amending the act of August 17, 1951 (P. L. 1254) entitled "An act fixing the minimum pensions of policemen and firemen in certain cities" taking advantage of amendment to section 11 of article 3 of the Constitution.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1940, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225) entitled "The Game Law" requiring use of certain fees for removing overshadowing tree growth to produce underbrush sprouts and saplings for deer food and cover.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

INTERROGATION

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDING OFFICER. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, I notice that you requested that House Bill No. 806 be passed over in its order. As you probably know, that bill provides a $1,000,000 appropriation to help our industrial development agencies on a matching feature basis. Could you tell the Members of the Senate whether or not you are planning to kill this bill or is there something wrong with it?

Mr. MAHANY. A majority of the Members of our Caucus wanted to have an additional twenty-four hours to further study this bill in order to find out what it did and how the money would be distributed. We expect to act on it tomorrow. It is not our intention to kill the bill.

Mr. LANE. Thank you.

REPORT FROM COMMITTEE

Mr. RUTH. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. RUTH, from the Committee on Rules, reported as amended, House Bill No. 2044, entitled:

An Act to amend the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752), entitled "Civil Service Act," by extending the coverage of the act and decreasing the size of the grouping for purposes of furlough.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1955

Mr. SCOTT. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1955, entitled:

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of October, 1955.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

RECALLING SENATE BILL No. 1018 FROM THE GOVERNOR

In the Senate, May 16, 1956.

Resolved (the House of Representatives concurring), That Senate Bill No. 1018, Printer's No. 581, entitled "An act amending the act of July 25, 1955 (P. L. 273), entitled 'An act authorizing counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments,' extending the time during which political subdivisions may act under the provisions thereof," be recalled from the Governor for the purpose of amendment.

HOUSE NON-CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has non-concurred in resolution from the Senate as follows:

RECALLING SENATE BILL No. 1002 FROM THE GOVERNOR

In the Senate, May 15, 1956.

Resolved (if the House of Representatives concur), That Senate Bill No. 1002, Printer's No. 651, entitled "An act amending the act of January 8, 1952 (P. L. 1851) entitled 'An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto' regulating bail for persons charged with commission of sex crimes," be recalled from the Governor for the purpose of further consideration.

The PRESIDING OFFICER. This resolution will be laid on the table.

MOTION TO CONSIDER BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

MOTION THAT HOUSE BILL No. 2115 APPEAR ON TOMORROW'S FIRST READING CALENDAR

Mr. DENT. Mr. President, I move that House Bill No. 2115, Printer's No. 1786, be not read for the first time, and that it appear on tomorrow's First Reading Calendar.

Mr. MAHANY. Mr. President, may we be at ease for a minute?

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease).

MOTION TO CONSIDER BILLS ON FIRST READING WITHDRAWN

Mr. MAHANY. Mr. President, I withdraw my motion that the Senate proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PECHAN. Mr. President, I withdraw my second to the motion.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess until 7:30 o'clock, p. m., Eastern Standard Time.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 1018, PRINTER'S No. 581

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 1018, Printer's No. 581, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

The PRESIDENT. This bill will be laid on the table.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 1062

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August, one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions; . . ." by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1062

Mr. MAHANY. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 1062, and that a Committee of Conference on the part of the Senate be appointed.

Mr. DONOLOW. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 1062

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. WATKINS, WATSON and DONOLOW, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 1062.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 437, entitled:

An Act to provide for an additional law judge of the court of common pleas in the thirty-first judicial district.

Which was committed to the Committee on Rules.

House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation *** under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

Which was committed to the Committee on Rules.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 420, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 420, entitled:

An Act amending "The Vehicle Code" ***" providing additional enforcement procedures on traffic violations in first second and second class A cities.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 893, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 893, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes Retirement Law," changing and clarifying benefits, contribution and credit provisions when employes are placed under social security; providing for payments by the Commonwealth and for reimbursements from appropriations.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE CONCURS IN SENATE BILL No. 1103

He also returned to the Senate, Senate Bill No. 1103, entitled:

An Act amending the act of May 1 1929 (P. L. 1005) entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines and fixing fees for such permits.

with the information that the House has passed the same without amendments.

SENATE BILL No. 1023, RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 1023, entitled:

An Act amending the "Borough Rural State Highway Law" *** changing or deleting certain routes and adding certain new routes

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 1024 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 1024, entitled:

An Act amending the "City State Highway Law" *** adding certain new routes

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 1025 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 1025, entitled:

An Act amending the "Rural State Highway Law" *** changing or deleting certain routes and adding certain new routes

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1405

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1405, entitled:

An Act amending the act of March 30, 1937 (P. L. 115), entitled "The First Class City Registration Act," removing limitations on the power of the commission to establish offices for receipt of applications for registration, and changing the provisions of the act as to registration of electors before municipal elections.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 39, entitled:

An Act amending the act of July 11, 1917 (P. L. 758), entitled "An act for the protection of the public health by regulating the possession, control, dealing in, giving away, delivery, dispensing, administering, prescribing, and use of certain drugs, and keeping records thereof; by regulating the use of drugs in the treatment of the drug habit; by providing for the revocation and suspension of licenses of physicians, dentists veterinarians, pharmacists, druggists, and registered nurses for certain causes, and by providing for the enforcement of this act, and penalties," changing the penalties for the illegal possession, sale, dispensing or giving away drugs and limiting the powers of the courts to suspend sentence grant probation or parole in such cases.

House Bill No. 320, entitled:

An Act making an apropriation to the Department of Commerce for the advertisement and advancement of Pennsylvania as a resort and travel area.

House Bill No. 505, entitled:

An Act amending the act of July 18, 1917, (P. L. 1043), entitled "School Employes Retirement Law," by defining "final salary."

House Bill No. 514, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire by purchase, certain lands adjacent to the Pennsylvania Farm Museum of Landis Valley property, providing for the control, maintenance and improvement thereof, and making an appropriation.

Senate Bill No. 526, entitled:

An Act amending the act of May 27, 1949 (P. L. 1908), entitled "Military Code of 1949," further regulating membership of the Military Advisory Commission.

House Bill No. 563, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "School Employes Retirement Law," providing credit for retirement purposes for out-of-state service, in certain cases.

House Bill No. 789, entitled:

An Act authorizing the Pennsylvania Aeronautics Commission to expend State funds for civil air patrol aviation, education, training aids and maintenance of civil air patrol aircraft, and making an appropriation.

House Bill No. 890, entitled:

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "School Employes' Retirement Law," by further providing for return to service with full retirement rights.

Senate Bill No. 893, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "Public School Employes Retirement Law," changing and clarifying benefits, contribution and credit provisions when employes are placed under social security; providing for payments by the Commonwealth and for reimbursements from appropriations.

Senate Bill No. 975, entitled:

An Act authorizing the Department of Forests and Waters to convey certain lands located in Whitemarsh Township, Montgomery County, in order to facilitate the further development of Fort Washington Park.

Senate Bill No. 1065, entitled:

An Act amending the act of March 10, 1949 (P. L. 30), entitled "Public School Code of 1949" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the second class.

Senate Bill No. 1075, entitled:

An Act amending the act of July 25, 1953 (P. L. 585), entitled "An act authorizing the Department of Property and Supplies, with the aproval of the Governor to sell and convey 24.1 acres, more or less, of land situate in the City of Erie, Erie County, Pennsylvania," authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

Senate Bill No. 1087, entitled:

An Act amending the act of May 26, 1949 (P. L. 1828), entitled "Fiduciaries Investment Act of 1949," further prescribing the elegibility for authorized investments of the obligations of municipality authorities.

Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies, with the consent of the Department of Military Affairs and the aproval of the Governor, to sell or give all or part of the Cold Springs Military Reservation in Lebanon County, formerly known as Camp Shand, to The Pennsylvania Game Commission.

Senate Bill No. 1102, entitled:

An Act amending the act of May 5, 1933 (P. L. 289) entitled 'Nonprofit Corporation Law" authorizing keeping of investments in the name of the corporation or a nominee.

House Bill No. 1130, entitled:

An Act to further amend the act approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employes' Retirement Law," by permitting employes to make up back payments to the retirement system from the time they enter school service and securing to such employes the full benefits of the retirement system from the time they entered school service.

House Bill No. 1253, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043), entitled "School Employes Retirement Law," authorizing contributors in the one one-hundred-sixtieth class to transfer to the one one-hundred-fortieth class.

House Bill No. 1571, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," changing the name of the Department of Mines to the Department of Mines and Mineral Industries, and changing the title of the head of said department from Secretary of Mines to Secretary of Mines and Mineral Industries; further providing that where the term "Department of Mines" or "Secretary of Mines" are used or referred to in any other law, contract or document, such term or reference shall be deemed to refer to and include respectively the terms "Department of Mines and Mineral Industries" and "Secretary of Mines and Mineral Industries."

House Bill No. 1604, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania, for the payment of the cost of construction and equipment of the new girls' dormitory.

House Bill No. 1646, entitled:

An Act making an appropriation to the Department of Property and Supplies for a continuance of the acquisition of real estate in connection with the extension of Capitol Park, in the City of Harrisburg, and for carrying on the work of the Department, authorized under the act approved the third day of June, one thousand nine hundred forty-three, P. L. 818.

House Bill No. 1649, entitled:

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

House Bill No. 1661, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development, operation and maintenance of the Point Park in Pittsburgh.

House Bill No. 1694, entitled:

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

House Bill No. 1703, entitled:

An Act making an appropriation to the Water and Power Resources Board of the Department of Forests and Waters for payment into the Flood Control Fund for flood control purposes.

House Bill No. 1843, entitled:

An Act amending the act of June 13, 1883 (P. L. 119) entitled, "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," regulating the burial costs for unclaimed bodies unfit for anatomical purposes and making provisions conform to existing law.

House Bill No. 1866, entitled:

An Act amending the act of June 27, 1923 (P. L. 858) entitled "State Employes Retirement Law," further regulating the rights of employes of county health departments.

House Bill No. 1948, entitled:

An Act amending "The Second Class Township Code" of May 1, 1933 (P. L. 103), authorizing the reconveyance or disposition of real property acquired for certain designated purpose.

House Bill No. 1951, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases; and providing for reimbursements.

House Bill No. 2012, entitled:

An Act making an appropriation to the Department of Mines for expenses of supervising and administering the Anthracite Mine Drainage Program.

House Bill No. 2024, entitled:

An Act making an appropriation for the maintenance, repair and improvement of Erie Harbor.

House Bill No. 2089, entitled:

An Act to amend the preamble and section one of the act, approved the twentieth day of August, one thousand nine hundred fifty-three (Appropriation Act No. 75-A), entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities, under certain conditions," by providing that the Federal Government pay a portion of the cost of each facility.

House Bill No. 2105, entitled:

An Act amending the act of May 25, 1933 (P. L. 1050), entitled "An act creating and establishing a fund for the care, maintenance, and relief of aged, retired and disabled employes of the bureau of fire in cities of the second class; for the care and disposition of its funds; and providing creating a board for the management thereof; providing the mode and manner of payment to beneficiaries, and for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created," further regulating payments to certain beneficiaries under the fund.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2101

Mr. KESSLER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 2101, entitled:

An Act to amend the act, approved the sixth day of March, one thousand nine hundred fifty-six (P. L.) (Act No. 381), entitled "Selective Sales and Use Tax Act," by redefining certain words, terms and procedural provisions in the act.

The PRESIDENT. The report will lie over for printing under the rules.

FURTHER CONGRATULATIONS OF THE SENATE EXTENDED TO THE HONORABLE HUGH J. McMENAMIN

Mr. MAHANY. Mr. President, I wish that I might have the ability of my good friend, George Pennington, to frame what I have to say in the proper wordage. However, inasmuch as I do not have that ability, I will just try to express in my own simple way my appreciation for this cigar which I hold in my hand and which I obtained as a present from my good friend, Hughie McMenamin, who, in cooperation with his wife, had a baby boy a day or two ago. As yet, the baby has not received a name. They are considering whether to name it "John Dent McMenamin" or "Rowland B. McMenamin." We hope that the next birth will be twins, so that both John and I might share the glory of our names being used in that connection.

On behalf of my colleagues, I do wish to congratulate Senator and Mrs. McMenamin on this new production and hope that they may have many, many more.

Mr. McMENAMIN. Mr. President, I just want to thank very deeply my distinguished colleague, Senator Mahany, for his kind remarks, not only on behalf of myself but also on behalf of my wife. I known that she will be very pleased to know of them.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for ten minutes for the purpose of holding a meeting of the Committee on Rules.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

SENATE BILL No. 1018, RECALLED FROM THE GOVERNOR, TAKEN FROM TABLE

Mr. SILVERT. Mr. President, I call from the table Senate Bill No. 1018, Printer's No. 581, which was recalled from the Governor for the purpose of amendment.

RECONSIDERATION OF SENATE BILL No. 1018

Mr. SILVERT. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 1018, entitled:

An Act amending the act of July 25, 1955 (P. L. 273), entitled "An act authorizing counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law; . . ." extending the time during which political subdivisions may act under the provisions thereof.

passed finally.

The PRESIDENT. How did the Senator vote?

Mr. SILVERT. Mr. President, I voted with the prevailing side.

Mr. DONOLOW. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. DONOLOW. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. SILVERT. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. SILVERT. Mr. President, I voted with the prevailing side.

Mr. DONOLOW. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. DONOLOW. Mr. President, I voted with the prevailing side.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. SILVERT. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Senate Bill No. 1018, Printer's No. 581, on Line 7 of Page 4 by striking out the date: "July 31, 1956" and inserting in lieu thereof the date: "January 1, 1957."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

REPORTS FORM COMMITTEES

Mr. RUTH. Mr. President, I ask unanimous consent to make reports from committees at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RUTH, from the Committee on Rules, reported as committed, House Bill No. 2065, entitled:

An Act amending the act of June 3 1937 (P. L. 1225) entitled "The Game Law," further regulating the issu-

ance of antlerless deer licenses and imposing penalties for the unlawful issuance thereof.

He also, from the Committee on Rules reported as amended, House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Toll Bridge Commission is and has been functioning and operating.

He also, from the Committee on State Government reported as committed, House Bill No. 1778, entitled:

An Act to authorize the transfer of certain automobiles used in child welfare programs and purchased with Federal funds to certain counties.

He also, from the Committee on Appropriations reported as amended, House Bill No. 1974, entitled:

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania State Board of Censors.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, as all you gentlemen know, I come from Crawford County and we do not have a great many prize fights up in Crawford County. Whatever fighting is done up there is done outside the ring, usually. Therefore, I am not too much of an expert on prize fighting. However, I was interested during the first part of this Session to hear Senator Donolow, who seems to be an expert on it, criticize the activities of the former Boxing Commission and say that there was something wrong with boxing in Pennsylvania. Governor Leader then said he cleaned up boxing in Pennsylvania. We went along with the Governor in adopting a new boxing code and the Governor went to Detroit and other places to praise the new Boxing Code, as adopted in Pennsylvania, and told the people that they all should go along with Pennsylvania in following our lead in cleaning up the game of boxing in our State.

Mr. President, I notice in today's Evening Bulletin quite a long story on a fight that took place down in Philadelphia last Thursday night. The article is quite lengthy and I will read just a part of it. It is quite interesting to those of us who thought that boxing was cleaned up in Pennsylvania.

I would suggest to Senator Donolow that he investigate this story and find out whether or not it is true. I read from the Philadelphia Bulletin, of today's issue, a story written by Matt Ring, headed "K. O. Victim Says He Was Threatened Into Fighting at Cambria, Though Ill":

> Fred Terry, 19-year-old Germantown middleweight prospect, who was knocked out in the second round of a televised bout at the Cambria last Thursday, has disclosed that he was suffering from syphilis and was feeling ill before the bout.
>
> Terry said he was forced to go through with the match by State Athletic Commission officials under threats of life suspension.
>
> The boy appeared before Commissioner Alfred M. Klein yesterday, along with his manager, Anthony Graziano.
>
> After the hearing, Graziano said that Terry told Klein he was threatened by several commission representatives at the Cambria, pointing directly at secretary Jack Sanders as one of them.
>
> KLEIN BANS TERRY
>
> Graziano said that when Klein had completed the questioning of Terry he suspended the youngster. "When the boy left the room, the commissioner told me he (Terry) would never box again as long as he (Klein) is in office," the manager said. "I don't remember hearing the commissioner giving the reason for suspending the boy."
>
> The hearing was held in the privacy of Klein's office and no announcement was made by the commissioner about the suspension of Terry. On the telephone the commissioner told this reporter that the boxer had testified he went through with the bout last Thursday because he was afraid of being suspended, but did not specifically say that anyone threatened him with suspension.
>
> The commissioner also explained that the boxer was not asked whether anyone had threatened him.
>
> Klein said that secretary Saunders, deputy Sam Skversky and State Police Trooper Wilhere, on assignment to the boxing board, all assured him Terry was not threatened into going on with the fight. The commissioner added that he has full confidence in the truthfulness of his officials.
>
> HAD HOSPITAL TESTS
>
> Terry was brought to the hearing by Graziano shortly after he was released from St. Agnes Hospital yesterday. He was admitted to the hospital last Friday, the day after the bout, for a series of tests under the direction of Dr. Frank A. Mattei.
>
> Dr. Mattei said yesterday that the tests showed no new injuries or ailments, but did confirm that the boxer has "an active case of syphilis."
>
> "I'm surprised he was allowed to box with this condition," the doctor commented.
>
> Klein said he was aware of Terry's disease for some time but did not bar the boxer from last Thursday's match because he was advised that syphilis is not infectious and he knows of another boxer who was allowed to compete in that condition.
>
> Terry did not recall anything about his knockout defeat by Dick Kelly, of Spartansburg, S. C., after the first jab landed on him at the beginning of the bout.
>
> "The next thing I remember is when I was back in the dressing room and my manager arguing with Mr. Saunders," he told this reporter the day after the bout.

Now the story goes on and tells of the grief of the boxer's mother and so on. I will put the whole story into the record, but I do want to point out to Senator Donolow that if this sort of thing is true, certainly Governor Leader and the new Boxing Code has not cleaned up boxing in the State of Pennsylvania.

Mr. President, I request that the newspaper article, from which I quoted, be spread upon the record in its entirety.

The PRESIDENT. There being no objection, at the request of the gentleman from Crawford, Mr. Mahany,

this newspaper article will be printed in the Legislative Journal.

K. O. Victim Says He Was Threatened Into Fighting at Cambria, Though ill

By Matt Ring

Fred Terry, 19-year-old Germantown middleweight prospect, who was knocked out in the second round of a televised bout at the Cambria last Thursday, has disclosed that he was suffering from syphillis and was feeling ill before the bout.

Terry said he was forced to go through with the match by State Athletic Commission officials under threats of life suspension.

The boy appeared before Commissioner Alfred M. Klein yesterday, along with his manager, Anthony Graziano.

After the hearing, Graziano said that Terry told Klein he was threatened by several commission representatives at the Cambria, pointing directly at secretary Jack Saunders as one of them.

Klein Bans Terry

Graziano said that when Klein had completed the questioning of Terry he suspended the youngster. "When the boy left the room, the commissioner told me he (Terry) would never box again as long as he (Klein) is in office," the manager said. "I don't remember hearing the commissioner giving the reason for suspending the boy."

The hearing was held in the privacy of Klein's office and no announcement was made by the commissioner about the suspension of Terry. On the telephone the commissioner told this reporter that the boxer had testified he went through with the bout last Thursday because he was afraid of being suspended, but did not specifically say that anyone threatened him with suspension.

The commissioner also explained that the boxer was not asked whether anyone had theatened him.

Klein said that secretary Saunders, deputy Sam Skversky and State Police trooper Wilhere, on assignment to the boxing board, all assured him Terry was not threatened into going on with the fight. The commissioner added that he has full confidence in the truthfulness of his officials.

Had Hospital Tests

Terry was brought to the hearing by Graziano shortly after he was released from St. Agnes Hospital yesterday. He was admitted to the hospital last Friday, the day after the bout, for a series of tests under the direction of Dr. Frank A. Mattei.

Dr. Mattei said yesterday that the tests showed no new injuries or ailments, but did confirm that the boxer has "an active case of syphillis."

"I'm surprised he was allowed to box with this condition," the doctor commented.

Klein said he was aware of Terry's disease for some time but did not bar the boxer from last Thursday's match because he was advised that syphillis is not infectious and he knows of another boxer who was allowed to compete in that condition.

Terry did not recall anything about his knockout defeat by Dick Kelly, of Spartansburg, S. C., after the first jab landed on him at the beginning of the bout.

"The next thing I remember is when I was back in the dressing room and my manager arguing with Mr. Saunders," he told this reporter the day after the bout.

'Out Cold' in Second Round

Terry was floored at the bell ending the first round and again early in the second round. According to Pete Pantaleo, who refereed the bout, the boxer was "out cold" on the second knockdown and it took a little while to revive him after which he was helped back to the dressing room.

The boxer was engaged for the bout less than 12 hours before ringtime, having been asked through his manager to show up at the commission weigh-in at noon Thursday. The manager said he knew the boy was wanted as a substitute, but expected the commission medical examiner would make sure he had been cured of his disease before passing him.

On arriving at the commission office, Terry said he was told by Tommy Cross, matchmaker for promoter Al Copeland, that he would take the place of Jimmy Fisher, who was ruled out as too light for Kelly, being 15 pounds under the latter's weight.

Terry was then examined by Dr. Alfred Avella, Jr., and Dr. Wilbur H. Strickland, of the commission staff. He said Dr. Ayella asked him, "Are you over it?" and he answered, "I'm still going to a doctor."

Took Periodic Injections

The boxer said he was referring to his periodic visits to a city health clinic at 1408 W. Butler St., for injection for syphillis. The commission doctor passed him and then he signed a form attesting that he was concealing nothing about his health or physical condition that the commission should know.

When he went home after the weigh-in and told his mother about taking the match because he wanted the money (his purse was $140), Terry said she urged him not to go through with it because of his condition and the fact that he had done hardly any training for several months.

He said he refused to heed her pleas. Mrs. Mary Terry said that when her son insisted that day on going through with the bout she tried to telephone Anthony Graziano but was unable to reach him, so she called his brother, Carmen Graziano, former manager of the boy, and asked him to have the commission call off the bout.

Carmen Graziano said he had informed commissioner Klein about Terry some weeks ago, as a result of which the boxer was placed on the "ill and unavailable" list making him ineligible to box until he was cleared.

After receiving the call from the boy's mother, Carmen said he relayed the plea to Klein by telephone. He said the commissioner expressed appreciation for the call and said he would "take action."

Pains Before Bout

Though his mother continued pleading with him to stay home, Terry said he went to the Cambria early in the evening. While the preliminary bouts were going on, Anthony Graziano looked in on Terry in his dressing room. He said the boxer told him about pains in the solar plexus and being dizzy.

The thought came to him, the manager said, that he should report this at once to commission officials, as he remembered a similar situation a year ago which exploded into a national scandal —the Harold Johnson "doped orange episode" that blossomed into a 90-day gubernatorial ban on boxing in Pennsylvania and a full dress hearing that lasted for weeks.

A number of veteran boxing men were penalized drastically after that hearing mainly on a charge of failing to report to the commission that Johnson had complained of a headache shortly before a bout at the Arena with Julio Mederos, Johnson had been examined by a commission doctor and found in satisfactory condition only a few minutes before going into the ring that night.

Re-examined at Club

Anthony Graziano said he notified Skversky that Terry was ill. The boxer then was taken into a room reserved for commission officials and re-examined by Dr. Ayella and Dr. Strickland. They passed him again, but Terry said he was told to sign a statement that he was feeling all right. The boxer said it was a hand written statement and he signed it because he was threatened with suspension for life unless he went through with the bout. The manager also signed the statement "because I felt that I was under pressure," he said.

When he returned home, the boxer said, he told his mother about his pains, including a new one in the neck. Worried about her son, she tried to reach the Graziano brothers by telephone.. She was unable to find them, so she said she called another former manager of her son, Anthony Ferrante.

Ferrante said Mrs. Terry's call aroused him from his sleep. After talking with her, he said he was so angry that he called up Klein at his home—after 1 A. M.—and "told him off" for letting the boy fight.

While he signed two papers concerning his physical condition, Terry did not sign a contract for the bout with Kelly. Although a bout without a formal contract was formerly regarded as irregular procedure, Klein said that in cases of late substitutions, he permits matches to be held without signed agreements.

PERMISSION TO ADDRESS SENATE

Mr. DONOLOW asked and obtained unanimous consent address the Senate.

Mr. DONOLOW. Mr. President, I do not very often gree with the Majority Leader, although I have deep spect for his sincerity and ability. However, tonight on is Senate Floor I must agree with him.

Mr. President, I was the first one to take the floor here the beginning of the Session and attack the Republican minated Athletic Commission at that time. I want to y here tonight if that article in the Philadelphia Bulle- is true, if the Commission's representative in Phila- lphia permitted that to happen—I know him and I ow the Governor appointed him— and if the Governor akes an investigation and finds that to be so, the only ty that the Governor has is to fire that Commissioner. at man had no right to be in the ring. There is no ex- se for a man who is suffering from syphilis to be in e fight business. If that is true, the Governor should e the whole force in Philadelphia immediately.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, I listened to that part of the story that Senator Mahany read and as I followed it the best I could at this late hour, in reading from a newspaper, I could not find anything in the story except that some boxer had been forced to perform, according to one part of the story. Later, the boxer denied that he was forced to perform. I do not know what examinations they give in boxing, but I am just wondering whether it is possible that the examinations they give would not divulge the fact that the boxer had a veneral disease. I am wondering, too, how much that would affect his fighting abilities.

I do not know just how far this story goes. I am certainly sure that if Mr. Klein, whom I do not know, or any other member of the Boxing Commission felt that a boxer was going into the ring in a condition that would jeopardize his physical well-being, knowing the Governor's position and knowing the base upon which they were put on that board, that commissioner, if the first part of the story is true, did not jeopardize the boxer as much as he jeopardized his position on that board. I am not sure that the story is factual because long ago I decided that you have to read tomorrow's newspaper to make sure that what they wrote yesterday is what they meant. Today, that newspaper says one thing and tomorrow another writer may write it another way.

I will guarantee this Senate that the Governor will know the story and give us the facts. Before we adjourn sine die, I will be glad to read into the record what the Governor found out about the situation.

ANNOUNCEMENT CONCERNING SENATE ACTIVITIES ON THURSDAY, MAY 17, 1956

Mr. FLEMING. Mr. President, tomorrow—I particularly would like the Majority and Minority Leaders to listen for just a moment—we are planning to have a little bit of a celebration here in the Senate, at which time we will honor the leaders of the Senate, both Democratic and Republican. If at all possible, we would like to start at 4:00 o'clock, P. M., Daylight Saving Time. I certainly hope that Senator Mahany, with the cooperation of Senator Dent, will start the Session tomorrow in time for us to go into that part of the business at about 4:00 o'clock. We will have a brief ceremony here honoring our leaders at 4:00 o'clock.

At 4:30 o'clock, we will repair down to the committee rooms, on E Floor, where we will have a buffet and a reception for the Members of the Senate, the leaders and for the employees of the Senate, all of whom are invited. We certainly want any of the people who are here, the legislative engineers who have helped us, to come down and wish us well. We hope that the Newspaper Correspondents will join us down there. We guarantee you we will have an hour of good fellowship.

Mr. MAHANY. Mr. President, I would suggest to Senator Fleming that if we repair to the committee rooms, the committe rooms will probably have to be repaired the next day.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for twenty minutes for the purpose of holding a Democratic Caucus and a Republican Caucus.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE BILL No. 583 CALLED UP

Mr. MAHANY. Mr. President, I call up from page 3 of today's Third Reading Calendar, House Bill No. 583, Printer's No. 1793, which went over in its order temporarily earlier in today's session.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 583, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the payment of miimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT. Mr. President and Members of the Senate, by way of explanation, I would like to say that the remarks I make at this time, which I hope will be brief and I will try to make them to the point, will also cover the action on the amendments that I intend to introduce to House Bill No. 584. It will not be necessary to speak on the amendments to House Bill No. 584, because I am only offering those amendments which cover the agreements that have been reached between the Republican Senators and the Democratic Senators, in line with some conferences that have been held with representatives of the schoolteachers in the Commonwealth of Pennsylvania.

All of us realize that we are dealing with a very serious problem. It is one that has been a bone of contention over the years. At this time, I would like to pay my respects to those who have worked toward this solution. I believe it opens up a new vista of relationship between those in the educational field and those of us who are in the legislative field of endeavor. We have been able to achieve, through mutual agreement between the Republican Membership in this Senate, the Democratic Membership in the Senate, and the representatives not only of the schoolteachers but of the school governing bodies, an agreement which gives to the educational field a longer range program than we had hoped to achieve in the early days of this Session.

All of us know and are cognizant of the fact that this has been a strenuous Session on the Membership and on the people of Pennsylvania. During these many hectic days that we have been together, there have been many moments of disagreement. Many times we have felt that we could not reach the kind of a solution that is only possible when there is an earnest desire to reach a solution. In this particular field, I am happy and proud to say tonight that I have enjoyed the full confidence of the Membership on the other side, as well as the utmos consideration from my own group on this side.

Before I present the amendments, I think it is only fai to say that the difference these amendments make in th original bill which came from the House is this. Th House passed a bill in which they gave a $100 bonu out of State funds for the year 1955-1956, a $200 in crement on the permanent salary schedule for the yea 1956-1957 and a $200 permanent increment for the yea 1957-1958 and nothing for the year 1958-1959.

The Senate Membership, in total agreement, and th schoolteacher representatives felt that it would be a bette program if we would take the $200 double increment fo the biennium of 1957-1959 and divide it into two equa increments of $100 each, thereby continuing the progres of increments on the permanent salary schedule, as wel as trying to solve the problem that has been hauntin Pennsylvania for many years; that of attracting teacher into the profession in Pennsylvania and of keeping th teachers that we have in the profession. We are raisin in these bills the minimum standards in this State i order that we can compete, in a very competitive field with those States around us that do not provide a sizable amount of money for teacher training and who have been able over the years, because they have saved i their budgets by not providing a sizable amount to educate teachers, to pay larger starting salaries and have therefore, been pilfering from Pennsylvania's great graduating classes the teachers that we train.

We are attempting in this legislation, in a move designed to keep our teachers in the State whom we helped to train, to raise the minimum by having a minimum starting salary in the next teaching year of $3,000 and on graduations of $200 each in succeeding years, to reach an eventual $3,600 starting salary. We are doing the same thing with our maximums. The idea of raising the minimums will attract to and keep in our State those teachers that we train, and the idea of raising the maximums is to keep in the teaching profession of this State the teachers that we have trained and who are now teaching our children.

All of us have recognized for a long time—and the votes over the years have proven—that when it comes to the educational problem in this Commonwealth, I believe the records will show that there has been less partisanship than on any other program that has ever faced us. I am hoping that for the good of the educational system, the elevation of our sights will redound to the benefit of the future generations of this Commonwealth. It is not going to be done cheaply. It is not going to be done without making sacrifices. It is going to be done at the cost of a great many millions of dollars. It is going to mean that the people in this State are going to have to reach down and pay for the services which they have asked for. We in the Legislature have never demanded anything other than that which the people have directed us to do, and that goes for both political parties.

Mr. President, I am happy at this time to offer these amendments and to read into the record a letter. This letter comes from the Pennsylvania State Education Association. It is addressed to Senator Dent and Senator Mahany. With Senator Mahany's permission, I will read it into the record.

You have asked that we give you a point of view on the amendments which are being presented for inclusion in H.B. 583, Printer's Number 1793.

Insofar as these amendments relate to teachers' salaries and the salary schedule, it is our understanding that the only major change has to do with the added increment of $200, which in H. B. 583, Printer's Number 1754, was payable during the school year 1957-58, and which under the proposed amendments will be paid in two installments of $100 each, one of which will become a basic part of the salary schedule for 1957-58 and the second a basic part of the salary schedule for 1958-59.

After consultation with our members who are in Harrisburg this week, we can report to you approval of this modification to the salary provisions of H. B. 583. In our opinion this is a desirable and most acceptable program.

May we take this opportunity to express our sincere appreciation to all members of the General Assembly for the deep concern evidenced by them for the educational welfare of the children of the Commonwealth and the teachers who serve them, and for the successful culmination of these efforts in the program which is now under consideration.

The letter is signed by Lucy A. Valero, President, and Kermit M. Stover, Chairman of the Legislative Committee.

This is the first time in the history of Pennsylvania hat I can remember that we have been able to cross the langerous shoals of political bickering in a frail canoe nd to have reached calm waters.

I present to the Senate at this time, Mr. President, the mendments to House Bill No. 583.

The Clerk read the amnedments as follows:

Amend Sec. 3 (Sec. 1142), page 19, by inserting between lines 7 and 8:

"(21) The maximum mandated salaries provided in nis section shall be applicable to all professional and emporary professional employes within their respective lass"; Amend Sec. 4, page 20, lines 12 and 13, by striking ut "two hundred dollars ($200)" and inserting in lieu nereof: "one hundred dollars ($100) for the school year 958-1959, professional employes of all school districts and ocational school districts and temporary professional emloyes who have satsifactory ratings shall receive an incease in annual compensation in excess of that paid for ne school year 1956-1957 and 1957-1958, which shall inlude any service increments to which the employes are ntitled under the provisions of the Public School Code f 1949, its amendments and supplements for the school ear 1956-1959 and an additional payment of one hundred ollars ($100)."

On the question,

Will the Senate agree to the amendments?

Mr. MAHANY. Mr. President, it was the intention of ne Republican Caucus to pass both House Bill No. 583 nd House Bill No. 584 as these bills left the House and s the House voted on them. However, since we have had iem, a technical amendment was offered to each of the ills which was recommended by Doctor Swan, head of ne Department of Public Instruction.

Also, since that time, amendments have been studied y both Senator Dent and myself and others. These amendments have been agreed to. They not only have been agreed to, but were recommended by representatives of the schoolteachers of Pennsylvania, through the Pennsylvania State Education Association. Because we feel these amendments will improve the bill, we on the Republican side are willing to vote for them.

And the question recurring,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that House Bill No. 583, Printer's No. 1793, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

HOUSE BILL No. 584 CALLED UP

Mr. DENT. Mr. President, I call up from page 3 of today's Third Reading Calendar, House Bill No. 584, Printer's No. 1772, which went over in its order temporarily earlier today.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 584, entitled:

An Act to amend the act approved the tenth day of March one thousand nine hundred forty-nine (P. L. 30) entitled "Public School Code of 1949" by further providing for reimbursement by the Commonwealth to school districts and vocational school districts authorizing the revision of budgets and temporary loans and harmonizing the language of existing amendments.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 2501), page 3, line 10, by striking out "five" where it appears the second time in said line, and inserting in lieu thereof: "four"; Amend Sec. 1 (Sec. 2501), page 3, line 11, by striking out "($5500)" and inserting in lieu thereof: "(5400)"; Amend Sec. 1 (Sec. 2501), page 5, line 17, by striking out "five" and inserting in lieu thereof: "four"; Amend Sec. 1 (Sec. 2501), page 5, line 17, by striking out "($5500)" and inserting in lieu thereof: "($5400)"; Amend Sec. 1 (Sec. 2501), page 5, line 20, by striking out "five", where it appears the second time in said line, and inserting in lieu thereof: "four"; Amend Sec. 1 (Sec. 2501), page 5, line 20, by striking out "($5500)" and inserting in lieu thereof: "($5400)"; Amend Sec. 1 (Sec. 2501), page 8, line 1, by striking out 'five" where it appears the second time in said line, and inserting in lieu thereof: "four"; Amend Sec. 1 (Sec. 2501), page 8, line 1, by striking out "($5500)" and inserting in lieu thereof: "($5400)"; Amend Sec. 1 (Sec. 2501), page 8, line 4, by striking out "five,"

where it appears the second time in said line, and inserting in lieu thereof: "four"; Amend Sec. 1 (Sec. 2501), page 8, line 5, by striking out "($5500)" and inserting in lieu thereof: "($5400)"; Amend Sec. 2 (Sec. 2502), page 11, line 5, by striking out "five," where it appears the second time in said line, and inserting in lieu thereof: "four"; Amend Sec. 2 (Sec. 2502), page 11, line 5, by striking out "($5500)" and inserting in lieu thereof: "($5400)."

On the question,

Will the Senate agree to the amendments?

Mr. DENT. Mr. President, I would just like to say that these amendments were only offered in order that the amendments made to House Bill No. 583 may fit into the picture.

And the question recurring,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that House Bill No. 584, Printer's No. 1772, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 992 CALLED UP

Mr. SEYLER. Mr. President, I call up for consideration at this time, from page 1 of today's Third Reading Calendar, Senate Bill No. 992, Printer's No. 552, which previously went over in its order.

APPROPRIATION BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 992, entitled:

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and submit it to the Governor and the Joint State Government Commission and requiring the Governor to review such plan and submit it to the General Assembly and making an appropriation

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—37

Barr,	Haluska,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Dent,	Kopriver, Jr.	Ruth,	Wagner,
Derk,	Lane,	Schmidt,	Watson,
Diehm,	Mahany,	Scott,	Weiner,
DiSilvestro,	McCreesh,	Seyler,	Whalley,
Donolow,	McGinnis,	Silvert,	Wolfe,
Flack,	McMenamin,	Stevenson,	Yosko,
Fleming,			

NAYS—6

Berger,	Mallery,	Propert,	Wade,
Madigan,			Watkins,

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 275, entitled:

An Act amending the act of May seventeen one thousand nine hndred twenty-nine (P. L. 1798) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania . . . ," increasing the amounts of payments from the Commonwealth to counties and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 613, entitled:

An Act amending the act of June 23, 1931 (P. L. 932), entitled "The Third Class City Code," changing tax levy provisions when land and buildings are taxed separately.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1109, entitled:

An Act amending the act of January 24, 1956 (Act No. 288) entitled "An act relating to chattel mortgages executed and filed prior to July 1, 1954; . . ." extending the lien of mortgages in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1240, entitled:

An Act to amend the act approved the twenty-third day of May one thousand eight hundred eighty-seven (P. L. 164) entitled "An act to secure to laborers within this Commonwealth the benefit of the exemption laws of this Commonwealth and to prevent assignment of claims for the purpose of securing their collection against laborers outside of this Commonwealth," by forbidding creditors to sue residents debtors of this Commonwealth in the courts of another State where the creditor debtor and intended garnishee are within the jurisdiction of the Pennsylvania courts and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 1297, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirements that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration House Bill No. 1774, entitled.

An Act amending the act of May 20, 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city concils thereof . . .," extending the time for claiming credit for service with a school district of the first class and increasing the time of service which may be claimed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1778, entitled:

An Act to authorize the transfer of certain automobiles used in child welfare programs and purchased with Federal funds to certain counties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "State Highway and Bridge Authority Act" by increasing the power of the Authority to borrow money and issue evidence of indebtedness therefor in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1956, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres more or less of land situate in Hanover Township Beaver County Pennsylvania with the approval of the Governor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1974, entitled:

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania State Board of Censors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2044, entitled:

An Act to amend the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "Civil Service Act," by extending the coverage of the act and decreasing the size of the grouping for purposes of furlough.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2065, entitled:

An Act amending the act of June 3, 1937 (P. L. 1225) entitled "The Game Law," further regulating the issuance of antlerless deer licenses and imposing penalties for the unlawful issuance thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land situate in Middletown Township Delaware County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 2115, entitled:

An Act relating to branches of banking institutions directing the Joint State Government Commission to study and investigate the establishment maintenance and operation of such branches and to report to the next regular session of the General Assembly its findings and recommendations with drafts of legislation necessary to carry such recommendations into effect and prohibiting the

establishment of branches by banking institutions in certain cases for a limited period of time.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Thursday, May 17, 1956, at 12:30 o'clock, p. m., Eastern Standard Time.

Mr. DERK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:38 o'clock, p. m., Eastern Standard Time, until Thursday, May 17, 1956, at 12:30 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

WEDNESDAY, May 16, 1956.

The House met at 10:00 a. m. EST.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

Reverend George W. Wilt, Pastor of Zion Lutheran Church, York, guest Chaplain, offered the following prayer:

Heavenly Father, as a citizen of our Commonwealth I intercede with Thee for our representatives in Government. Thou hast established in our midst law-making powers dedicated to the upholding of order and liberty. I beseech Thee, bless and preserve our form of Government in State and nation. Grant that our legislators may ever be mindful of the welfare of their constituents. Grant that they be guided to serve unselfishly the common good of all the people. Protect, I beseech Thee, those liberties of rule by representation which are the cornerstone of our Government. Teach us Christians the grace to use our freedom to proclaim Thy Word and use each and every opportunity to serve our fellow men. These blessings grant us, dear Lord, for Christ's sake. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Tuesday, May 15, 1956 will be postponed until printed. The Chair hears none.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 296, 895, 1036, 1082, 1474, 1863, 1989 and 2074

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 296, Printer's No. 1716, entitled "An Act amending the act of May 16, 1951 (P. L. 300) entitled 'An act authorizing counties of the second and fourth classes to establish fire training schools for the paid and volunteer firemen of municipalities within the county' extending provisions of the act to certain counties and limiting the amount counties may expend on training schools in certain cases."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 895, Printer's No. 1700, entitled "An Act amending the act of July 18, 1917 (P. L. 1043) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting disability annuitants who withdrew from school service to elect to become members of the one one-hundred-fortieth (1/140) class upon restoration to school service."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1036, Printer's No. 984, entitled "An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire .326 of an acre more or less of land in Newport Township Luzerne County for the use of Retreat State Hospital and making an appropriation."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1082, Printer's No. 1139, entitled "An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia, Pennsylvania, for defraying part of expenses of the 250th Anniversary Celebration of the birth of Benjamin Franklin."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1474, Printer's No. 1564, entitled "An Act amending the act of May 4, 1927 (P. L. 519) entitled 'An act concerning boroughs and revising amending and consolidating the law relating to boroughs' further regulating the power of boroughs to levy and collect the annual tax for general borough purposes."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1863, Printer's No. 1729, entitled "An Act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' further regulating lighting equipment

lights and devices and the use thereof and prescribing penalties."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1989, Printer's No. 1439, entitled "An Act adopting an interpleader compact for the complete and expeditious adjudication of adverse claims to property in the hands of a stakeholder where one or more claimants are in different jurisdictions and entering into the compact with other states territories and possessions of the United States and the District of Columbia that adopt the compact and are acceptable to this Commonwealth for the purpose of the compact."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 15, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 2074, Printer's No. 1724, entitled "An Act amending the act of August 9, 1955 (P. L. 323) entitled 'An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto' further regulating the payment of salaries in certain counties."

GEORGE M. LEADER.

CONFERENCE COMMITTEE ON HOUSE BILL No. 873 APPOINTED

The SPEAKER. The Chair appoints as a Conference Committee on House Bill No. 873, Messrs. POLEN, MUSTO, and WESCOTT.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 999

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 999 entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor the controller councilmen and appointed officers in cities of the second class A

And has appointed Messrs. STEVENS, MALLERY, McMENAMIN a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the difference existing between the two Houses in relation to said bill.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 999 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 999

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. REIDENBACH, NEEDHAM and JUMP.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1662 entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1662

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. KOLANKIEWICZ, GRANVILLE E. JONES and CHARLES C. SMITH.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NONCONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F F A district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1295

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. FARABAUGH, SNIDER and HORST.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NONCONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1648, entitled:

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1648

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. POLEN, WILLIAMS and BREISCH.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NONCONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1856

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. POLEN, READINGER and BOWER.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. READINGER asked and obtained permission for the Committee on Banking and Building and Loan Associations to meet during the session of the House.

Mr. READINGER asked and obtained permission for the Committee on State Government to meet during the session of the House.

Mr. READINGER asked and obtained permission for the Committee on Cities—Third Class to meet during the session of the House.

Mr. READINGER asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

The SPEAKER. The Chair desires to devote some time to the signing of bills and requests the gentleman from McKean, Mr. Johnson to preside.

MR. JOHNSON IN THE CHAIR

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 113, entitled:

An Act requiring payments to certain school districts operating high schools making an appropriation to the Department of Public Instruction for that purpose.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2117, entitled:

An Act making an appropriation to the House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 2118, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) increasing controller's salaries in districts of the first class A.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 201, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitotl Building as a result of negligence of the Commonwealth in maintaining the same.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 474, entitled:

An Act making an appropriation to the Trustees of the Pennsylvania State University for the use of the School of Agriculture for the erection of experimental mushroom houses and research in the communicable diseases of mushrooms and other phases of the mushroom industry.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 859, entitled:

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1078, entitled:

An Act amending the "Boiler Regulation Law" * * * excepting certain boilers from the provisions requiring inspection during construction.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1086, entitled:

An Act to repeal the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 642) entitled "An act for the protection of the public health by providing that persons firms or corporations who are operating or conducting hotels restaurants dining-cars or other public eating-places in this Commonwealth shall not employ or keep in their employ as cooks waiters kitchen-help chamber-maids or other house-servants any person or persons who are suffering from trachoma active tuberculosis of the lungs open skin tuberculosis syphilis gonorrhea open external cancer or barber's itch or who are carriers of typhoid fever and further providing that no dishes receptacles or utensils used in eating or drinking shall be furnished to patrons or customers of any such public eating-place unless the same have been thoroughly cleansed since used by another individual and further providing that no towels shall be furnished in any wash-room in connection with any such public eating-place unless such towels be laundered or discarded after each individual use and further providing that no common drinking-cups shall be furnished at any public drinking-place operated in connection with any such public eating-place and providing penalties for violations of the provisions of this act."

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 653, Printer's No. 1762 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 653.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing additional disability and superannuation retirement allowances

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 3, by striking out after the word "of" the words "May September" and inserting in lieu thereof the word "May".

Amend Section 2, page 3, line 12, by striking out after the word 'of" the words "May September" and inserting in lieu thereof the word "May".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibson,	McGee,	Sarraf,
Anderson, S. A.,	Goldstein,	McInroy,	Scarcelli,
Auker,	Gramlich,	McKeever,	Schuster,
Banker,	Guss,	McLaughlin,	Sherman,
Barnatovich,	Guthrie,	McWherter,	Sigman,
Bell,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Blair,	Hass,	Metz,	Smith, Wm. B.,
Boles,	Haudenshield,	Mihm,	Snider,
Bonner,	Heavey,	Mikula,	Stank,
Boory,	Helm,	Miller,	Stebbins,
Bower,	Henzel,	Mills,	Steckel,
Branca,	Hewitt,	Monroe,	Stephens,
Breisch,	Hocker,	Moody,	Stevenson,
Brennan, A. P.,	Holt,	Moscrip,	Stone,
Brennan, J. J.,	Horst,	Moran,	Stoner,
Brenninger,	Houk,	Muldowney,	Strausser,
Breth,	Isaacs,	Mullen,	Swartz,
Brown,	Jenkins,	Munley,	Taylor,
Bucchin,	Johnson,	Murphy,	Thomas,
Bullen,	Jones, G. E.,	Murray, H. P.,	Toll,
Capano,	Jones, T. H. W.,	Murray, J. J.,	Tompkins,
Cianfrani,	Jump,	Murray, P. G.,	Thompson,
Cioffi,	Kamyk,	Musto,	Toomey,
Comer,	Keller,	Needham,	Varallo,
Curwood,	Kent,	Ogilvie,	Vaughan,
Davis,	Kline,	Olsen,	Varner,
Donahue,	Knecht,	O'Neil,	Verona,
Dougherty,	Kolankiewicz,	Pacchioli,	Wall,

Down,	Kooker,	Parry,	Wallace,
Ehrgood,	Kornick,	Pashley,	Walsh,
Ellberg,	Kratz,	Paulhamus,	Wargo,
Erb,	Lafore,	Petrosky,	Waterhouse,
Eshleman,	Leiby,	Polaski,	Weidner,
Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Limper,	Pursley,	Whitenight,
Flint,	Light,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Foster,	Lovett,	Renwick,	Wood,
Frank,	Lutty,	Rigby,	Worley,
Frascella,	Mahan,	Rosen,	Yetter,
Frost,	Markley,	Rovansek,	Yetzer,
Gaffney,	Maxwell,	Royer,	Ziegler,
Garlock,	McCann,	Rubin,	Andrews,
Gelfand,			Speaker

NAYS—0

NOT VOTING—17

Adam,	Cochran,	Greenwood,	Magee,
Agnew,	Cooper,	Kehler,	Naugle,
Ashton,	Donaldson,	Kromer,	Pettigrew,
Bazin,	Gibb,	Lawyer,	Stroup,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1073, Printer's No. 1773 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1073.

An Act providing for the establishment of forestry conservation camps by the Department of Forests and Waters for the development and conservation of the forests of this Commonwealth and for the rehabilitation and training of male youth giving additional powers to the Department of Welfare and making an appropriation

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is required.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 2, by striking out after the word "the" in line 1, the following: "Department of Welfare and the Department of Justice for the retraining of male delinquents" and inserting in lieu thereof the following: "Department of Forests and Waters for the development and conservation of the forests of this Commonwealth and for the rehabilitation and training of male youth giving additional powers to the Department of Welfare and making an appropriation."

Amend Section 1, page 2, line 3, by striking out after the word "rehabilitation" the following: of juvenile delinquents and youthful offenders who do not require confinement in training or industrial schools or other correctional or penal institutions

Section 2 (A) As a means of correcting the socially harmful tendencies of certain juvenile delinquents sixteen years of age and over the Department of Welfare shall establish one or more forestry conservation camps

(b) As a means of correcting the socially harmful tendencies of certain youthful offenders between the ages of eighteen and twenty-two years the Department of Justice shall establish one or more forestry conservation camps

Section 3 The Department of Welfare and the Department of Justice shall cooperate with the Department of Forests and Waters in the matter of the location of the forestry conservation camps and the assignment of work projects therein The Deuartment of Forests and Waters shall furnish to the Department of Welfare and the Department of Justice technical consultation service for the operation of the forestry conservation camps

Section 4 (a) The Department of Welfare may recommend to the juvenile courts of the Commonwealth the placement of juveniles in or the transfer of juveniles to forestry conservation camps under its administration and the juvenile courts may commit or transfer juveniles to such camps in accordance with procedures established by the Department of Welfare (b) The Deputy Commissioner for Treatment of the Bureau of Correction in the Department of Justice shall have the sole responsibility of transferring to forestry conservation camps under the administration of the Department of Justice male offenders under the age of twenty-two years sentenced to a State institution

Section 5 Persons placed in or transferred to the camps shall be required to work on forestation or reforestation of public lands on the making of forests roads for fire prevention or fire fighting including fire trails and fire breaks or in pest control or in soil conservation all laws regulating child labor shall be applicable the Department of Welfare and the Department of Justice shall provide for the payment of wages to the boys and young men for work they do while in camps at the rate currently paid for inmate labor at State correctional institutions

Section 6 One of the first two forestry conservation camps established under the provisions of this act shall be under the administration of the Department of Welfare for the training of male delinquents who at the time of their placement in the camp are between sixteen and eighteen years of age the other camp shall be under the administration of the Department of Justice for the training of offenders under twenty-two years of age who are transferred to the camp as provided in subsection (b) of section 4 of this act

Section 7 The sum of one hundred fifty thousand dollars ($150,000) or as much thereof as may be necessary is hereby appropriated to the Department of Justice for the acquisition development construction furnishing and equipping of the forestry conservation camps

Section 8 This act shall take effect immediately and the first camp under the administration of the Department of Welfare and the first camp under the administration of the Department of Justice shall be established not later than January 1, 1957

and inserting in lieu therefor the following:

reeducation treatment and training of male youth

Section 2 The Department of Forests and Waters at the request of the Department of Welfare shall provide and maintain facilities to be used for forest conservation and for the education and training of male youth in cooperation with the fish commission and with the Game Commission the Department of Forests and Waters shall plan useful projects for conservation recreation dams or flood control in state forests and state park lands and shall supply personnel to supervise work on these projects

Section 3 The Department of Welfare may select as campers young men fifteen (15) to eighteen (18) years of age who have been committed to the Pennsylvania Training School or whose commitment as campers is recommended by a classification and assignment center of the department of welfare and whose rehabilitation will be furthered by forestry work

Section 4 The sum of one hundred thousand dollars ($100,000) or as much thereof as is necessary is hereby appropriated to the Department of Forests and Waters for the construction and renovation of camp facilities the sum of one hundred fifty thousand dollars ($150,000) or as much thereof as is necessary is appropriated to the Department of Welfare for the operation of the camp or camps provided that whenever campers are transferred to a forest conservation camp from the Pennsylvania Training School the cost of maintaining them will be borne by that institution

Section 5 This act shall become effective immediately upon final enactment

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Amarando,	George,	McCann,	Rudisill,
Anderson, M. S.,	Gibson,	McCormack,	Sarraf,
Anderson, S. A.,	Goldstein,	McGee,	Scarcelli,
Auker,	Gramlich,	McInroy,	Schuster,
Banker,	Guss,	McKeever,	Sherman,
Barnatovich,	Guthrie,	McLaughlin,	Sigman,
Bell,	Hamilton, R. K.,	McWherter,	Smith, C. C.,
Blair,	Hamilton, W. H.,	Meholchick,	Smith, Wm. B.,
Boles,	Hass,	Metz,	Snider,
Bonner,	Haudenshield,	Mihm,	Stank,
Boory,	Heavey,	Mikula,	Stebbins,
Bower,	Helm,	Miller,	Steckel,
Branca,	Henzel,	Mills,	Stephens,
Breisch,	Hewitt,	Monroe,	Stevenson,
Brennan, A. P.,	Hocker	Moody,	Stone,
Brennan, J. J.,	Holt,	Moran,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Swartz,
Brown,	Isaacs,	Munley,	Taylor,
Bucchin,	Jenkins,	Murphy,	Thomas,
Bullen,	Johnson,	Murray, H. P.,	Thompson,
Capano,	Jones, G. E.,	Murray, J. J.,	Toll,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cioffi,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Dougherty,	Knecht,	Pacchioli,	Wall,
Down,	Kolankiewicz,	Parry,	Wallace,
Ehrgood,	Kooker,	Pashley,	Walsh,
Eilberg,	Kornick,	Paulhamus,	Wargo,
Erb,	Kratz,	Petrosky,	Waterhouse,
Eshleman,	Lafore,	Polaski,	Weidner,
Ewing,	Leiby,	Polen,	Welsh,
Farabaugh,	Leisey,	Pomeroy,	Wescott,
Filo,	Leonard,	Price,	Wheeler,
Fineman,	Leven,	Pursley,	Whitenight,
Flint,	Light,	Readinger,	Willaredt,
Floyd,	Limper,	Reibman,	Williams,
Flynn,	Lippincott,	Reidenbach,	Wilt,
Foster,	Lopresti,	Renwick,	Wood,
Frank,	Lovett,	Rigby,	Worley,
Frascella,	Lutty,	Rosen,	Yetter,
Frost,	Mahan,	Rovansek,	Yetzer,
Gaffney,	Markley,	Royer,	Ziegler,
Garlock,	Maxwell,	Rubin,	Andrews,
Gelfand,			Speaker

NAYS—1

Moscrip,

NOT VOTING—17

Adam,	Cooper,	Kehler,	Naugle,
Agnew,	Donaldson,	Kromer,	Pettigrew,
Ashton,	Gibb,	Lawyer,	Stroup,
Bazin,	Greenwood,	Magee,	Young,
Cochran,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1113, Printer's No. 1796 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1113.

An Act amending the act of April 9, 1929 (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," providing for the establishment by the Department of Property and Supplies of standards for the design, construction, repair, alteration, equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein; repealing inconsistent legislation; directing the Department of Property and Supplies to make a report to the next General Assembly; and making an appropriation.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 6, by striking out after "(a)" the following: "Formulate" and inserting in lieu thereof the following: "In consulation with the joint state government commission formulate"; line 16, by striking out after the word "building" the following: "The" and inserting in lieu thereof the word "all"; line 18, by inserting after the word "buildings" the following: "and shall be subject to review by the joint state government commission"; page 4, line 5, by inserting after the word "standards" the following: "and report such needs and requirements to the joint state government commission";

Amend Section 3, line 14 by striking out after the word "of" the word "two" and inserting in lieu thereof the following: "one"; line 14, by striking out after the word "Dollars" the following: "($200,000)" and inserting in lieu thereof the following: "($100,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1854, Printer's No. 1763 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1854.

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "seven hundred and eighty-two thousand dollars ($782,000.00)" and inserting in lieu thereof the following: "seven hundred ninety-one thousand six hundred dollars ($791,600)"; page 2, line 10, by striking out after the word "Oakdale" the figures "20,000.00" and inserting in lieu thereof the figures "28,000.00"; line 11, by inserting the following: "Bureau for Child Care, Philadelphia 20,000.00"; page 3, line 1, by striking out after the word "Harrisburg" the figures "19,000.00" and inserting in lieu thereof the figures "20,000.00"; by striking out all of line 4 as follows: "Colored Children's Bureau Philadelphia 18,000.00"; line 13, by striking out after the word "Easton" the figures "8,000.00" and inserting in lieu thereof the figures "9,000.00"; line 15, by striking out after the word "Philadelphia" the figures "6,000.00" and inserting in lieu thereof the figures "6,600.00"; line 17, by striking out after the word "Philadelphia" the figures "17,000.00" and inserting in lieu thereof the figures "18,000.00"; page 4, line 5, by striking out after the word "Valley" the figures "4,000.00" and inserting in lieu thereof the figures "6,000.00"; line 7, by striking out after the word "Brookville" the figures "14,000.00" and inserting in lieu thereof the figures "16,000.00"; line 10 by striking out after the word "Philadelphia" the figures "23,000.00" and inserting in lieu thereof the figures "13,000.00"; line 12, by striking out after the word "Philadelphia" the figures "30,000.00" and inserting in lieu thereof the figures "15,000.00"; line 14, by striking out after the word "Philadelphia" the figures "30,000.00" and inserting in lieu thereof the figures "40,000.00"; line 18, by striking out after the word "Erie" the figures "12,000.00" and inserting in lieu thereof the figures "15,000.00"; line 19, by striking out after the word "Philadelphia" the figures "22,000.00" and inserting in lieu thereof the figures "24,000.00"; page 5, line 7, by striking out after the word "Greensburg" the figures "14,000.00" and inserting in lieu thereof the figures "16,000.00"; line 12, by striking out after the word "Total" the figures "750,000.00" and inserting in lieu thereof the figures "791,600.00."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1941, Printer's No. 1787 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatves numbered and entitled as follows:

HOUSE BILL No. 1941.

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 2, line 6, by striking out after the word "by" the words: "reducing the amount of" and inserting in lieu thereof the words "imposing a";

Amend Section 2, page 6, line 17, by inserting after the word "in" the following: "propeller-driven"; line 18, by inserting after the word "engines" the following: "and one cent a gallon or fractional part thereof upon all liquid fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in jet or turbo-jet propelled aircraft and aircraft engines"

Amend Section 3, page 8, line 13, by inserting after the word "in" the words "propeller-driven"; line 14, by inserting after the word "engines" the following: "and one cent a gallon on liquid fuels used or sold and delivered for use as a fuel in jet or turbo-jet propelled aircraft or aircraft engines"

Amend Section 5, page 10, line 1 by inserting after the word "in" the words "propeller-driven"; line 2, by inserting after the word "engines" the following: "or who shall use or buy any liquid fuel on which a tax imposed by this act in excess of one cent per gallon shall have been paid and shall use such liquid fuel in jet or turbo-jet propelled aircraft or aircraft engines shall"

Page 14, line 4, by inserting after the word "fifty-five" the following:

The Pennsylvania Aeronautics Commission is authorized to make allocations of taxes collected under this act to airports in proportion to the average of their allocations received from the Pennsylvania Aeronautics Commission during the period for which they have received such allocations not to exceed five years or in the case of airports having no such allocation experience in equal proportion with other airports based upon comparative collections under this tax in no case shall the amount apportioned to the airport be less than the highest amount apportioned in any one of the previous five years

Section 6 The provisions of this act shall become effective the first day of June one thousand nine hundred fifty-six

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1942, Printer's No. 1788 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1942.

An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 P. L. 1965) entitled "An act imposing a permanent and temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file report and to compile and retain certain records requiring registration of carriers for hire imposing duties on such persons requiring persons selling or delivering fuels to licensed dealer-users to furnish information imposing certain costs on counties conferring powers and imposing duties on State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensees and providing penalties" by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 3, page 8, line 10, by inserting after the word "in" the words "propeller-driven"; line 11, by inserting after the word "engines" the following: "and one cent a gallon or fraction part thereof of fuel used in jet or turbo-jet propelled aircraft or aircraft engines"; page 9, line 7, by inserting after the word "department" the following:

The Pennsylvania aeronautics commission is authorized to make allocations of taxes collected under this act to airports in proportion to the average of their allocations received from the Pennsylvania Aeronautics Commission during the period for which they have received such allocations not to exceed five (5) years or in the case of airports having no such allocation experience in equal proportion with other airports based upon comparative collections under this tax

Page 10, by inserting lines 1 to 3 inclusive as follows:

Section 4 The provisions of this act shall become effective the first day of June one thousand nine hundred fifty-six

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that Senate Bill No. 39, Printer's No. 686 together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 39.

An Act amending the act of July eleven one thousand nine hundred and seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicans dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" further defining drugs coming within the scope of said act and changing the penalties for the illegal possession sale dispensing or giving away of drugs and limiting the powers of the courts to suspend sentence grant probation or parole in such cases

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 2, line 2, by inserting after the word "illegal" the word "possession"; line 3, by inserting after the word "drugs" the following: "and limiting the powers of the courts to suspend sentence grant probation or parole in such cases";

Amend Section 3, page 5, line 4, by striking out after

the figure "($2000)" the word "and" and inserting in lieu thereof the word "or"; line 4, by striking out after the word "imprisonment" the following: "of not less than two (2) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 6, by inserting after the word "years" the following: "or both"; line 8, by striking out at the beginning of the line the word "act" and inserting in lieu thereof the word "section"; line 10, by inserting after the word "drugs" the following: "and said violation would have been a violation of the provisions of this section had it occurred in this commonwealth"; line 14, by striking out at the beginning of the line the word "and" and inserting in lieu thereof the word "or"; line 14, by striking out after the word "imprisonment" the following: "of not less than five (5) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 16, by inserting after the word "years" the following: "or both"; line 18, by inserting after the second word "of" the following: "this section or"; line 20, by inserting after the word "drugs" the following: "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth";

Page 6, line 4, by striking out after the figure "($7500)" the word "and" and inserting in lieu thereof the word "or"; line 4, by striking out after the word "imprisonment" the following: "of not less than ten (10) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 6, by inserting after the word "years" the following: "or both"; line 10, by striking out after the figure "($5000)" the word "and" and inserting in lieu thereof the word "or"; line 11, by striking out after the word "imprisonment" the following: "of not less than five (5) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 13, by inserting after the word "years" the following: "or both"; line 14, by striking out after the word "this" the word "act" and inserting in lieu thereof the word "section"; line 17, by inserting after the word "drug" the following: "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth";

Page 7, line 1, by striking out after the figure "($10,000)" the word "and" and inserting in lieu thereof the word "or"; line 2, by striking out after the part word "ment" the following: "of not less than ten (10) years and" and inserting in lieu thereof the following: "by separate or solitary confinement at labor"; line 4, by inserting after the word "years" the following: "or both"; line 6, by inserting after the second word "of" the following: "this section or"; line 8, by inserting after the word "drugs" the following: "and said violation would have been a violation of the provisions of this section had it occurred in this Commonwealth"; line 11, by striking out after the figure "($15,000)" the following: "and to undergo an imprisonment for life" and inserting in lieu thereof the following: "or to undergo imprisonment by separate or solitary confinement at labor for the term of his natural life"; line 15, by striking out after the figure "2" the following: "[Except in the case of conviction for a first offense for violation of the provisions of this subsection the imposition or execution of sentence shall not be suspended and probation or parole shall not be granted until the minimum imprisonment herein provided for the offense shall have been served]" and inserting in lieu thereof the following: "The court shall have power to suspend the imposition or execution of sentence and grant probation or parole only in the case of conviction for a first offense for violation of the provisions of this section"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—189

Amarando,	George,	McCann,	Rudisill,
Anderson, M. S.,	Gibson,	McCormack,	Sarraf,
Anderson, S. A.,	Goldstein,	McGee,	Scarcelli,
Auker,	Gramlich,	McInroy,	Schuster,
Banker,	Guss,	McKeever,	Sherman,
Barnatovich,	Guthrie,	McLaughlin,	Sigman,
Bell,	Hamilton, R. K.,	McWherter,	Smith, C. C.,
Blair,	Hamilton, W. H.,	Metz,	Smith, Wm. B.,
Boles,	Hass,	Meholchick,	Snider,
Bonner,	Haudenshield,	Mihm,	Stank,
Boory,	Heavey,	Mikula,	Stebbins,
Bower,	Helm,	Miller,	Steckel,
Branca,	Henzel,	Mills,	Stephens,
Breisch,	Hewitt,	Monroe,	Stevenson,
Brennan, A. P.,	Hocker,	Moody,	Stone,
Brennan, J. J.,	Holt,	Moran,	Stoner,
Brenninger,	Horst,	Moscrip,	Strausser,
Breth,	Houk,	Muldowney,	Swartz,
Brown,	Isaacs,	Mullen,	Taylor,
Bucchin,	Jenkins,	Munley,	Thomas,
Bullen,	Johnson,	Murphy,	Toll,
Capano,	Jones, G. E.,	Murray, H. P.,	Tompkins,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toomey,
Comer,	Kamyk,	Musto,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Dougherty,	Knecht,	O'Neil,	Wall,
Down,	Kolankiewicz,	Pacchioli,	Wallace,
Ehrgood,	Kooker,	Parry,	Walsh,
Eilberg,	Kornick,	Pashley,	Wargo,
Erb,	Kratz,	Paulhamus,	Waterhouse,
Eshleman,	Lafore,	Petrosky,	Weidner,
Ewing,	Leiby,	Polaski,	Welsh,
Farabaugh,	Leisey,	Polen,	Wescott,
Filo,	Leonard,	Pomeroy,	Wheeler,
Fineman,	Leven,	Price,	Whitenight,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Willaredt,
Flynn,	Lippincott,	Reibman,	Wilt,
Foster,	Lopresti,	Reidenbach,	Wood,
Frank,	Lovett,	Renwick,	Worley,
Frascella,	Lutty,	Rigby,	Yetter,
Frost,	Mahan,	Rosen,	Yetzer,
Gaffney,	Markley,	Rovansek,	Ziegler,
Garlock,	Maxwell,	Royer,	Andrews,
Gelfand,		Rubin,	Speaker

NAYS—0

NOT VOTING—17

Adam,	Cooper,	Kehler,	Naugle,
Agnew,	Donaldson,	Kromer,	Pettigrew,
Ashton,	Gibb,	Lawyer,	Stroup,
Bazin,	Greenwood,	Magee,	Young,
Cochran,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 347, entitled:

An Act amending the act of May 15, 1874 (P. L. 186 No. 120) entitled "An act declaring what offices are incompatible" making elective county and city offices and members of the Legislature incompatible.

On the question,

Shall the bill pass finally?

Mr. LOPRESTI. Mr. Speaker, the intent of House Bill 347 is to make county and city offices incompatible with membership in either branch of the Legislature.

Yesterday this bill was amended and the words "nominated or elected after the effective date of this amending act" were added.

This morning it is the opionion of a number of the Members of the House that the words "nominated or" should be left out of this particular amendment. I would suggest that this bill be passed this morning by the House and then it be called to the attention of the Senate committee that the words "nominated or" should be stricken from the bill, because as it stands now there is a possibility the bill might be construed to mean that if a man were nominated he could not hold any elective county or city office. I think the intent of the bill was to limit it to persons elected to either branch of the Legislature and to provide that they should not be permitted to hold county or city office.

Personally, I think this is excellent legislation because the sessions of the Legislature in the past years have been growing longer and a great deal of the time of the Members is required to perform their duties here in either the House or the Senate. By reason thereof the duties back home, if a man is holding an elective county or city office, must necessarily suffer. It stands to reason that it is very difficult for any one person now to fulfill the duties of either Senator or Member of the House of Representatives and that of sheriff, or county commissioner, or mayor of a city, or any other such office back home.

I think this is a good bill and it should be passed today with the understanding that the Senate committee will amend the same so it will apply only to elective personnel after January, 1957. Any person who is now nominated or who will be elected in this fall election will not come under the terms of this bill.

Mr. EILBERG. Mr. Speaker, I would like to interrogate the gentleman from Cambria, Mr. Lopresti.

The SPEAKER pro tempore. Will the gentleman from Cambria, Mr. Lopresti, consent to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. EILBERG. Mr. Speaker, I should like to know whether the word "elective" on line 5 of page 2 could possibly be construed to include elected committeemen of either party elected in the primary elections every two years.

Mr. LOPRESTI. Mr. Speaker, elected committeemen are not county or city officers, they are party officers. Committee people are party officers elected by ballot through the county commissioners' office.

Mr. EILBERG. Mr. Speaker, I am thinking about the fact that bills commonly do not have punctuation in them, and I am concerned that if the printer, if and when this bill passes, does not place a comma after the word "elective," it might in that case possibly include committeemen of the respective parties.

Mr. LOPRESTI. I do not know how I could answer that. The punctuation is left up to experts, and I am sure that anybody who punctuates this bill will know it is intended to cover county and city offices and will so punctuate it.

Mr. EILBERG. Mr. Speaker, I should like to be certain that the intent of this House is not to include party committeemen. Is that correct?

Mr. LOPRESTI. As I have pointed out before, party committeemen are not county or city officers, they are party officers.

Mr. EILBERG. Thank you, sir.

Mr. LOPRESTI. This bill does not cover borough or township officers, people who have the smaller offices and meet maybe once or twice a month. This does not cover those, just county and city officers.

Mr. MOODY. Mr. Speaker, I should like to interrogate the gentleman from Cambria.

The SPEAKER pro tempore. Will the gentleman from Cambria, Mr. Lopresti, consent to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. MOODY. Mr. Speaker, in reading this bill it is entirely possible there will be some person, some individual, holding an elective state office, say in the State Legislature, and maybe elected mayor in the city of Harrisburg, between the interim of his election in November and the taking of office in January should not that House Member be entitled to serve until such time as he is sworn into the office of mayor?

Mr. LOPRESTI. Mr. Speaker, this bill does not become effective until January 1, 1957, and applies only to those persons elected after that date.

Mr. MOODY. I appreciate that, Mr. Speaker, but it is entirely possible in the future after the effective date of this act that some individual may be a Member of this House in November, when he is elected but does not take the office of mayor, or some other disqualifying office, until January. The point I am driving at is, between November and the time of the taking of office, the swearing in of the individual, should he not be permitted to serve until such time as he is sworn in to the incompatible office?

Mr. LOPRESTI. He would not be holding both offices. I think we had a situation in the House this year where a man was elected to the city council of Reading. Under the present law it was an imcompatible office and he is not a Member of this House.

Mr. MOODY. In other words, Mr. Speaker, as soon as the individual is elected, even though he does not take his office until two months later, he must resign his office upon election in November and not hold any office until the date of the swearing in in January?

Mr. LOPRESTI. I would not know the answer to that, but I do not see how it could do much harm anyway.

Mr. MOODY. I think perhaps it should be drawn to the attention, Mr. Speaker, of the appropriate committee in the Senate, if this House passes the bill, and have some clarifying amendment to that effect put in.

Mr. LIPPINCOTT. Mr. Speaker, I desire to interrogate the gentleman from Cambria, Mr. Lopresti.

The SPEAKER pro tempore. Will the gentleman from Cambria, Mr. Lopresti, consent to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. LIPPINCOTT. Mr. Speaker, is it the intention of this bill to make it applicable to aldermen in cities?

Mr. LOPRESTI. No, an alderman is not a city officer. The aldermen, I believe, are constitutional officers and the commission is given by the Governor.

Mr. LIPPINCOTT. In other words, even though an alderman is elected in a city, it is the intention of this bill, or the intention of the House, that they are not to be included?

Mr. LOPRESTI. That is correct.

Mr. LIPPINCOTT. Would you state whether it is the intention of this bill to include justices of the peace inasmuch as they exercise county-wide jurisdiction?

Mr. LOPRESTI. Justice of the peace is not a city office in any respect, because cities do not elect justices of the peace. Justice of the peace are elected in communities other than cities.

Mr. LIPPINCOTT. I have been requested to ask whether it is the intention to include members of the county or city election boards in this bill?

Mr. LOPRESTI. County or city election boards?

Mr. LIPPINCOTT. Yes.

Mr. LOPRESTI. I do not see how that could be a city office or a county office.

Mr. LIPPINCOTT. A member of the county election board is, as I understand it, elected to that office?

Mr. LOPRESTI. He is an elected officer under the election code, but is not a public officer as we generally regard them.

Mr. LIPPINCOTT. I have also been requested to ask you whether it is the intention to include school board members in county school boards under this bill, or city school boards?

Mr. LOPRESTI. The school board would be separate from a city office. The city school board would certainly be separate from a city office. I do not know that there is such a thing as a county school board. There are county boards but not school boards, they do not hold any elective office.

Mr. LIPPINCOTT. I would like to yield to the gentleman from Dauphin, Mr. Ziegler.

Mr. ZIEGLER. Mr. Speaker, may I interrogate the gentleman from Cambria?

The SPEAKER pro tempore. Will the gentleman from Cambria permit himself to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. ZIEGLER. Will the gentleman accept an amendment to include school board members either city or county?

Mr. LOPRESTI. Frankly, I would not accept any amendments at this particular time. Any amendments which the Senate sees fit to put into this bill I would go along with. However, I cannot quite see the relevancy because school board members meet generally once or possibly twice a month and the interference with the duties of the school board by being in the Legislature would be very slight. Also, most of the school board meetings are held at night and a Member of the Legislature can go back and forth and attend one or two meetings of the school board.

Mr. ZIEGLER. Thank you, Mr. Speaker, the gentleman has answered the question. He is not willing to accept an amendment.

Mr. LOPRESTI. I do not want the gentleman to be putting words in my mouth that I have not said. I said that I will accept such amendment if it were inserted in the Senate. The only reason I suggested we do not do it today is on account of time. The gentleman well knows that we are shooting for an adjournment date, and the only purpose for not accepting amendments at this time in the House is in the interest of time in the passage of this bill.

Now on the merits of this bill, I think the gentlemen on the other side well know what this bill intends to do. There is much merit to it. It is something we should not be voting on today but something that should have been in the law many years ago.

It does not make sense that we should have Members of either this House or the Senate of Pennsylvania serving in the capacity of county commissioners, for example, back home in their own county. County commissioners' jobs are full time jobs if they are to be done right. This House and the Senate have also become full time jobs. It is impossible for a Member of the House or Senate to do a good job for his constituents back home in a county office and at the same time do a good job here in the Legislature.

I say this is good legislation, and while it needs some minor amendments perhaps, I think it should be passed.

Mr. READINGER. Mr. Speaker, I want to answer something that was raised by the gentleman from Dauphin, Mr. Moody. He was raising the question of whether a person who is a Member of the Legislature who gets elected to some city or county office in November, would be allowed to finish that particular year, at least that is the way I understood his question—from November until the following January. I think this bill clearly will allow him to do so because it provides that it is only incompatible to hold or exercise the city or county office while a Member of the Legislature. I think that any Member who would not take a city or county office until early in January of the year after his election would clearly be allowed to serve as a Member of this House until such time.

I agree with many things, practically everything, that the gentleman from Cambria, Mr. Lopresti, has said. I think he is entirely right when he says he is unwilling to accept any amendments at this date because that is clearly a way to kill this bill, if anybody wants to kill it.

I agree with him also that if the Senate wants to make clarifying amendments, or sees fit to do so, I would be happy to go along with them also, because the office of alderman and the office of school director was never contemplated to be within the terms of this bill.

Mr. GOLDSTEIN. Mr. Speaker, I would like to interrogate the gentleman from Cambria, Mr. Lopresti.

The SPEAKER pro tempore. Will the gentleman from Cambria, Mr. Lopresti, consent to be interrogated?

Mr. LOPRESTI. I shall, Mr. Speaker.

Mr. GOLDSTEIN. Is not the purpose of this bill to prevent dual duties? For example, a county commissioner is a full time office holder and also being in the Legislature today is practically a full time public job.

Mr. LOPRESTI. That is correct.

Mr. GOLDSTEIN. Then, would the gentleman be willing to accept an amendment in the Senate which would provide that a full time city and county employe should also not be privileged to serve in either House or Senate?

Mr. LOPRESTI. Full time county employes?

Mr. GOLDSTEIN. Yes, Mr. Speaker.

Mr. LOPRESTI. No, I do not think so because they are appointed officials and can be granted leaves of absence. There are many valuable county employes who can be down here in the Legislature and return to their employment after they have finished serving here. My experience is that the men who work for counties are generally not paid for the time that they put in here,

whereas, the elected officials collect their salary at both places and are certainly not performing their duties in both places.

Mr. GOLDSTEIN. Mr. Speaker, does not the Philadelphia Charter provide, because of the dual duties, that a man cannot be a Member of the Legislature and an employe of the city of Philadelphia at the same time?

Mr. LOPRESTI. That I do not know about. I do know that the Charter provides that the elected officials cannot be in the Legislature.

Mr. GOLDSTEIN. Mr. Speaker, would the gentleman not say that history has shown that if it is bad for the city of Philadelphia to have dual office holding whether elected or appointed, it would not be good for the state as a whole?

Mr. LOPRESTI. I am not familiar with the operation of the city of Philadelphia, except to know that they are doing a pretty fair job under the present Charter. Specifically, I am not acquainted with what is going on there.

Mr. GOLDSTEIN. Mr. Speaker, does the gentleman know of anybody in the House from Philadelphia county or in the Senate who holds an appointive office either in the city of Philadelphia or the county of Philadelphia?

Mr. LOPRESTI. I do not, Mr. Speaker.

Mr. GOLDSTEIN. There are in other jurisdictions, are there not?

Mr. LOPRESTI. Does the gentleman mean other counties?

Mr. GOLDSTEIN. Yes, Mr. Speaker.

Mr. LOPRESTI. Yes, there are a number of them.

Mr. GOLDSTEIN. That's all, Mr. Speaker.

Mr. FINEMAN. Mr. Speaker, I would like to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. FINEMAN. Mr. Speaker, the Majority Leader made reply shortly before to the gentleman from Dauphin explaining this section of the bill that has to do with the time between November and January of the ensuing year. I would pose this hypothetical question to the gentleman and ask his answer to it.

Assuming in the year 1957, as of November of 1957, we have an elected county or city employe who runs for the state Legislature and wins. Under this bill as it reads now is it not incumbent upon him on the day after election to resign his office?

Mr. READINGER. I would say it is not, for the reason that he is not at that time holding or exercising any elective city or county office, and he would not do so until he was sworn into that office.

Mr. FINEMAN. The gentleman did not quite understand my question. Assuming that he took his elective county or city office on January 1st of 1957, and he continued to hold that office during the year '57, so that on the date of election in November he was then an elected county or city officer holding office. Under those circumstances, on the day of election to the Legislature, since he is thus at that time holding an elective office of the city or county, would he not have to resign?

Mr. READINGER. He would not until he was sworn in as a Member of this House. The day he was sworn in as a Member of this House, he would have to resign the city or county office which he was holding.

Mr. FINEMAN. But section 10 of this bill says that it is unlawful for any Member of either branch who is elected after the effective date of this act to hold an elective county or city office.

Mr. READINGER. To "hold or exercise." But you are not holding one or the other until you are sworn into it. The election does not mean you are holding or exercising it. In my opinion you would have to be sworn in on the official date for such action before you are either "holding or exercising."

Mr. FINEMAN. But the words "holding or exercising" refer, do they not, only to the county or city office? Not to the office of state Representative?

Mr. READINGER. That is correct.

Mr. FINEMAN. Therefore, as a matter of fact he is holding a city or county office on the day he is elected to the state Legislature and will continue to hold that office unless this bill goes into effect, under which it then would be unlawful for him after the day of election to hold that city or county office.

Mr. READINGER. I think the gentleman is not interpreting this bill correctly. Until a person who runs for this House is sworn in, he is not a Member of the House, even though he has been elected. He must take the oath of office before he becomes a Member of this Legislature, and until he takes it, in my opinion, he is eligible to hold a city or county office. The same would be true in reverse, if he is in the Legislature, until the day he is sworn into his city or county elected office, he may continue to serve as a Member of this Legislature.

The SPEAKER pro tempore. Will the gentleman yield? Will the gentleman please address his questions to the Chair so that we can have more order in the debate?

Mr. FINEMAN. Mr. Speaker, I would state that my interrogatories are directed to the Chair only for the purpose of information and clarification. I am wholeheartedly in favor of this bill because it has a great deal of merit and should receive the favorable action of this House. However, I am against the situation that might result in an elected county official or city official having to give up as of November 3rd or 4th, or whatever the day of election might be, his already existing office and thus give up his pay under that office, and then not get a new office until January the following year, under which he will receive pay, so that in effect, he will be without income under either office for two months of the current year. I think that is what the effect of this bill is as it stands right now. This bill says it shall be unlawful for anyone who is elected after the effective date of this bill, to either branch of the Legislature, to hold or to exercise any elected county or city office.

Now, when a gentleman who is already holding a county or city office runs for the Legislature, he is as of that moment holding and exercising a county or city office, and under the terms of this bill, if he is elected to the Legislature, he would have to give up that county or city office. Thus he would be without either office until January 1st of the ensuing year and thus without pay for those two months.

Mr. READINGER. If the gentleman is still interrogating me, I would still say be is interpreting this bill incorrectly.

The thing that is being prohibited by it is the holding

and exercising of the two offices at the same time. I say a Member of the Legislature who is elected to a city or county office does not taken that office until he is sworn in, which is usually in January. An elected city or county official who is elected to this Legislature does not become a Member of the Legislature until he is sworn in, usually in January.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—68

Auker,	Goldstein,	Lovett,	Rovansek,
Banker,	Gramlich,	Lutty,	Sarraf,
Boies,	Guss,	Maxwell,	Sherman,
Breisch,	Hamilton, R. K.,	McCann,	Snider,
Breth,	Hass,	McKeever,	Stank,
Capano,	Holt,	McWherter,	Stebbins,
Cianfrani,	Houk,	Moscrip,	Stevenson,
Cioffi,	Johnson,	Olsen,	Stone,
Davis,	Keller,	O'Neil,	Swartz,
Donahue,	Knecht,	Paulhamus,	Taylor,
Eilberg,	Kolankiewicz,	Petrosky,	Weidner,
Farabaugh,	Kooker,	Polaski,	Welsh,
Fineman,	Kornick,	Polen,	Wheeler,
Flint,	Leiby,	Price,	Whitenight,
Flynn,	Leonard,	Readinger,	Worley,
Frank,	Leven,	Renwick,	Yetter,
Frost,	Lopresti,	Rigby,	Andrews, Speaker

NAYS—103

Anderson, M. S.,	Gibson,	Meholchick,	Reidenbach,
Anderson, S. A.,	Guthrie,	Metz,	Royer,
Bell,	Haudenshield,	Mihm,	Rubin,
Blair,	Heavey,	Mikula,	Rudisill,
Bonner,	Helm,	Miller,	Scarcelli,
Boory,	Hewitt,	Monroe,	Schuster,
Bower,	Hocker,	Moody,	Sigman,
Branca,	Horst,	Moran,	Smith, C. C.,
Brennan, A. P.,	Isaacs,	Muldowney,	Smith, Wm. B.,
Brennan, J. J.,	Jenkins,	Mullen,	Steckel,
Brenninger,	Jones, G. E.,	Munley,	Stephens,
Bucchin,	Jump,	Murphy,	Stoner,
Comer,	Kamyk,	Murray, H. P.,	Strausser,
Curwood,	Kent,	Murray, J. J.,	Stroup,
Dougherty,	Kline,	Murray, P. G.,	Thomas,
Down,	Kratz,	Musto,	Thompson,
Ehrgood,	Lafore,	Naugle,	Tompkins,
Erb,	Leisey,	Needham,	Varallo,
Eshleman,	Light,	Ogilvie,	Varner,
Ewing,	Limper,	Pacchioli,	Walsh,
Filo,	Lippincott,	Parry,	Wargo,
Foster,	Mahan,	Pashley,	Wescott,
Frascella,	Markley,	Pomeroy,	Willaredt,
Gaffney,	McGee,	Pursley,	Wilt,
Garlock,	McInroy,	Reibman,	Yetzer,
Gelfand,	McLaughlin,		Ziegler,

NOT VOTING—35

Adam,	Cooper,	Kromer,	Vaughan,
Agnew,	Donaldson,	Lawyer,	Verona,
Amarando,	Floyd,	Magee,	Wall,
Ashton,	George,	McCormack,	Wallace,
Barnatovich,	Gibb,	Mills,	Waterhouse,
Bazin,	Greenwood,	Pettigrew,	Williams,
Brown,	Henzel,	Rosen,	Wood,
Bullen,	Jones, T. H. W.,	Toll,	Young,
Cochran,	Kehler,	Toomey,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

The SPEAKER pro tempore. The Chair requests the Speaker to return to the rostrum.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from McKean for presiding.

PARLIAMENTARY INQUIRY

Mr. BANKER. I rise to a parlimentary inquiry.

The SPEAKER. The gentleman will state it.

The BANKER. Can the Speaker tell me how many Pages are employed by the House?

The SPEAKER. Sometimes the Chair has imagined there were not any. The Chair is not officially informed as to the number.

Mr. BANKER. Sir?

The SPEAKER. The Chair has no official information as to the number of House personnel.

Mr. BANKER. I would like to suggest the absence of a quorum of the Pages.

The SPEAKER. The Chair appreciates the pertinence of the gentleman's remarks. The Chair understands there are six Pages in attendance and on the floor. There have been days when the Pages have been distinctly derelict in their attention to the Members of this House.

The Chair thanks any Member of the House who calls attention to any lack of service to which Members of this House are entitled.

Mr. BANKER. Twenty minutes ago I was denied Page service because there was only one boy in the House. That was merely the reason for the inquiry.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 526, entitled:

An Act amending "The Military Code of 1949" * * *, further regulating membership of the Military Advisory Commission

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibson,	McGee,	Sarraf,
Anderson, S. A.,	Goldstein,	McInroy,	Scarcelli,
Auker,	Gramlich,	McKeever,	Schuster,
Banker,	Guss,	McLaughlin,	Sherman,
Barnatovich,	Guthrie,	McWherter,	Sigman,
Bell,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Blair,	Hass,	Metz,	Smith, Wm. B.,
Boies,	Haudenshield,	Mihm,	Snider,
Bonner,	Heavey,	Mikula,	Stank,
Boory,	Helm,	Miller,	Stebbins,
Bower,	Henzel,	Mills,	Steckel,
Branca,	Hewitt,	Monroe,	Stephens,
Breisch,	Hocker,	Moody,	Stevenson,
Brennan, A. P.,	Holt,	Moran,	Stone,
Brennan, J. J.,	Horst,	Moscrip,	Stoner,
Brenninger,	Houk,	Muldowney,	Strausser,
Breth,	Isaacs,	Mullen,	Stroup,
Brown,	Jenkins,	Munley,	Swartz,
Bucchin,	Johnson,	Murphy,	Taylor,
Bullen,	Jones, G. E.,	Murray, H. P.,	Thomas,
Capano,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cianfrani,	Jump,	Murray, P. G.,	Toll,
Cioffi,	Kamyk,	Musto,	Tompkins,
Comer,	Keller,	Naugle,	Toomey,
Curwood,	Kent,	Needham,	Varner,
Davis,	Kline,	Ogilvie,	Varallo,
Donahue,	Knecht,	Olsen,	Vaughan,
Dougherty,	Kolankiewicz,	O'Neil,	Verona,
Down,	Kooker,	Pacchioli,	Wall,
Ehrgood,	Kornick,	Parry,	Wallace,
Eilberg,	Kratz,	Pashley,	Walsh,
Erb,		Paulhamus,	Wargo,

Eshleman,	Lafore,	Petrosky,	Waterhouse,
Ewing,	Leiby,	Polaski,	Weidner,
Farabaugh,	Leisey,	Polen,	Welsh,
Filo,	Leonard,	Pomeroy,	Wescott,
Fineman,	Leven,	Price,	Wheeler,
Flint,	Light,	Pursley,	Whitenight,
Floyd,	Limper,	Readinger,	Willaredt,
Flynn,	Lippincott,	Reibman,	Williams,
Foster,	Lopresti,	Reidenbach,	Wilt,
Frank,	Lovett,	Renwick,	Wood,
Frascella,	Lutty,	Rigby,	Worley,
Frost,	Mahan,	Rosen,	Yetter,
Gaffney,	Markley,	Rovansek,	Yetzer,
Garlock,	Maxwell,	Royer,	Ziegler,
Gelfand,	McCann,	Rubin,	Andrews, Speaker

NAYS—0

NOT VOTING—15

Adam,	Cochran,	Greenwood,	Magee,
Agnew,	Cooper,	Kehler,	Pettigrew,
Ashton,	Donaldson,	Kromer,	Young,
Bazin,	Gibb,	Lawyer,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 975, entitled:

An Act authorizing the Department of Forests and Waters to convey certain lands located in Whitemarsh Township Montgomery County in order to facilitate the further development of Fort Washington Park

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Amarando,	George,	McGee,	Sarraf,
Anderson, M. S.,	Gibson,	McInroy,	Scarcelli,
Anderson, S. A.,	Goldstein,	McKeever,	Schuster,
Auker,	Gramlich,	McLaughlin,	Sherman,
Banker,	Guss,	McWherter,	Sigman,
Barnatovich,	Guthrie,	Meholchick,	Smith, C. C.,
Bell,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Blair,	Hass,	Mihm,	Snider,
Boles,	Haudenshield,	Mikula,	Stank,
Bonner,	Heavey,	Miller,	Stebbins,
Boory,	Helm,	Mills,	Steckel,
Bower,	Henzel,	Monroe,	Stephens,
Branca,	Hewitt,	Moody,	Stevenson,
Breisch,	Hocker,	Moran,	Stone,
Brennan, A. P.,	Holt,	Moscrip,	Stoner,
Brennan, J. J.,	Horst,	Muldowney,	Strausser,
Brenninger,	Houk,	Mullen,	Stroup,
Breth,	Isaacs,	Munley,	Swartz,
Brown,	Jenkins,	Murphy,	Taylor,
Bucchin,	Johnson,	Murray, H. P.,	Thomas,
Bullen,	Jones, G. E.,	Murray, J. J.,	Thompson,
Capano,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cianfrani,	Jump,	Musto,	Tompkins,
Cioffi,	Kamyk,	Naugle,	Toomey,
Comer,	Keller,	Needham,	Varner,
Curwood,	Kent,	Ogilvie,	Varallo,
Davis,	Kline,	Olsen,	Vaughan,
Donahue,	Knecht,	O'Neil,	Verona,
Dougherty,	Kolankiewicz,	Pacchioli,	Wall,
Down,	Kooker,	Parry,	Wallace,
Ehrgood,	Kornick,	Pashley,	Walsh,
Eilberg,	Kratz,	Paulhamus,	Wargo,
Erb,	Lafore,	Petrosky,	Waterhouse,
Eshleman,	Leiby,	Polaski,	Weidner,
Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Light,	Pursley,	Whitenight,
Flint,	Limper,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Foster,	Lovett,	Renwick,	Wood,
Frank,	Lutty,	Rigby,	Worley,
Frascella,	Mahan,	Rosen,	Yetter,
Frost,	Markley,	Rovansek,	Yetzer,
Gaffney,	Maxwell,	Royer,	Ziegler,
Garlock,	McCann,	Rubin,	Andrews, Speaker
Gelfand,	McCormack,	Rudisill,	

NAYS—0

NOT VOTING—15

Adam,	Cochran,	Greenwood,	Magee,
Agnew,	Cooper,	Kehler,	Pettigrew,
Ashton,	Donaldson,	Kromer,	Young,
Bazin,	Gibb,	Lawyer,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1075, entitled:

An Act amending the act of July 25 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Amarando,	George,	McGee,	Sarraf,
Anderson, M. S.,	Gibson,	McInroy,	Scarcelli,
Anderson, S. A.,	Goldstein,	McKeever,	Schuster,
Auker,	Gramlich,	McLaughlin,	Sherman,
Banker,	Guss,	McWherter,	Sigman,
Barnatovich,	Guthrie,	Meholchick,	Smith, C. C.,
Bell,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Blair,	Hass,	Mihm,	Snider,
Boles,	Haudenshield,	Mikula,	Stank,
Bonner,	Heavey,	Miller,	Steckel,
Boory,	Helm,	Mills,	Stephens,
Bower,	Henzel,	Monroe,	Stebbins,
Branca,	Hewitt,	Moody,	Stevenson,
Breisch,	Hocker,	Moran,	Stone,
Brennan, A. P.,	Holt,	Moscrip,	Stoner,
Brennan, J. J.,	Horst,	Muldowney,	Strausser,
Brenninger,	Houk,	Mullen,	Stroup,
Breth,	Isaacs,	Munley,	Swartz,
Brown,	Jenkins,	Murphy,	Taylor,
Bucchin,	Johnson,	Murray, H. P.,	Thomas,
Bullen,	Jones, G. E.,	Murray, J. J.,	Thompson,
Capano,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cianfrani,	Jump,	Musto,	Tompkins,
Cioffi,	Kamyk,	Naugle,	Toomey,
Comer,	Keller,	Needham,	Varallo,
Curwood,	Kent,	Ogilvie,	Varner,
Davis,	Kline,	Olsen,	Vaughan,
Donahue,	Knecht,	O'Neil,	Verona,
Dougherty,	Kolankiewicz,	Pacchioli,	Wall,
Down,	Kooker,	Parry,	Wallace,
Ehrgood,	Kornick,	Pashley,	Walsh,
Eilberg,	Kratz,	Paulhamus,	Wargo,
Erb,	Lafore,	Petrosky,	Waterhouse,
Eshleman,	Leiby,	Polaski,	Weidner,

Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Limper,	Pursley,	Whitenight,
Flint,	Lippincott,	Readinger,	Willaredt,
Floyd,	Light,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Foster,	Lovett,	Renwick,	Wood,
Frank,	Lutty,	Rigby,	Worley,
Frascella,	Mahan,	Rosen,	Yetter,
Frost,	Markley,	Rovansek,	Yetzer,
Gaffney,	Maxwell,	Royer,	Ziegler,
Garlock,	McCann,	Rubin,	Andrews,
Gelfand,	McCormack,	Rudisill,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Cochran,	Greenwood,	Magee,
Agnew,	Cooper,	Kehler,	Pettigrew,
Ashton,	Donaldson,	Kromer,	Young,
Bazin,	Gibb,	Lawyer,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1087, entitled:

An Act amending the "Fiduciaries Investment Act of 1949" * * * further prescribing the eligibility for authorized investments of the obligations of municipality authorities

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Amarando,	George,	McGee,	Sarraf,
Anderson, M. S.,	Gibson,	McInroy,	Scarcelli,
Anderson, S. A.,	Goldstein,	McKeever,	Schuster,
Auker,	Gramlich,	McLaughlin,	Sherman,
Banker,	Guss,	McWherter,	Sigman,
Barnatovich,	Guthrie,	Meholchick,	Smith, C. C.,
Bell,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Blair,	Hass,	Mihm,	Snider,
Boles,	Haudenshield,	Mikula,	Stank,
Bonner,	Heavey,	Miller,	Stebbins,
Boory,	Helm,	Mills,	Steckel,
Bower,	Henzel,	Monroe,	Stephens,
Branca,	Hewitt,	Moody,	Stevenson,
Breisch,	Hocker,	Moran,	Stone,
Brennan, A. P.,	Holt,	Moscrip	Stoner,
Brennan, J. J.,	Horst,	Muldowney,	Strausser,
Brenninger,	Houk,	Mullen,	Stroup,
Breth,	Isaacs,	Munley,	Swartz,
Brown,	Jenkins,	Murphy,	Taylor,
Bucchin,	Johnson,	Murray, H. P.,	Thomas,
Bullen,	Jones, G. E.,	Murray, J. J.,	Thompson,
Capano,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cianfrani,	Jump,	Musto,	Tompkins,
Cioffi,	Kamyk,	Naugle,	Toomey,
Comer,	Keller,	Needham,	Varallo,
Curwood,	Kent,	Ogilvie,	Varner,
Davis,	Kline,	Olsen,	Vaughan,
Donahue,	Knecht,	O'Neil,	Verona,
Dougherty,	Kolankiewicz,	Pacchioli,	Wall,
Down,	Kooker,	Parry,	Wallace,
Ehrgood,	Kornick,	Pashley,	Walsh,
Eilberg,	Kratz,	Paulhamus,	Wargo,
Erb,	Lafore,	Petrosky,	Waterhouse,
Eshleman,	Leiby,	Polaski,	Weidner,
Ewing,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Light,	Pursley,	Whitenight,
Flint,	Limper,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Foster,	Lovett,	Renwick,	Wood,
Frank,	Lutty,	Rigby,	Worley,
Frascella,	Mahan,	Rosen,	Yetter,
Frost,	Markley,	Rovansek,	Yetzer,
Gaffney	Maxwell,	Royer,	Ziegler,
Garlock,	McCann,	Rubin,	Andrews,
Gelfand,	McCormack,	Rudisill,	Speaker

NAYS—0

NOT VOTING—15

Adam,	Cochran,	Greenwood,	Magee,
Agnew,	Cooper,	Kehler,	Pettigrew,
Ashton,	Donaldson,	Kromer,	Young,
Bazin,	Gibb,	Lawyer,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1097, entitled:

An Act authorizing the Department of Property and Supplies with the consent of the Department of Military Affairs and the approval of the Governor to sell or give all or part of the Cold Springs Military Reservation in Lebanon County formerly known as Camp Shand to The Pennsylvania Game Commission

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibson,	McGee,	Sarraf,
Anderson, S. A.,	Goldstein,	McInroy,	Scarcelli,
Auker,	Gramlich,	McKeever,	Schuster,
Banker,	Guss,	McLaughlin,	Sherman,
Barnatovich,	Hamilton, R. K.,	McWherter,	Sigman,
Bell,	Hass,	Meholchick,	Smith, C. C.,
Blair,	Haudenshield,	Metz,	Smith, Wm. B.,
Boles,	Heavey,	Mihm,	Snider,
Bonner,	Helm,	Mikula,	Stank,
Boory,	Henzel,	Miller,	Stebbins,
Bower,	Hewitt,	Mills,	Steckel,
Branca,	Hocker,	Monroe,	Stephens,
Breisch,	Holt,	Moody,	Stevenson,
Brennan, A. P.,	Horst,	Moran,	Stone,
Brennan, J. J.,	Houk,	Moscrip,	Stoner,
Brenninger,	Isaacs,	Muldowney,	Strausser,
Breth,	Guthrie,	Mullen,	Stroup,
Brown,	Jenkins,	Munley,	Swartz,
Bucchin,	Johnson,	Murphy,	Taylor,
Bullen,	Jones, G. E.,	Murray, H. P.,	Thomas,
Capano,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cianfrani,	Jump,	Murray, P. G.,	Toll,
Cioffi,	Kamyk,	Musto,	Tompkins,
Comer,	Keller,	Naugle,	Toomey,
Curwood,	Kent,	Needham,	Varallo,
Davis,	Kline,	Ogilvie,	Varner,
Donahue,	Knecht,	Olsen,	Vaughan,
Dougherty,	Kolankiewicz,	O'Neil,	Verona,
Down,	Kooker,	Pacchioli,	Wall,
Ehrgood,	Kornick,	Parry,	Wallace,
Eilberg,	Kratz,	Pashley,	Walsh,
Erb,	Lafore,	Paulhamus,	Wargo,
Eshleman,		Petrosky,	Waterhouse,

Ewing,	Leiby,	Polaski,	Weidner,
Farabaugh,	Leisey,	Polen,	Welsh,
Filo,	Leonard,	Pomeroy,	Wescott,
Fineman,	Leven,	Price,	Wheeler,
Flint,	Light,	Pursley,	Whitenight,
Floyd,	Limper,	Readinger,	Willaredt,
Flynn,	Lippincott,	Reibman,	Williams,
Foster,	Lopresti,	Reidenbach,	Wilt,
Frank,	Lovett,	Renwick,	Wood,
Frascella,	Lutty,	Rigby,	Worley,
Frost,	Mahan,	Rosen.	Yetter,
Gaffney,	Markley,	Rovansek,	Yetzer,
Garlock,	Maxwell,	Royer,	Ziegler,
Gelfand,	McCann,	Rubin,	Andrews, Speaker

NAYS—0

NOT VOTING—15

Adam,	Cochran,	Greenwood,	Magee,
Agnew,	Cooper,	Kehler,	Pettigrew,
Ashton,	Donaldson,	Kromer,	Young,
Bazin,	Gibb,	Lawyer,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1102, entitled:

An Act amending the Act of May 5 1933 (P. L. 289) entitled "Nonprofit Corporation Law" authorizing keeping of investments in the name of the corporation or a nominee

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Amarando,	George,	McGee,	Sarraf,
Anderson, M. S.,	Gibson,	McInroy,	Scarcelli,
Anderson, S. A.,	Goldstein,	McKeever,	Schuster,
Auker,	Gramlich,	McLaughlin,	Sherman,
Banker,	Guss,	McWherter,	Sigman,
Barnatovich,	Guthrie,	Meholchick,	Smith, C. C.,
Bell,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Blair,	Hass,	Mihm,	Snider,
Boles,	Haudenshield,	Mikula,	Stank,
Bonner,	Heavey,	Miller,	Stebbins,
Boory,	Helm,	Mills,	Steckel,
Bower,	Henzel,	Monroe,	Stephens,
Branca,	Hewitt,	Moody,	Stevenson,
Breisch,	Hocker,	Moran,	Stone,
Brennan, A. P.,	Holt,	Moscrip,	Stoner,
Brennan, J. J.,	Horst,	Muldowney,	Strausser,
Brenninger,	Houk,	Mullen,	Stroup,
Breth,	Isaacs,	Munley,	Swartz,
Brown,	Jenkins,	Murphy,	Taylor,
Bucchin,	Johnson,	Murray, P. G.,	Thomas,
Bullen,	Jones, G. E.,	Murray, H. P.,	Thompson,
Capano,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Cianfrani,	Jump,	Musto,	Tompkins,
Cioffi,	Kamyk,	Naugle,	Toomey,
Comer,	Keller,	Needham,	Varallo,
Curwood,	Kent,	Ogilvie,	Varner,
Davis,	Kline,	Olsen,	Vaughan,
Donahue,	Knecht,	O'Neil,	Verona,
Dougherty,	Kolankiewicz,	Pacchioli,	Wall,
Down,	Kooker,	Parry,	Wallace,
Ehrgood,	Kornick,	Pashley,	Walsh,
Erb,	Kratz,	Paulhamus,	Wargo,
Ewing,	Lafore,	Petrosky,	Waterhouse,
Eilberg,	Leiby,	Polaski,	Weidner,
Eshleman,	Leisey,	Polen,	Welsh,
Farabaugh,	Leonard,	Pomeroy,	Wescott,
Filo,	Leven,	Price,	Wheeler,
Fineman,	Light,	Pursley,	Whitenight,
Flint,	Limper,	Readinger,	Willaredt,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wilt,
Foster,	Lovett,	Renwick,	Wood,
Frank,	Lutty,	Rigby,	Worley,
Frascella,	Mahan,	Rosen,	Yetter,
Frost,	Markley,	Rovansek,	Yetzer,
Gaffney,	Maxwell,	Royer,	Ziegler,
Garlock,	McCann,	Rubin,	Andrews, Speaker
Gelfand,	McCormack,	Rudisill,	

NAYS—0

NOT VOTING—15

Adam,	Cochran,	Greenwood,	Magee,
Agnew,	Cooper,	Kehler,	Pettigrew,
Ashton,	Donaldson,	Kromer,	Young,
Bazin,	Gibb,	Lawyer,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 2065, entitled:

An Act amending "The Game Law" approved June 3, 1937 (P. L. 1225) further regulating the issuance of antlerless deer licenses and imposing penalties for the unlawful issuance thereof.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. McCORMACK. Mr. Speaker, this bill amends the Game Law by changing the issuance of antlerless deer permits. It has been a source of contention in the city of Philadelphia, where you do not have deer hunting.

Under the existing law the county treasurers were the sole agents for the issuance of antlerless deer permits. In the past I am sorry to say when Philadelphia residents went up to the various counties where they sought permits they were denied permits solely on the basis that they were non-residents of the county.

I brought that to the attention of the House back in February when I had a nasty experience along those lines. There was a lot of political pressure on the county treasurers to issue these permits only to residents. Because of this pressure they understandably yielded, so much so that a Philadelphian would travel hundreds of miles on the particular day when the permits were issued only to be denied a permit.

This bill is designed to cure the inequities in the existing law. It gives to the county treasurer 50 per cent of the permits to be issued. It permits the Game Commission to issue permits to those who mail their applications to them, and they must be given out in the order in which they are received.

I think it is desirable legislation. Certainly it will cure the harmful effects of the present law. I think if the

Members of this House recognize the inequities which exist they will vote in favor of the bill in order to give every resident of Pennsylvania who has a hunting license an equal right to obtain an antlerless deer permit.

I, therefore, ask the Members to vote for this bill.

Mr. MOSCRIP. Mr. Speaker, I desire to interrogate the sponsor of the bill, Mr. Breth.

The SPEAKER. Will the gentleman from Clearfield, Mr. Breth, permit himself to be interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. MOSCRIP. Mr. Speaker, I would like to have the gentleman refresh our minds, since this bill has been on the calendar for some time, and explain briefly how it works on the 50-50 angle of the bill?

Mr. BRETH. Mr. Speaker, I think the gentleman from Philadelphia, Mr. McCormack, covered the essential part of the bill, but to run through it quite rapidly the number of licenses set up by quota by the Pennsylvania Game Commission for each county would be split half and half. Half would be held by Game Commission officers for mail applications and half would be retained in the county strictly and solely for personal applications.

The mail applications would be received during September in order that if none were available an applicant would have time to get one over-the-counter, because over-the-counter sale would not be permitted until the middle of October.

Also, another inequity in the bill, which permitted any applicant to get 15 licenses, has been amended to the point where a single applicant can only get a personal license, plus a license for any member of his immediate family residing at the same address.

Briefly, that is the story on the bill. Any applicant would have his choice on mail order of applying for any one of three counties, preference No. 1, 2 and 3. In the event he did not get No. 1 preference, he could get No. 2 or No. 3. In the event he did not get any, the application would be returned in time, as I mentioned, for him to apply over-the-counter in a particular county in which he wanted a license. Briefly that is it.

I would like to say that this bill is the result of a resolution passed in this House, Resolution 129, authorizing the Committee on Conservation and Wild Life to make a thorough study of the antlerless deer license system. After holding a hearing with the Game Commission, the county treasurers' representatives and sportsmens' representatives, we came up with this bill, which seems to meet most of the objections rather fairly.

Mr. MOSCRIP. Is there any way a person can secure a license through Harrisburg other than mail when the initial half is put up for sale?

Mr. BRETH. Under this bill, no.

Mr. MOSCRIP. I would infer then from the answer of the gentleman that the first fifty per cent on sale in Harrisburg is primarily for the benefit of non-resident hunters, is that correct?

Mr. BRETH. Non-resident hunters are excluded from applying by mail, or obtaining a license over-the-counter until thirty days prior to the season, which is approximately November 15th.

Mr. MOSCRIP. Mr. Speaker, as I understand the gentleman's explanation, when the first fifty per cent was put out in Harrisburg anybody could mail in for an application?

Mr. BRETH. If I gave the impression that non-residents could apply for those applications, Mr. Speaker, I wish to retract the statement and state that only residents of the Commonwealth may apply by mail or for the first thirty days of the over-the-counter sale of these licenses.

Mr. MOSCRIP. Mr. Speaker, I misled the gentleman by the use of "non-residents," I mean non-residents of the county to which the quota applies.

Mr. BRETH. Mr. Speaker, any citizen, no matter where he is in the Commonwealth, may apply for an application anywhere. If I am from Clearfield County and desire to write in by mail order for Clearfield County, I am authorized to do so, or I can do so, under this bill.

Mr. MOSCRIP. Mr. Speaker, am I right in assuming that this special envelope in which you send in your application bears the return address of the sender?

Mr. BRETH. No, it will not. It will merely specify on the outside, "Pennsylvania Game Commission, Harrisburg, County 1, 2, 3." Those enevelopes will be available with the application in many parts of the state.

Mr. MOSCRIP. Mr. Speaker, assuming there were 300 licenses left in the first half of the quota for a county and on the last day of the sale 500 applications came in in a sack of mail, how would it be determined which 200 do not get licenses?

Mr. BRETH. The Game Commission has stated to the Committee at the hearing they would honor those by date of receipt as far as they could. In other words, they would go by postmark and by the mail bag they came in and sorting the licenses.

I think it is a fair system, Mr. Speaker. There may be a few bugs in it, but I think this answers most of the problems which arose during the hearings as to means of solving the antlerless deer permit question.

Mr. MOSCRIP. Mr. Speaker, am I correct in my assumption that last year when the quotas were given out to the treasurers the treasurers were given instructions by the Game Commission to honor non-resident applications, that is, non-residents of the counties, that were sent in by mail?

Mr. BRETH. Mr. Speaker, I know of no instructions that were given to any county treasurer by the Game Commission as to how they should honor either mail orders or over-the-counter orders. The law was specific on that, it gave the county treasurers the right of sale.

Mr. MOSCRIP. Mr. Speaker, it was my impression that last year the county treasurers were advised that if a non-resident of the county sent in an application for a license prior to the day on which the licenses went on sale, the treasurer was to hold those applications and honor them in order of receipt. Is that correct?

Mr. BRETH. Mr. Speaker, I think that is mostly hearsay. I know of no evidence presented to the Committee at its hearing where such a procedure was mentioned. At the hearing a representative of the county treasurers' association was present, and the members of the Committee at the hearing were a bit perturbed by the fact that each county treasurer seemed to have made up his own set of rules. Some of them said they would honor mail requests and some of them said they would not. Some of them said they would only sell to local county residents, some of them said they would sell to anybody. It was a hodgepodge. That is the reason for this bill.

Mrs. DONAHUE. Mr. Speaker, may I have the pleasure of interrogating the gentleman, Mr. Breth?

The SPEAKER. Will the gentleman from Clearfield, Mr. Breth, permit himself to be interrogated by the lady from Clinton?

Mr. BRETH. I shall, Mr. Speaker.

Mrs. DONAHUE. Mr. Speaker, I noticed that the gentleman in his statement said that the people, for instance, in Clearfield County, could apply to the Department of Revenue in September for permits rather in Harrisburg.

I have an article here, Mr. Speaker, given to a paper, the Harrisburg Evening News, on March 7th. I would appreciate if Mr. Breth would answer this. It says in this paper and this is in quotes as Mr. Breth has given it to the paper:

> "It is essentially very fair to all hunters. It will give those in populated areas first chance at 50 per cent of the available permits and then give the same chance to hunters in rural areas at the other 50 per cent.

Mr. Speaker, does this mean that the urban areas will receive 50 per cent of the licenses first from the Revenue Department?

Mr. BRETH. Mr. Speaker, I have already answered that question, either by mail or by over-the-counter sale from county treasurers' offices, these permits shall be available on a "first come, first served" basis to any citizen anywhere in the Commonwealth of Pennsylvania.

As to the news story regarding the quote she mentioned, certainly by dividing them 50-50 the hunter from Pittsburgh and Philadelphia has first chance as well as anyone else by mailing an application. At a county treasurer's office certainly the local county hunter has first chance at those over-the-counter sales.

Mrs. DONAHUE. Mr. Speaker, I would like to know how these applications will be obtained? Must the sportsmen first write in to the Department for an application before they can apply for a license?

Mr. BRETH. Mr. Speaker, that would just be procedure on the part of the Game Commission. By the way, the Department of Revenue does not issue mail orders, it will be the Pennsylvania Game Commission. Their manner of issuing shall be open for public inspection at all times, the way they handle them, the way they send them out and everything else.

As far as getting an application, you will get them any way it is possible to get them. In the past the Game Commission has made them available through their offices, through the county treasurers' offices, and agents where regular licenses are sold. I think it is merely a procedural matter. I do not think those things should be written into law.

Mrs. DONAHUE. Then, Mr. Speaker, I wold like to know in the districts that have a small quota, say 2,000 permits, 1,000 would be sold by the Department of Revenue with first chance, as has been said, to the urban districts and the other 1,000 in the rural districts.

Mr. Speaker, I am wondering if this is altogether fair because I would like to ask if the Game Commission takes care of the deer herd during the winter season?

Mr. BRETH. Mr. Speaker, in the matter of fairness which the lady mentioned, under the present system the fair angle is all toward the local county hunter. All licenses are issued direct from the county treasurers' offices. Under this system it is split 50-50, 50 per cent by mail, prior mail order sale, and 50 per cent over-the-counter, and it is eminently fairer to those who wish to hunt in distant areas to be able to send in and get a permit by mail. The local county hunter still has 50 per cent of the quota which he can obtain locally. I think it is eminently fair to split it.

Mrs. DONAHUE. Mr. Speaker, I would like to state that the Game Commission does not take care of the game herd because they find financially they cannot do so. Food is given out to the districts if they apply to their Game Commission, to feed the small game, and if they follow the specifications set up and build the feeders according to the specifications but no money is allocated for the feeding of the game or the deer herd.

In our county alone, I would like to state that the Sportsmens' Association this past winter spent $1870, feeding the game herd, so why shouldn't the counties that protect their deer during the winter months have the privilege of permits inasmuch as there are only a few given out to certain districts. I think it is only fair that the sportsmen who take care of their deer herd have the privilege of obtaining their permits first.

Mr. FILO. Mr. Speaker, I would like to add the words "let us be fair" in reply to the lady on the other side. If I recollect, she was the lady who stated that her county treasurer sold all his doe permits only to people in his County so that he could favor them and be re-elected.

Now let us be fair. There are 78,000 hunters in the county of Allegheny. Therefore if all these doe licenses are given to people in their own individual county, where is the money going to come from to help propogate game and improve the game land. 78,000 hunters in Allegheny County can supply sufficient funds for game and food.

Mr. McCORMACK. I would like to interrogate the lady from Clinton, Mrs. Donahue.

The SPEAKER. Will the lady from Clinton permit herself to be interrogated?

Mrs. DONAHUE. I will be happy to.

Mr. McCORMACK. Mr. Speaker, is it your understanding under the present law that the county treasurers have the right or the privilege to discriminate between residents and nonresidents of the county?

Mrs. DONAHUE. Under the present law as I understand and I did inquire from the Game Commission, I do not believe there is any law to take care of that.

Mr. McCORMACK. In other words, under the present law then there is a possibility that the county treasurer could discriminate between the local residents and nonresidents, is that correct?

Mrs. DONAHUE. I believe he may do that at his own discretion unless the Game Commission would rule otherwise.

Mr. McCORMACK. Were you aware of any language in the present Act that would permit him to read into it that he can use his discretion?

Mrs. DONAHUE. No, I am not familiar with that.

Mr. McCORMACK. The lady from Clinton and I in the past have had a little discussion on this very point. I cited a specific illustration where nonresidents of a county were discriminated against.

In that connection I would like to read to the House

excerpts from an article written by Joe Pancoast who I believe is a wildlife writer for the Philadelphia Bulletin and an outstanding authority in this field. I do not have the date but I do have the clipping and I would therefore ask permission to read it.

> Pennsylvania's two day antlerless deer season, December 12th and 13th, is causing more discord than all other hunting differences combined. The trouble stems from a political inspired law without biological or game management features. Under it the Game Commission can only prescribe antlerless deer seasons in a specific manner, there are no alternatives. The law states that antlerless seasons can only be on a quota basis by counties, that hunters must possess special permits that can only be issued by county treasurers and the permits are only good in the county of issue. The state wide quota is 240,250 licenses alloted to 66 of the state's 67 counties. Only Philadelphia is excluded. Some county treasurers have set themselves up as arbiters over who shall and who shall not receive the licenses. Clinton was among the first to adopt such a stand, decreeing that the permits would be issued singly and to local persons only. Scores of out of county applications have already been ignored by Clinton. Rumblings are beginning over the situation in Potter. The Game Commission's Reading office for the thirteen southeastern counties in the state is being snowed under with protesting phone calls and letters. Many are upbraiding the Commission which is blameless. They must abide by the laws enacted by the Legislature.
>
> This corner is also being chided for not doing something about the situation. The complainants overlook the key point. Their quarrel is strictly with the legislature which should repeal the present law."

All I ask in the interest of fairness is that we vote for the bill.

Mr. TOMPKINS. I would like to interrogate the gentleman from Clearfield, Mr. Breth.

The SPEAKER. Will the gentleman from Clearfield consent to be interrogated?

Mr. BRETH. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, I am going to take a specific example, I am going to take Cameron County for instance. As I understand it, under the provisions of your bill, if 4,000 licenses are allocated to Cameron County, 2,000 will be sent to the County Treasurer for disbursement and 2,000 retained in Harrisburg for disbursement, is that right?

Mr. BRETH. Yes, Mr. Speaker, but this is not my bill. This is the Conservation and Wild Life Committee's bill.

Mr. TOMPKINS. I am not speaking for the series of hearings on the problem. I am speaking regarding the bill, will the gentleman answer my question.

Mr. BRETH. Mr. Speaker, we have determined that in several ways. It is in the bill as determined by prior questions. Yes, licenses are split.

Mr. TOMPKINS. Well, in the case of 4,000, 2,000 would be retained in Harrisburg would they not?

Mr. BRETH. They are to be issued by the Pennsylvania Game Commission upon mail applications.

Mr. TOMPKINS. Supposing on November 15, 1956 there are 2,000 of these licenses retained in Harrisburg for hunting in Camerson County. On November 15, 1956 they receive in their mail in Harrisburg applications for 3,000 licenses in Cameron County. How do you make your selection?

Mr. BRETH. By that time, Mr. Speaker, the surplus licenses would have been mailed back to the county treasurer for issuance over-the-counter as provided in the bill. Did the gentleman read the bill?

Mr. TOMPKINS. I wish the gentleman would answer my questions.

Mr. BRETH. I wish the gentleman would read the bill and save the time of this House.

Mr. TOMPKINS. No, I am asking if there are 2,000 licenses retained in Harrisburg—

The SPEAKER. This exchange is not informative.

Mr. TOMPKINS. I am asking if there are 2,000 licenses retained in Harrisburg and on the first day for the issuance of licenses there are 3,000 applications received, what do you do?

Mr. BRETH. Mr. Speaker, the gentleman can be answered in this way: under the present law which is not changed under this bill, no nonresident—is the gentleman speaking of nonresident of the State or nonresident of the county?

Mr. TOMPKINS. Mr. Speaker, just so we know exactly what we are talking about—

Mr. BRETH. I am in favor of that.

Mr. TOMPKINS. I am trying to get some information, Mr. Speaker.

The SPEAKER. The gentlemen will be in order. The only way we could get a sharper difference of opinion would be to discuss fish.

Mr. TOMPKINS. I know the bill, I have read it. Under the provisions of this bill are licenses allocated on the basis of the counties?

Mr. BRETH. The original quotas are set up by counties. Then the conty quotas are split 50-50 for mail order and the other 50 per cent for issue over-the-counter. In the event more applications are received for any one county by mail, the second choice on the outside of the envelope will be considered. If that county's quota by mail is then exhausted, the third choice on the outside of the envelope will be considered. If, at that time, all three county quotas are exhausted for those particular counties, the bill provides that there will be sufficient time for the application to be returned to the applicant so that he will have plenty of time, prior to October 15th, when the over-the-counter sales start in county offices, to get to some county that he wants the license from and be there in person.

Mr. TOMPKINS. Mr. Speaker, I want to take a specific example. Supposing the Commission sets up Cameron County and allots 4,000 licenses to Cameron County. Now, how will they handle those 4,000 licenses?

Mr. BRETH. Two thousand of them will be for mail order applications only within a prescribed two week period in September to be fixed by the Commission.

Mr. TOMPKINS. Where will those mail orders be sent to?

Mr. BRETH. They will be mailed as stipulated in the bill on page 4, to the Pennsylvania Game Commission, Harrisburg, Pa., with the preference of counties 1, 2 and 3 marked on the outside of the envelope.

Mr. TOMPKINS. All 4,000 are retained in Harrisburg?

Mr. BRETH. Two thousand out of the four.

Mr. TOMPKINS. Two thousand are retained in Harrisburg, 2,000 are sent to the county treasurer.

Mr. BRETH. If there are more than 2,000 applicants by mail for those 2,000 licenses, then the quota will be completed for Cameron County by mail, yet the 2,000 available for over-the-counter shall not go on sale until October 15th.

Mr. TOMPKINS. Mr. Speaker, there is just one more question I want to clear up. How will I get my applications for these permits?

Mr. BRETH. Mr. Speaker, the matter was cleared up in prior interrogations. Every licensing agent for hunting and fishing licenses will have application blanks and envelopes available long before the mail order period begins. County treasurers will have them, the Pennsylvania Game Commission will have them and in all likelihood the Department of Revenue will have them.

Mr. TOMPKINS. All right—may I ask this question? Can one person come in and pick up, say, 2,000 applications?

Mr. BRETH. Mr. Speaker, as far as the applications are concerned, I do not know of any limitations on them except when they are mailed in or where they are applied for over-the-counter at a county treasurer's office then each applicant is restricted to his own personal license or licenses for members of his own immediate family living at the same address.

Mr. TOMPKINS. I thank the gentleman, Mr. Speaker.

Mr. BRETH. I deserve thanks.

Mr. TOMPKINS. Does it become something out of order to try to get information out of the House of Representatives, Mr. Speaker? I would like to know what I am voting on.

Mr. TOMPKINS. Mr. Speaker, the gentleman has made one point very clear, that is, under the provisions of this bill when 2,000 licenses remain in Harrisburg and according to the applications they receive they have 3,000 on file, the Commission in Harrisburg will commit the same sins of which they are now accusing the county treasurers.

There is only one answer to this whole problem, so far as I am concerned, you can split them up in Harrisburg, split them up with the county treasurers, you can give them all to Harrisburg, or you can give them all to the county treasurers, you can do anything you want to about this problem, but there is only one solution. You cannot issue 150,000 permits when you only authorize 50,000 to be issued.

There is only one solution to this doe problem and that is to do away with the permit system. Let us hunt deer in the state of Pennsylvania. You will have this problem, I do not care how you divide it up, as long as you have this system.

Mr. LOVETT. Mr. Speaker, "Let's be fair Lovett" is somewhat confused. As to being fair, I have come to the conclusion that the only possible way we can make this fair would be to divide up these "dear" does. About a month before hunting season, put so many in each county. Then we could possibly be fair and divide up the "dear" does so that everybody would have an opportunity to hunt the "dear" does.

Mr. BRETH. Mr. Speaker, I wish to clear up one matter raised by the gentleman from Cameron, Mr. Tompkins.

The Committee in this bill, and this is a very serious bill, has endeavored to be completely fair and close all loopholes. On page five, lines 15, 16 and 17, it states that during the period when the Commission is issuing licenses under the provisions of the subsection, which means mail orders, the operation of processing the applications received by mail shall be open to the public.

Furthermore, the Committee placed the mail applications in the hands of the Pennsylvania Game Commission in order to make sure that the fairest and most equitable system of issuing mail orders would be followed.

Mr. AUKER. Mr. Speaker, I will only take a few minutes.

It was a resolution that I drew personally which resulted in the hearing and resulted eventually in this bill. It was brought about because of the fact that the issuing of these antlerless deer licenses was causing throughout the state a very serious problem and resulting in a very grave situation.

In some counties there was property damage through these long lines of applicants leading to the treasurers' offices to get their antlerless deer licenses. In one instance, I believe, there was conseiderable property damage done and in one instance, probably more, the state police had to be called to quell what had nearly become a riot, if not altogether a riot.

With this thought in mind I drew the resolution which was passed by the House and eventually came to the Conservation and Wild Life Committee. We had an open hearing and there everything was considered in every which-way possible that could bear upon the hunting of antlerless deer in Pennsylvania.

A lot of things had to be considered. I want to be fair to the Game Commission. They are there principally to try and furnish, as far as humanly possibly, as any commission must do, and I think they are doing just that, as much game as possible considering the number of hunting licensees in Pennsylvania. Then you must also consider the fact that there are only a certain amount of doe deer that can be shot in Pennsylvania in order to properly preserve the herd for hunters in future years. It is not just a matter of one or two years, it is a long-range program.

I believe it was the lady from Clinton County herself, who suggested this percentage system. The percentage may be a little too large, I do not know. There is probably room for doubt on that point.

However, it is questionable now, even at this late date, whether the Senate will touch this bill at all. I am sorry it was not brought up before in this session so it could have been considered by the Senate and possibly amendments drawn in the Senate to clarify one or two things that may need correction—I do not know. I think there is probably some merit in the fact that the percentages may be a little bit too large.

I want to bring out this point, there was a public hearing, we heard the County Treasurers' Association representative, we heard sportsmen's groups and we heard the Game Commission. Let me point out to you that the members of this Conservation and Wild Life Committee are Members from all sections of Pennsylvania, including the rural sections and the metropolitan centers, and they were all unanimously agreed, so far as I know, on the merits of this bill and on the points brought out at the hearing which resulted in this present bill.

For instance, up in Blair County the treasurer issued 15 licenses to each person and lots of people stood in line for a whole day at a time until 4:00 o'clock in the afternoon, only to be told that they did not have any licenses. There is one man in Blair County who owned a farm in Huntingdon County and he could not get a hunting license in Huntingdon County to hunt doe deer on his own farm.

These are some of the inequalities, injustices and inequities that exist under the present law. We do not say we have the entire answer to it, but we do believe it is a long step in the right direction to correct a very bad situation as it exists now in this State on hunting antlerless deer.

I sincerely hope the House will pass the bill so that if the Senate does not pass it we will have something to go on in the future years to remedy this very bad situation.

Mrs. DONAHUE. Mr. Speaker, may I have the privilege of asking Mr. Auker just one question?

The SPEAKER. Will the gentleman from Blair permit himself to be interrogated?

Mr. AUKER. I shall, Mr. Speaker.

Mrs. DONAHUE. Mr. Speaker, I understood the gentleman to state that at a meeting which was held I went along with the 50-50 plan. I did not for small quota counties, is that not right?

Mr. AUKER. It was my impression, Mr. Speaker, that the lady from Clinton County was the one who made the suggestion of using the percentage basis for out-of-county hunters as between those who lived in the same county.

Mrs. DONAHUE. Mr. Speaker, I think that is true as to going on a percentage basis, but I did not agree on 50-50 for small counties. I said probably around 20 for the small counties, is that not correct?

Mr. AUKER. That is right.

Mrs. DONAHUE. I thank the gentleman.

I would like the privilege, Mr. Speaker, of reading just a few sentences from a letter I received from the sportsmen:

> Sportsmen in their respective counties know where the deer herd is causing crop destruction and naturally can better regulate the hunting in those areas.
>
> This bill is unfair to all the counties with small quotas and in place of helping the present situation it will tend to cause more dissatisfaction and it will lead to the posting of more private lands.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—118

Agnew,	Fineman,	McCann,	Rubin,
Amarando,	Floyd,	McCormack,	Rudisill,
Anderson, M. S.,	Foster,	McGee,	Sarraf,
Anderson, S. A.,	Frank,	McKeever,	Scarcelli,
Auker,	Frascella,	McLaughlin,	Schuster,
Banker,	Gaffney,	Meholchick,	Sherman,
Bell,	Gelfand,	Mihm,	Sigman,
Boles,	Gibb,	Miller,	Smith, C. C.,
Bonner,	Goldstein,	Monroe,	Smith, Wm. B.,
Boory,	Guss,	Moody,	Snider,
Branca,	Hamilton, R. K.,	Moran,	Stank,
Brennan, A. P.,	Hass,	Muldowney,	Stebbins,
Brennan, J. J.,	Haudenshield,	Mullen,	Stone,
Brenninger,	Heavey,	Munley,	Taylor,
Breth,	Hocker,	Murphy,	Thomas,
Bucchin,	Holt,	Murray, P. G.,	Thompson,
Bullen,	Isaacs,	Musto,	Toomey,
Capano,	Jenkins,	Needham,	Varallo,
Cianfrani,	Jones, G. E.,	Ogilvie,	Verona,
Cioffi,	Jump,	Olsen,	Wargo,
Comer,	Kamyk,	Pacchioli,	Welsh,
Cooper,	Kolankiewicz,	Pashley,	Wheeler,
Curwood,	Kornick,	Polaski,	Whitenight,
Donaldson,	Leiby,	Price,	Willaredt,
Dougherty,	Leonard,	Readinger,	Williams,
Eilberg,	Leven,	Reibman,	Wilt,
Erb,	Limper,	Reidenbach,	Yetzer,
Eshleman,	Lippincott,	Rigby,	Ziegler,
Ewing,	Lutty,	Rovansek,	Andrews, Speaker
Filo,		Royer,	

NAYS—56

Blair,	Henzel,	Mahan,	Renwick,
Bower,	Horst,	Markley,	Steckel,
Breisch,	Houk,	McInroy,	Stephens,
Davis,	Johnson,	Mikula,	Stevenson,
Donahue,	Keller,	Mills,	Stoner,
Down,	Kent,	Moscrip,	Strausser,
Ehrgood,	Kline,	Murray, H. P.,	Stroup,
Flint,	Knecht,	Naugle,	Swartz,
Flynn,	Kooker,	O'Neil,	Tompkins,
Garlock,	Kratz,	Parry,	Varner,
George,	Lafore,	Paulhamus,	Waterhouse,
Gibson,	Leisey,	Polen,	Wescott,
Guthrie,	Light,	Pomeroy,	Worley,
Helm,	Lovett,	Pursley,	Yetter,

NOT VOTING—32

Adam,	Gramlich,	Magee,	Toll,
Ashton,	Greenwood,	Maxwell,	Vaughan,
Barnatovich,	Hewitt,	McWherter,	Wall,
Bazin,	Jones, T. H. W.,	Metz,	Wallace,
Brown,	Kehler,	Murray, J. J.,	Walsh,
Cochran,	Kromer,	Petrosky,	Weidner,
Farabaugh,	Lawyer,	Pettigrew,	Wood,
Frost,	Lopresti,	Rosen,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORTS FORM COMMITTEES

Mr. STANK from the Committee on Rules, reported as amended, Senate Bill No. 1077, entitled:

An Act amending "The General State Authority Act of 1949" * * *, increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor allocating the proceeds of the increased borrowing and unexpended money previously borrowed

Mr. FRANK from the Committee on Cities Third Class, reported as committed, Senate Bill No. 282, entitled:

An Act amending "The Third Class City Code" ***, fixing minimum salaries for paid firemen in certain cities

Mr. PRICE from the Committee on State Government, reported as committed, Senate Bill No. 562, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two tracts of land containing 2.42 acres more or less in the City of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

Mr. PRICE from the Committee on State Government, reported as committed, Senate Bill No. 563, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire sixty-two acres more or less of land in the City of Lock

Haven for the use of the Lock Haven State Teachers College and making an appropriation

Mr. SNIDER from the Committee on Appropriations, reported as committed, Senate Bill No. 656, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania to provide for a deficiency in the maintenance of wards of the Commonwealth at said institution

Mr. GIBSON from the Committee on Banking-Building and Loan Association, reported as committed, Senate Bill No. 695, entitled:

An Act amending the "Banking Code" ***, further providing for the power of bank and trust companies and trust companies to establish and maintain mortgage investment funds

Mr. MOODY from the Committee on Conservation and Wild Life, reported as committed, Senate Bill No. 961, entitled:

An Act amending "The Game Law" ***, authorizing the raising and disposition of nongame pheasants and eggs without propagating permits

Mr. SNIDER from the Committee on Appropriations, reported as committed, Senate Bill No. 1014, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire lands comprising the Captain William Phillips' Rangers Memorial in Liberty Township Bedford County providing for the control management supervision improvement restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission and making an appropriation

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1042, entitled:

An Act amending the "Pennsylvania Board of Parole Law" ***, removing the ceiling salaries of the secretary of the board and of district supervisors

Mr. STANK from the Committee on Rules, reported as committed, Senate Bill No. 1091, entitled:

An Act amending the "Public School Employes Retirement Law" ***, authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 282, entitled:

An Act amending "The Third Class City Code" ***, fixing minimum salaries for paid firemen in certain cities

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 562, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two tracts of land containing 2.42 acres more or less in the City of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 563, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire sixty-two acres more or less of land in the City of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 656, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania to provide for a deficiency in the maintenance of wards of the Commonwealth at said institution

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 695, entitled:

An Act amending the "Banking Code" ***, further providing for the power of bank and trust companies and trust companies to establish and maintain mortgage investment funds

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 961, entitled:

An Act amending "The Game Law" * * *, authorizing the raising and disposition of non-game pheasants and eggs without propagating permits

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1014, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire lands comprising the Captain William Phillips' Rangers Memorial in Liberty Township Bedford County providing for the control management supervision improvement restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission and making an appropriation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1042, entitled:

An Act amending the "Pennsylvania Board of Parole Law" ***, removing the ceiling on salaries of the secretary of the board and of district supervisors

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Senate Bill No. 1091, entitled:

An Act amending the "Public School Employes Retirement Law" ***, authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

RECESS

Mr. READINGER. Mr. Speaker, I suggest at this time the Chair declare a recess for the purpose of having lunch and also for the purpose of holding a Democratic and a Republican Caucus.

I would suggest that the House recess until 2:15 p. m. EST and that the caucuses meet in their respective caucus rooms at 2:00 p. m. sharp.

The SPEAKER. If there is no objection, the Chair will declare a recess until 2:15 p. m. EST. The Chair hears no objection.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

BILLS ON THIRD READING

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 188, entitled:

An Act relating to the practice of Ophthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered qualified Opthalmic Dispensers creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for penalties for violations of the provisions thereof and providing for appeals to Court.

On the question,
Will the House agree to the bill on third reading?

Mr. BOIES. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 3, page 4, lines 1 to 5 by striking out "as an" in line 1, all of lines 2 to 4 and "in the industry" in line 5.
Amend Sec. 4, page 7, line 1 by striking out "and."
Amend Sec. 4, page 9, line 14 by inserting after "persons" and to suspend or revoke the license or registration of such persons.
Amend Sec. 12, page 15, line 15 by inserting after "synonyms" or any abbreviations of "Ophthalmic Dispenser."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the bill on third reading as amended?

Mr. GOLDSTEIN. Mr. Speaker, I ask unanimous consent to offer amendments at this time which I believe are controversial.

The SPEAKER. Do the amendments bear any relation to the amendments offered by the gentleman from Allegheny, Mr. Boies?

Mr. GOLDSTEIN. None at all, Mr. Speaker.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 2, page 2, line 8, following the word "dispensing," insert the word "spectacle"
Amend Section 2, page 2, line 8, following the word "lenses," by striking out the word "spectacles"
Amend Section 2, page 2, line 12, following the word "such," insert the word "spectacle"
Amend Section 2, page 2, line 12, following the word "lenses," by striking out the word " spectacles"
Amend Section 12, page 15, line 5, by inserting after the word "care" or to advertise in any manner that would tend to mislead or deceive the public or that would directly indirectly or by inference distinguish between or discriminate against others in the eye care field or to advertise any acts or services other than those permitted to be performed by ophthalmic dispensers in accordance with this act.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,
Will the House agree to the amendments?

Mr. GOLDSTEIN. Mr. Speaker, I wish to explain these amendments briefly. The amendments are twofold in character. First, they prevent the optician from administering and providing contact lenses.

Secondly, they provide that the advertising of the opticians shall in no way be fraudulent.

The purpose of the primary amendment is to prevent the optician from fitting contact lenses for the reason that contact lenses are fitted to the physical tissue of the eye and the optician would be dealing directly with the eye tissues.

We feel that the mechanical ability of the optician is not sufficient to touch the human eye and that his right should be limited only to spectacles and not to contact lenses.

We, therefore, ask the Members on both sides of the House to make certain that the welfare of the patient is not endangered by opticians fitting contact lenses, which should be done strictly by a physician or an optomotrist.

Mr. MAXWELL. Mr. Speaker, I am very sorry that I will have to disagree with the gentleman from Allegheny on what these amendments do.

These amendments do not do exactly what the gentleman says they do. The medical profession is not opposed to this bill they way it is.

They are very well satisfied with the bill just as it

is without the gentleman's amendments. So I am sure the amendments do not do what he says they do.

I ask the Members of this House to vote down these amendments.

Mr. GOLDSTEIN. Mr. Speaker, I desire to interrogate the gentleman from Westmoreland, Mr. Maxwell.

The SPEAKER. Will the gentleman from Westmoreland, Mr. Maxwell, permit himself to be interrogated?

Mr. MAXWELL. I shall, Mr. Speaker.

Mr. GOLDSTEIN. Mr. Speaker, will the gentleman from Westmoreland tell the House wherein I have misstated the purpose of these amendments?

Mr. MAXWELL. They do not do exactly what the gentleman says they are going to do.

Mr. GOLDSTEIN. Mr. Speaker, what do these amendments do if I am incorrect?

Mr. MAXWELL. I don't know, Mr. Speaker. They are his amendments. Let him explain them.

Mr. GOLDSTEIN. Mr. Speaker, a statement has been made upon the floor of the House that I have misstated the purpose of the amendment. I believe it is the burden of the gentleman to state wherein I am incorrect.

The statement has been made and now the gentleman from Westmoreland states he does not even know what the purpose of my amendments is.

Mr. MAXWELL. Mr. Speaker, I do not want to prolong the debate on these amendments, but will give you just a little illustration.

You all know that doctors prescribe. They write a prescription. A pharmacist fills that prescription, the same as a dentist would do if he were making a prosthetic appliance for a patient's mouth. He would take the measurements, write the prescription and a technician would fill that prescription.

According to this bill all the optician has to do is to fill the prescription that the physician or the opthalmologist writes without Mr. Goldstein's amendments.

Mr. GOLDSTEIN. All I wish to say, Mr. Speaker, is I have learned nothing.

What I am afraid of is what will happen to the human eye. Our knowledge becomes darker from the remarks of the gentleman from Westmoreland. If we allow these opticians to handle contact lenses a human eye may be damaged.

I ask for a roll call on the amendments.

Mr. MAXWELL. Mr. Speaker, may I state to the Members of the House, that a laboratory technician does not fit any appliance that he makes. The appliance is made by him. It is sent back to the one who wrote the prescription to be fitted.

Mr. KOLANKIEWICZ. Mr. Speaker, I rise to speak in favor of Mr. Goldstein's amendments. The previous speaker just stated that a prescription is written and is taken back to the doctor who wrote the prescription. That is all well and good. That is what this bill should do but evidently does not do.

Years ago when we just had spectacles it was all right. The bill is written in that manner for spectacles. Today we are dealing with contact lense. Contact lenses come in contact with the delicate tissues of the eye and I believe the optician is in a position to do that today. He would be in the position, provided he were under the jurisdiction and working in this same room, fitting a contact lens under the jurisdiction of an ophthalmologist or an optometrist.

These amendments that are being offered by Mr. Goldstein are good amendments and they should be supported by the Members of this House. I say that because I do know what the fitting of contact lens is.

I, a practicing optometrist, would not dare to try and fit a contact lens unless I took a special course. This bill, if you read the bill, would give a great latitude in fitting contact lenses which I think would be very bad for any individual.

Mr. SARRAF. Mr. Speaker, the medical profession, with whom I consulted on this bill, take no stand. They are interested in this bill as it is written and with the amendments of Mr. Boies.

Various labor groups are very much interested in the bill as written, with the amendments only of Mr. Boies. The profession of ophthalmolgy, medicos like myself and others, who deal specifically with eye conditions are not opposed to this bill.

Mr. KOLANKIEWICZ. Mr. Speaker, I want it understood that we are not opposed to the bill eiher, but we would like to have those amendments approved.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Messrs. GOLDSTEIN and Mr. AGNEW, and were as follows:

YEAS—108

Agnew,	Frascella,	Metz,	Rudisill,
Amarando,	Gaffney,	Mikula,	Scarcelli,
Anderson, S. A.,	Gelfand,	Mills,	Sherman,
Barnatovich,	George,	Monroe,	Sigman,
Bell,	Goldstein,	Moscrip,	Smith, Wm. B.,
Boies,	Hass,	Muldowney,	Stank,
Bonner,	Heavey,	Mullen,	Stebbins,
Boery,	Hewitt,	Munley,	Stephens,
Bower,	Hocker,	Murphy,	Stevenson,
Branca,	Holt,	Murray, H. P.,	Stone,
Breisch,	Horst,	Naugle,	Stoner,
Brennan, J. J.,	Houk,	Ogilvie,	Swartz,
Bullen,	Jones, G. E.,	Pacchioli,	Taylor,
Capano,	Jump,	Parry,	Toll,
Cioffi,	Knecht,	Pashley,	Varallo,
Comer,	Kolankiewicz,	Paulhamus,	Vaughan,
Donahue,	Kooker,	Polaski,	Varner,
Dougherty,	Kornick,	Polen,	Wall,
Down,	Leven,	Pomeroy,	Wallace,
Ehrgood,	Light,	Price,	Welsh,
Eilberg,	Limper,	Pursley,	Wheeler,
Eshleman,	Lippincott,	Readinger,	Whitenight,
Fineman,	Markley,	Reibman,	Williams,
Flint,	McGee,	Reidenbach,	Wilt,
Floyd,	McIlnroy,	Rigby,	Yetter,
Foster,	McKeever,	Royer,	Yetzer,
Frank,	Meholchick,	Rubin,	Andrews, Speaker

NAYS—72

Anderson, M. S.,	Guss,	Lovett,	Sarraf,
Banker,	Guthrie,	Lutty,	Schuster,
Brennan, A. P.,	Hamilton, R. K.,	Mahan,	Snider,
Bucchin,	Haudenshield,	Maxwell,	Steckel,
Cianfrani,	Helm,	McCann,	Strausser,
Cooper,	Henzel,	McLaughlin,	Stroup,
Curwood,	Isaacs,	Mihm,	Thomas,
Davis,	Jenkins,	Miller,	Thompson,
Donaldson,	Johnson,	Moody,	Tompkins,
Erb,	Jones, T. H. W.,	Moran,	Toomey,
Ewing,	Kamyk,	Murray, P. G.,	Verona,
Farabaugh,	Kline,	Musto,	Walsh,
Filo,	Kratz,	Needham,	Wargo,
Flynn,	Lafore,	Olsen,	Weidner,
Frost,	Leiby,	O'Neil,	Willaredt,
Gibb,	Leisey,	Petrosky,	Wood,
Gibson,	Leonard,	Renwick,	Worley,
Gramlich,	Lopresti,	Rovansek,	Ziegler,

NOT VOTING—26

Adam,	Brown,	Kent,	Murray, J. J.,
Ashton,	Cochran,	Kromer,	Pettigrew,
Auker,	Garlock,	Lawyer,	Rosen,
Bazin,	Greenwood,	Magee,	Smith, C. C.,
Blair,	Kehler,	McCormack,	Waterhouse,
Readinger,	Keller,	McWherter,	Wescott,
Breth,			Young,

So the question was determined in the affirmative and the amendments were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

SENATE MESSAGE

SENATE BILL NO. 1002 RECALLED FROM GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 14, 1956.

Resolved (if the House of Representatives concur), that Senate Bill No. 1002, Printer's No. 651, entitled "An act amending the act of January 8, 1952 (P. L. 1851), entitled 'An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto' regulating bail for persons charged with commission of sex crimes," be recalled from the Governor for the purpose of further consideration.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On the qestion,

Will the House concur in the resolution of the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the resolution of the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE BILL NO. 1018 RECALLED FROM GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 16, 1956.

Resolved (the House of Representatives concurring), That Senate Bill No. 1018, Printer's No. 581, entitled "An act amending the act of July 25, 1955 (P. L. 273), entitled 'An act authorizing counties, cities, boroughs, incorporated towns, townships, school districts, poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tar or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments,' extending the time during which political subdivisions may act under the provisions thereof," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1103, entitled as follows:

An Act amending the act of May 1, 1929 (P. L. 1005), entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines and fixing fees for such permits.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Gelfand,	McCann,	Rudisill,
Amarando,	George,	McCormack,	Sarraf,
Anderson, M. S.,	Gibb,	McGee,	Scarcelli,
Anderson, S. A.,	Gibson,	McInroy,	Schuster,
Auker,	Goldstein,	McKeever,	Sherman,
Banker,	Gramlich,	McLaughlin,	Sigman,
Barnatovich,	Guss,	McWherter,	Smith, C. C.,
Bell,	Guthrie,	Meholchick,	Smith, Wm. B.,
Blair,	Hamilton, R. K.,	Metz,	Snider,
Boles,	Hass,	Mihm,	Stank,
Bonner,	Haudenshield,	Mikula,	Stebbins,
Bower,	Heavey,	Miller,	Steckel,
Boory,	Helm,	Mills,	Stephens,
Branca,	Henzel,	Monroe,	Stevenson,
Breisch,	Hewitt,	Moody,	Stone,
Brennan, A. P.,	Hocker,	Moran,	Stoner,
Brennan, J. J.,	Holt,	Moscrip,	Strausser,
Brenninger,	Horst,	Muldowney,	Stroup,
Breth,	Houk,	Mullen,	Swartz,
Brown,	Isaacs,	Munley,	Taylor,
Bucchin,	Jenkins,	Murray, H. P.,	Thomas,
Bullen,	Johnson,	Murray, J. J.,	Thompson,
Capano,	Jones, G. E.,	Murray, P. G.,	Toll,
Cianfrani,	Jones, T. H. W.,	Murphy,	Tompkins,
Cioffi,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Keller,	Needham,	Varner,
Curwood,	Kent,	Ogilvie,	Vaughan,
Davis,	Kline,	Olsen,	Verona,
Donahue,	Knecht,	O'Neil,	Wall,
Donaldson,	Kolankiewicz,	Pacchioli,	Wallace,
Dougherty,	Kooker,	Parry,	Walsh,
Down,	Kornick,	Pashley,	Wargo,
Ehrgood,	Kratz,	Paulhamus,	Waterhouse,
Eilberg,	Lafore,	Petrosky,	Welsh,
Erb,	Leiby,	Polaski,	Weidner,
Eshleman,	Leisey,	Polen,	Wescott,
Ewing,	Leonard,	Pomeroy,	Wheeler,
Farabaugh,	Leven,	Price,	Whitenight,
Filo,	Light,	Pursley,	Willaredt,
Fineman,	Limper,	Readinger,	Williams,
Flint,	Lippincott,	Reibman,	Wilt,
Floyd,	Lopresti,	Reidenbach,	Wood,
Flynn,	Lovett,	Renwick,	Worley,
Foster,	Lutty,	Rigby,	Yetter,
Frank,	Mahan,	Rosen,	Yetzer,
Frascella,	Markley,	Rovansek,	Ziegler,
Frost,	Maxwell,	Royer,	Andrews,
Gaffney,		Rubin,	Speaker
Garlock,			

NAYS—0

NOT VOTING—11

Adam,	Cochran,	Kromer,	Pettigrew,
Ashton,	Greenwood,	Lawyer,	Young,
Bazin,	Kehler,	Magee,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL ON THIRD READING POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on third reading of House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation * * * under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally

Mr. TOMPKINS. Mr. Speaker, I would like to interrogate the gentleman from Washington, Mr. Polen.

The SPEAKER. Will the gentleman from Washington, Mr. Polen, permit himself to be interrogated?

Mr. POLEN. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, when this bill was up for consideration a few days ago we asked for a breakdown of information on expenditures by this committee. I am wondering if the gentleman from Washington has been able to secure that information for us?

Mr. POLEN. Mr. Speaker, I have certain information as to the breakdown of the expenses to date.

Mr. TOMPKINS. What do those consist of, Mr. Speaker?

Mr. POLEN. The information given me, is that the expenses up to May 7, 1956, are: Traveling expenses, $1,911.17; transcripts, $5,262.10; legal and auditing $5,500; or a total of $12,673.27.

Mr. TOMPKINS. Mr. Speaker, as I understand it, this bill asks for an appropriation of $25,000, is that right?

Mr. POLEN. That is correct.

Mr. TOMPKINS. What will the balance of these funds be used for?

Mr. POLEN. I believe the breakdown that I gave previously on the budget of the $25,000 was approximately $20,000 for transcripts, I understand that $1,000 of that would be used for reproducing records, and I believe there is $3,000 for traveling expenses and witness fees.

Mr. TOMPKINS. What was that figure you just gave in connection with the transcripts, Mr. Polen?

Mr. POLEN. $20,000, as I recall it.

Mr. TOMPKINS. $20,000?

Mr. POLEN. Yes.

Mr. TOMPKINS. Is that the amount additional which is going to be required for transcripts?

Mr. POLEN. No, that is the total.

Mr. TOMPKINS. $20,000 for transcripts?

Mr. POLEN. I am sorry, Mr. Speaker, but the information I used before I do not seem to have with me now. As I recall it, it was approximately $20,000 for transcripts. Yes, that is correct, I have it here now.

Mr. TOMPKINS. Do they propose to have anything additional for legal and auditing?

Mr. POLEN. The expenses to date have been paid by the Department to which the employes are assigned and I understand now that no additional amount will be required other than the regular salaries of the employes who are involved.

Mr. TOMPKINS. On this travel expense, is that for the members of the Commission, or is that for the Commission and witnesses, or how is that breakdown made?

Mr. POLEN. $1,911.17, that is broken down to the Department of Justice personnel, $823; the auditing fee, $779.05; and the State Police, $309.12.

Mr. TOMPKINS. Will there be any additional travel expense involved in the balance of the $25,000?

Mr. POLEN. I understand there will be additional traveling expenses, such as the expenses of members and witness fees.

Mr. TOMPKINS. Do you have any idea how much additional that will cost?

Mr. POLEN. I understand that the $3,000 as originally given will take care of that.

Mr. TOMPKINS. I am still confused, Mr. Speaker. He has given me a figure of $5,262.10 to date on transcripts. He states the total cost of the transcripts will be $20,000 additional, or will the $5,000 be included in that $20,000?

Mr. POLEN. The $5,000 is included. The $20,000 is apparently the amount budgeted.

Mr. TOMPKINS. I thank the gentleman. Oh, just one more question, Mr. Speaker. Has any part of the traveling expenses of $1,911.17 been paid?

Mr. POLEN. As I understand it, Mr. Speaker, none of the expenses of this Committee have been paid.

Mr. TOMPKINS. I thank the gentleman.

Mr. Speaker, I would like to call the attention of the House to several matters in connection with this request for appropriation.

No. 1, other committees operating on a similar or the same basis have not put in any appropriation bill, nor have we authorized any appropriations to the committees, until such time as their work had been completed and we had complete breakdown information as to what the money had been spent for. I see no reason why the House should deviate from that position in this particular instance.

Secondly, I have before me an official record of the number of meetings which have been held by this committee, marked "closed hearings," "open hearings," and "informal hearings." I find that in several of them the meetings have been conducted by merely the Chairman of the committee, or the Chairman of the committee and some other persons named therein who do not appear to be members of the committee. Some of the informal meetings listed on this sheet do not show any member of the committee being present. Therefore, I am against voting any appropriation to any committee that operates upon the semblance of a one-man affair or a no-man affair, as appears in some of this information.

No. 3, The Chairman of this committee is himself today accused. In our courts of law no judge would be allowed

to sit in judgment upon anything in which he might be accused of having been a party in interest. Therefore, I think the Chairman should disqualify himself from further service on this committee until he has cleared the atmosphere regarding himself.

No. 4, I find that certain investigators for this committee have already been paid travel expenses and expenses for tips, hotel expenses and phone expenses to the extent of $900 out of the Motor License Fund. The reason why I questioned the gentleman from Washington as to whether any part of these expenses had been paid was to develop and be sure of myself on the ground that no part of these expenses had been paid. This is verified information that can be produced from the Auditor General's Department at any time.

The question that comes to my mind is, if we have them trying to finance this investigation from the Motor License Fund, there may be parts of it already coming from the appropriation of the Justice Department and they are asking for $25,000 from the Legislature from the General Fund. Just where is this investigation going to end? And how much is it going to cost the taxpayers?

I personally am going to vote against this appropriation for the four reasons which I have given. I am voting against it not because of any accusation of whitewash, but for thhe reasons which I have stated and for the reason that we should keep things where they properly belong, and not have somebody running wild on some of these things.

If they are trying to develop information for legislation, that is one thing. If they are trying to develop information for the use of a grand jury, that is another. We have grand juries to take care of that. We do not have our legislative investigating committees act in the capacity of grand juries. Therefore, anything that is attempted beyond the point of trying to develop legislation I think is improper on the part of this committee. That is an additional reason why I would vote against it.

An additional item is that two men who are the chief accused in this have already submitted their propositions to the courts of this Commonwealth. They have not tried to run away from the accusation, they are not trying to whitewash anything, they are perfectly willing to have the full light of an inquiry by a court of law placed upon it. That is another reason why we should not vote for this bill because tax monies are being used by the courts for the purpose of delving into those issues.

On the overall picture I cannot see any justification for this appropriation or the continuation of this committee for the reasons stated.

Mr. POLEN. Mr. Speaker, in connection with the statement of the gentleman from Cameron, Mr. Tompkins, about certain employes having been paid, it is entirely possible that some of them have been reimbursed through other funds. I said to the best of my knowledge they had not because of the reason that there are no funds available to pay these bills through the committee.

It was also stated that in the past, the investigation had ended before the appropriation was made. That is not entirely correct, because we have passed appropriation bills before we knew the total amount, in fact, in some of the cases we do not know them yet.

However, there is a difference between an investigation such as the Morganza investigation during which we were in session and could do it later. But in this case the investigating committee is operating under a resolution passed by this House and we are facing sine die adjournment. These people, particularly those who performed the work in connection with the transcripts, would have to wait possibly a year if we waited until the investigation was completed.

I believe the Members of this House who are on this committee will see to it that a proper payment and accounting is made of the funds that are voted. In the investigation to date, there have been 28 meetings and they have estimated 32 additional meetings will be necessary, so if the breakdown of the expenditures is correct, then the amount spent to date and the amount that would be spent would be approximately correct inasmuch as about half of the meetings have been held.

I believe inasmuch as this committee is operating under a resolution of this House that it is only proper that we supply the funds to pay the expenses of the investigation, as this House has done in the past for all such investigations.

Mr. TOMPKINS. Mr. Speaker, the gentleman has stated there have been 28 meetings to date, I believe. I have before me a sheet which the gentleman from Washington very courteously furnished me earlier in the day containing a list of those meetings, those who were present and what was done at them. This sheet only shows 24 meetings, not 28,-up to and including May 8th. It shows a meeting on May 2, 1956, as an open meeting at Easton. They have two meetings listed for the same date at the same place, different types of meetings, included as a part of the 28 meetings. They have informal meetings listed on here, two meetings with certain people in the Attorney General's Office and two meetings with eight persons in the Attorney General's Office, none of whom are members of the committee. There is a total of five meetings of the 28 so far that I can account for and I am wondering what it is all about.

Mr. POLEN. Mr. Speaker, I gave the gentleman the information I had as to the number of meetings. It could be there are some overlapping meetings on that list, I do not know. I would yield to the gentleman from Bucks, Mr. Brennan, who could possibly enlighten the House.

Mr. A. PATRICK BRENNAN. In answer to the gentleman's question, Mr. Speaker, on many occasions we have had two separate and distinct meetings. We have held executive meetings in the morning from which the public and the Press were barred and in the afternoon we had the same witnesses back and we had a public hearing for them.

The reason we are conducting the investigation in that manner, we find that some of the best investigations run out of Washington have been done in that manner, in other words, having the witnesses testify in the executive session under oath and call the same witnesses back and ask them to answer the same questions at a public hearing. That way we are able to get a documentary report and we feel that we can operate in a much better manner.

Mr. TOMPKINS. Mr. Speaker, was the gentleman present at Easton on May 2, 1956?

Mr. A. PATRICK BRENNAN. Mr. Speaker, the gentleman asked me that question the last time the bill was up for debate and at that time I told him I was here in the House, which I felt was my first duty as I was a duly

elected Representative. The other two members of the committee from the House also felt the same way. I might also say that a quorum did convene at that meeting up there in Easton.

Mr. TOMPKINS. I did not get the last part of the gentleman's statement.

Mr. A. PATRICK BRENNAN. There was a quorum at the meeting in Easton. I think Senator Yosko was there and a member from the Attorney General's Office was also present.

Mr. TOMPKINS. That is not the point I was getting at. The point I was getting at is that I find an open hearing and a closed hearing listed on that same date.

Mr. A. PATRICK BRENNAN. Are you referring to May 2nd and May 3rd?

Mr. TOMPKINS. May 2, 1956, yes sir.

Mr. A. PATRICK BRENNAN. That is right, we had two hearings at that particular time, one was a closed hearing and one was an open hearing.

Mr. TOMPKINS. Was testimony taken at both the open hearing and the closed hearing?

Mr. A. PATRICK BRENNAN. That is right, there was. This is all of the testimony taken up to date as of today.

Mr. TOMPKINS. Just a moment, Mr. Speaker, I want to try and clarify one thing here. Do you have the testimony taken down and transcribed at your closed hearings?

Mr. A. PATRICK BRENNAN. Yes, we do.

Mr. TOMPKINS. Do you have the testimony taken down and transcribed at your open hearings?

Mr. A. PATRICK BRENNAN. We do.

Mr. TOMPKINS. Do you not get a tremendous amount of duplication of your testimony?

Mr. A. PATRICK BRENNAN. We do not feel that is true. We feel that is the way to run a committee. We find other investigating committees are run in that manner and they have been very successful. I think the Kefauver Committee in Washington was very successful by operating in that manner.

Mr. TOMPKINS. We are talking about the Delaware River Joint Toll Bridge Commission now. You are asking for $20,000, I believe, for transcribing of testimony. I am trying to justify the expenditure of that sum of money for that purpose. I notice at your closed hearing on that date you had the same people testify later at your open hearing with the exception of a Mr. and Mrs. Benjamin. Is that right?

Mr. A. PATRICK BRENNAN. That is correct.

Mr. TOMPKINS. And a Mr. and Mrs. J. L. Davis.

Mr. A. PATRICK BRENNAN. That is correct.

Mr. TOMPKINS. I thank the gentleman.

Mr. McCORMACK. Mr. Speaker, I wish to make a brief statement with respect to this appropriation of $25,000. I think I should caution the House that if we go further into the technicalities of this appropriation bill and the extremely captious questions that are asked, we will not be able to see the forest for the trees.

The resolution calling for this investigation was brought about as a result of malpractice and misfeasance in office, as a result of evidence which came into the hands of the Attorney General that the man who was chairman of this commission committed larceny with Commonwealth funds.

As a result of this questioning on the appropriation, I went up to a hearing last week in the Supreme Court. I listened to some of the testimony. It was obvious to me, and when the report is finally submitted I am sure it will be obvious to the Members of the General Assembly, that the people who ran this commission, supposedly responsible people, did nothing but prostitute themselves.

I heard this Mr. Miller who is under investigation testify last week that they had a lobby, they had a suite of rooms over at The Penn Harris Hotel. He was asked who was there, and he very cutely in an attempt to whitewash and clear himself answered, "Oh, Governor Leader was there. Senator Yosko was there, and Hi Andrews was there."

But when he submitted his expense account for travelling—

POINT OF ORDER

Mr. TOMPKINS. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. TOMPKINS. Mr. Speaker, I question whether the gentleman is debating the bill or whether he is trying to give a lot of personal opinions regarding his evaluation of some evidence he heard.

Mr. McCORMACK. Mr. Speaker, the door was opened by the gentleman from Cameron when he said the Chairman should—

The SPEAKER. Does the gentleman from Cameron raise a point of order?

Mr. TOMPKINS. I do, Mr. Speaker.

The SPEAKER. The Chair would rule that the question has been opened and that the gentleman discussing the pending bill is priveleged to cite such evidence as he believes justifies the appropriation in question. While the Chair would question his good taste in mentioning particular names, the Chair holds that he is within his prerogative in doing so.

Mr. CHARLES C. SMITH. Do we Members of the House have the right to accuse a man of larceny? Do we have the right to sit in judgment? Until a man is proven guilty isn't a man under our democratic processes of government not guilty? The court—

The SPEAKER. The Chair holds that we have the same right to accuse the gentleman connected with the Delaware River Joint Toll Bridge Commission of larceny as any Member on this floor of the House has a right to accuse the Governor of various offenses with a moral tinge.

Mr. CHARLES C. SMITH. Mr. Speaker, it might be advisable not to stop and find out what the Governor was accused of. He has not yet been accused of larceny.

The SPEAKER. The Chair sees very little difference between deliberate duplicity and larceny. In fact, we prefer larceny.

Mr. CHARLES C. SMITH. Mr. Speaker, I agree with the Chair completely in that interpretation.

The SPEAKER. The gentleman will continue.

Mr. McCORMACK. As I was saying, Mr. Speaker, this man very casually mentioned a number of Democrats whom he entertained with the Commonwealth's funds at The Penn Harris Hotel. He was asked to enumerate those men and he mentioned all Democrats. He might have mentioned a Republican, I am not sure.

But I do remember this, when he was asked, after submitting itemized expense accounts of his junkets to Las Vegas and Atlantic City, how he would explain the additional voucher for a couple of thousand dollars in

cash, he could not remember what happened or what happened to that voucher—

The SPEAKER. The Chair would be very lenient, but there is some pertinence in the remark made by the gentleman from Philadelphia, Mr. Smith. The particular man is not under trial at the present time. The question is the propriety of the amount of the appropriation.

Mr. McCORMACK. Mr. Speaker, I am saying that we should not for extremely captious and technical reasons object to this paltry sum of $25,000 when the purpose of this investigation is to see whether the public servants of this Commonwealth have not betrayed their trust.

I ask you to vote in favor of the appropriation.

Mr. LOPRESTI. Mr. Speaker, in connection with this particular appropriation, I did not receive a copy of the partial report made of the investigation up to—I do not know what date it was—February 11, 1956. I think there are some facts in here which would justify an investigation being made by this House.

The gentleman from Cameron says the matter is before the court. The court in this particular case might be interested in whether or not any criminal actions were committed. We, as a Legislature, are concerned not with the criminal actions, although we are concerned with them if there are any, but we are concerned more with the judgment and the management of this particular commission.

I think this committee should be congratulated and that we of the House should be willing to make an appropriation and perhaps inquire into this a little more than we have.

For example, Schedule A in this report shows that for the year 1953 the chairman of the commission, who was then being paid a salary of $11,700, collected from the commission in travelling expenses, travelling expenses, if you please, $15,342.62. I think this Commonwealth and this House has a right to know whether or not that is judicious spending of the Commonwealth's money.

That same individual in 1954, after the salary had been reduced from $11,700 to $6,000, collected $14,419.34 in travelling expenses, over twice the amount of his salary in travelling expenses.

I do not know whether these items were correct or incorrect. I am not criticizing them, but we Members of the House should be able to finance a committee of this House to inquire into that subject to find out whether they were judicious or not.

Then we will turn to comparative salaries. I think this is something that the House should know and the Commonwealth should know. The Commonwealth pays its controllers salaries ranging from $6,300 to $10,300. This commission employs a controller at $20,000 a year. I think this House in this report—

Mr. TOMPKINS. Mr. Speaker, I think the same objection would apply to the information now being supplied as was applied to the gentleman from Philadelphia, it has no relation to the bill that is now before us.

Mr. LOPRESTI. Mr. Speaker, I don't think the gentleman relishes these kind of figures.

Mr. TOMPKINS. I have no objection. Go ahead. Go ahead.

The SPEAKER. The Chair would hold that in the one instance reference was made to the real or alleged guilt of a particular individual, whereas the gentleman from Cambria is discussing an expenditure policy for which he is not placing any imputation of personal criminality. He is questioning whether there is ground for inquiry concerning the wisdom of the expenditures that have been made.

The Chair would hold that as long as the gentleman continues along that line he is attempting to justify the expenditures contemplated under the pending bill.

Mr. LOPRESTI. Mr. Speaker, the Commonwealth pays engineers, people in that classification, the sum of $14,500 as a top figure. This commission employs its chief engineer at the sum of $25,000. And so on down the line, the commission is paying much better salaries than is being paid by the Commonwealth. They may be proper and they may not be proper, but I think that is one of the reasons why we have an investigating committee, to point these factors out. We can discuss later on whether we want to agree with the commission's policy or change it.

Then I want to turn to another little item of telephone bills. Telephone expense for one month, in February of 1955, by one member of this commission was $228.66, for the following month, $200, and so on. It appears that in about a year's time one member has spent over $1,200 for telephone conversations.

Then there have been trips, as has been pointed out, to Nevada. I think this House should know the reasons for those trips as to whether or not they are justified.

There has been reference made to a lavish dinner being held at the opening of one of the bridges. They spent a considerable amount of money, including bringing in a nationally famous orchestra at a cost of $700 for one night. Now these things we ought to know. This House should know and the people of Pennsylvania should know, and the only way they will know is through reports such as our inquiry and our investigation committee will give.

Therefore, I think this sum is justified because we can save many times over the amount of this appropriation if this kind of information is brought forth to the public.

Mr. TOMPKINS. Mr. Speaker, I certainly must confess they have given us a great deal more detail in connection with the information they have allegedly uncovered to date than they have given us in connection with how they proposed to spend this $25,000.

I think the House should be informed that the salaries which were paid engineers and other personnel on the Commission were not determined by the two Pennsylvania members of the commission. There is another state involved in this thing too, and the Federal Government, and it seems as though some other people had something to say about the amount of salaries paid to personnel.

But be that as it may, certainly I am not one who is going to ask to have anything whitewashed or hide anything that might be of an unsavory nature. I am not trying to cover up anything unsavory, believe me.

By the same token, the reason why I have raised the issue about certain other individuals is because I do not think they themselves should try to cover up anything unsavory either. What goes for the goose, goes for the gander.

The Republicans at no time on this side of the House are under any inference of trying to whitewash any investigation of any kind. I have raised the issues that I have here because they are facts in connection with this investigation.

The Republicans on this side of the House who see fit to do so in order to avoid the accusation of a whitewash are perfectly at liberty to vote in favor of this appropriation. Personally, being an attorney-at-law, when I have a judge sitting on a case in which he is accused of being a party in interest, I have a right to discontinue my appearance in that case until that man disqualifies himself. And I think I have the same right to take that same prerogative as a Legislator in this particular case.

Mr. READINGER. Mr. Speaker, when this House passed the resolution to make this investigation, it did so in the belief that there was sufficient reason to make the investigation, otherwise, it would not have passed the resolution.

It is under way now, and some facts have been uncovered. The newspapers have carried quite a lot of accounts of apparent abuse of the use of funds of this commission. For us to stop the investigation at this time would certainly not make us look very good in the eyes of the people of Pennsylvania. Without trying in any way to prejudge and to determine before this committee has completed its work and made a report whether there has been any misdoing or whether there has not been, or whether bad judgment has been used or good judgment, without in any way intending to prejudge that, I think we certainly owe our support to the committee we have created to investigate this commission.

The Republicans the other day rightfully asked for a breakdown on the estimated amounts and the actual amounts to be expended by this committee making the investigation. That information has been supplied. We have discussed it today.

I would like to call to your attention the fact that this bill would appropriate the sum of $25,000, or as much thereof as is needed to complete the work of this investigation. The commission which the committee is investigating is an arm of the Legislature. It was created by us for the purpose of carrying out its functions. It is certainly our duty and our right to investigate whether it has been doing so properly and whether or not the system under which it has been set up uses proper safeguards in the use of the Commission's funds.

There is absolutely nothing wrong with making this investigation. As a matter of fact, it is eminently right that it be done. For this House to refuse to appropriate adequate funds to do a job properly would certainly be a bad step on our part. I repeat, when we appropriate $25,000 it does not mean that the whole $25,000 will be spent. Perhaps $18,000 or $19,000 will be enough. We can only take their estimates as to how much more work they have to do, how much the transcripts will cost, the witness fees, and so forth.

If we are going to follow the philosophy of the gentleman from Cameron, Mr. Tompkins, that because the chairman of the commission states that the chairman of the investigating committee has been to a dinner in his hotel suite and, therefore, he should step out, or the investigation be discontinued before that fact is established one way or the other, I say if we follow that philosophy, we will never have any investigations. The chairman of the investigating committee denies he was at such a dinner and the gentleman from Cameron speaks about being innocent, or being guilty, and so forth. Who are we to decide whether there is anything wrong with Yosko attending a dinner at the Penn Harris Hotel, if he did so? He says he did not. We certainly should not determin whether we should make an appropriation to this com mittee based on such a filmsy excuse.

The gentleman mentions several other points. He criti cizes the manner in which the committee has met, whethe the members were present, whether there were forma and informal meetings in the same day. I say that is s much dust being thrown in our eyes so as to confuse th real issue here. The real issue is, should this investiga tion continue and, if so, should we give it the money t do so?

I am asking every Member who believes we shoul look into what our own people are doing to vote for thi bill today.

The SPEAKER. The Chair recognizes the gentlema from Blair, Mr. Auker.

Mr. AUKER. Mr. Speaker, I am going to state now tha I am going to vote against this appropriation. For on thing, I think it is too much money. Another thing, introduced a resolution to have a cabinet officer investi gated of this Democratic administration who is wastin thousands, and thousands, and thousands, of dollars. am referring to Secretary of Welfare, Shapiro. Tha resolution it has not been seen fit to report out. Nobod seems to be making too much fuss about how much mone he wastes of the taxpayers' money—

The SPEAKER. The gentleman is wandering a trifl the Chair fears.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yea and nays were taken and were as follows:

YEAS—160

Agnew,	Guss,	McKeever,	Scarcelli,
Amarando,	Guthrie,	McLaughlin,	Schuster,
Anderson, M. S.,	Hamilton, R. K.,	McWherter,	Sherman,
Anderson, S. A.,	Hass,	Meholchick,	Sigman,
Barnatovich,	Haudenshield,	Mihm,	Smith, C. C.
Bonner,	Heavey,	Mikula,	Smith, Wm. S.
Boory,	Helm,	Mills,	Snider,
Branca,	Hocker,	Moody,	Stank,
Brennan, A. P.,	Holt,	Moran,	Stebbins,
Brennan, J. J.,	Horst,	Moscrip,	Steckel,
Bucchin,	Houk,	Muldowney,	Stephens,
Bullen,	Isaacs,	Mullen,	Stevenson,
Capano,	Jenkins,	Munley,	Stone,
Cianfrani,	Johnson,	Murray, H. P.,	Stroup,
Comer,	Jones, G. E.,	Murray, P. G.,	Swartz,
Cooper,	Jones, T. H. W.,	Musto,	Taylor,
Curwood,	Kamyk,	Naugle,	Thomas,
Davis,	Keller,	Needham,	Thompson,
Donahue,	Kent,	Ogilvie,	Toll,
Dougherty,	Kline,	Olsen,	Toomey,
Ehrgood,	Knecht,	O'Neil,	Varallo,
Eilberg,	Kolankiewicz	Pacchioli,	Varner,
Ewing,	Kooker,	Parry,	Vaughan,
Farabaugh,	Kornick,	Pashley,	Verona,
Filo,	Kratz,	Paulhamus,	Wall,
Fineman,	Leiby,	Petrosky,	Wallace,
Flint,	Leonard,	Polaski,	Walsh,
Floyd,	Leven,	Polen,	Wargo,
Flynn,	Limper,	Pomeroy,	Weidner,
Foster,	Lippincott,	Price,	Welsh,
Frank,	Lopresti,	Pursley,	Wescott,
Frascella,	Lovett,	Readinger,	Wheeler,
Frost,	Lutty,	Reibman,	Whitenight,
Gaffney,	Mahan,	Reidenbach,	Williams,
Garlock,	Markley,	Renwick,	Wilt,
Gelfand,	Maxwell,	Rigby,	Worley,
George,	McCann,	Rovansek,	Yetter,
Gibson,	McCormack,	Royer,	Yetzer,
Goldstein,	McGee,	Rudisill,	Ziegler,
Gramlich,	McInroy,	Sarraf,	Andrews, Speaker

NAYS—18

Auker,	Eshleman,	Jump,	Miller,
Banker,	Gibb,	Lafore,	Strausser,
Bower,	Henzel,	Leisey,	Tompkins,
Donaldson,	Hewitt,	Light,	Willaredt,
Erb,			Wood,

NOT VOTING—28

Adam,	Brenninger,	Kehler,	Murray, J. J.,
Ashton,	Breth,	Kromer,	Pettigrew,
Bazin,	Brown,	Lawyer,	Rosen,
Bell,	Cioffi,	Magee,	Rubin,
Blair,	Cochran,	Metz,	Stoner,
Boles,	Down,	Monroe,	Waterhouse,
Breisch,	Greenwood,	Murphy,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 880, Printer's No. 1718, entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (Pamphlet Laws 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and make contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions," be recalled from the Governor for the purpose of amendment.

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 2055, Printer's No. 1568, entitled "An act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws 1043) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University," be recalled from the Governor for the purpose of amendment.

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 2056, Printer's No. 1569, entitled "An act to amend the act of June 27, 1923 (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956 as State employes," be recalled from the Governor for the purpose of amendment.

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 2057, Printer's No. 1570, entitled "A supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws 1043), entitled 'An act establishing a Public School Employes' Retirement System and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting any State employe who is a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service to become a member of and a contributor in the Public School Employes' Retirement Fund and to receive credit for such State service under certain conditions," be recalled from the Governor for the purpose of amendment.

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 14, 1956.

Resolved (if the Senate concur), that House Bill No. 2058, Printer's No. 1571, entitled "A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State Employes' Retirement System and creating a retirement board for the administration thereof

establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' permitting any State employe as a contributor under the provisions of the State Employes' Retirement System and who was an employe under the Public School Employes' Retirement System of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to become a member of and a contributor in the Public School Employes' Retirement Fund and to obtain credit for service in the State Employes' Retirement System under certain conditions," be recalled from the Governor for the purpose of amendment.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. READINGER asked and obtained permission for the Committee on Education to meet during the session of the House.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1405, Printer's No. 1774, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1405.

An Act amending the act of March 30, 1937 (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" removing limitations on the power of the commission to establish offices for receipt of applications for registration and changing the provisions of the act as to registration of electors before municipal elections

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 12, by striking out after the word "election" the following: "the thirty-five days next preceding each municipal election"; page 4, line 12, by striking out the brackets before and after the word "municipal" and by striking out after the word "election" the following: "and which shall be not more than sixty days and not less than thirty-five days prior to any municipal election."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Garlock,	McCann,	Rubin,
Amarando,	Gelfand,	McCormack,	Rudisill,
Anderson, M. S.,	George,	McGee,	Sarraf,
Anderson, S. A.,	Gibb,	Mahan,	Scarcelli,
Auker,	Gibson,	McInroy,	Schuster,
Banker,	Goldstein,	McKeever,	Sherman,
Barnatovich,	Gramlich,	McLaughlin,	Sigman,
Bell,	Guss,	McWherter,	Smith, C. C.,
Blair,	Guthrie,	Meholchick,	Smith, W. B.,
Boles,	Hamilton, R. K.,	Mets,	Snider,
Bonner,	Hamilton, W. H.,	Mihm,	Stank,
Boory,	Hass,	Mikula,	Stebbins,
Bower,	Haudenshield,	Miller,	Steckel,
Branca,	Heavey,	Mills,	Stephens,
Breisch,	Helm,	Monroe,	Stevenson,
Brennan, A. P.,	Henzel,	Moody,	Stone,
Brennan, J. J.,	Hewitt,	Moran,	Stoner,
Brenninger,	Hocker,	Moscrip,	Strausser,
Breth,	Holt,	Muldowney,	Stroup,
Brown,	Horst,	Mullen,	Swartz,
Bucehin,	Houk,	Munley,	Taylor,
Bullen,	Isaacs,	Murphy,	Thomas,
Capano,	Jenkins,	Murray, H. P.,	Thompson,
Cianfrani,	Johnson,	Murray, J. J.,	Toll,
Cioffi,	Jones, G. E.,	Murray, P. G.,	Tompkins,
Comer,	Jones, T. H. W.,	Musto,	Toomey,
Cooper,	Jump,	Naugle,	Varallo,
Curwood,	Kamyk,	Needham,	Varner,
Davis,	Keller,	Oglivie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Polaski,	Welsh,
Ewing,	Leiby,	Polen,	Wescott,
Farabaugh,	Leisey,	Pomeroy,	Wheeler,
Filo,	Leonard,	Price,	Whitenight,
Fineman,	Leven,	Pursley,	Willaredt,
Flint,	Light,	Readinger,	Williams,
Floyd,	Limper,	Reibman,	Wilt,
Flynn,	Lippincott,	Reidenbach,	Wood,
Foster,	Lopresti,	Renwick,	Worley,
Frank,	Lovett,	Rigby,	Yetter,
Frascella,	Lutty,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews, Speaker

NAYS—0

NOT VOTING—11

Adam,	Cochran,	Kromer,	Pettigrew,
Ashton,	Greenwood,	Lawyer,	Young,
Bazin,	Kehler,	Magee	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that Senate Bill No. 420, Printer's No. 722, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 420.

An Act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" providing additional enforcement procedures on traffic violations in first second and second class A cities

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 4, by striking out after the word "First" the following: "and Second Class" and inserting in lieu thereof the following: "second and second class A"; page 3, line 5, by striking out after the word 'violators" the following: "cities of the first second and second class A shall have authority to provide by ordinance for the enforcement of the provisions of this act or any local traffic ordinance by the issuance of traffic violation citations the institution of summary proceedings and the issuance of warrants for arrest of alleged violators

"Section 1202.2 Requirements of Local Ordinances No ordinance for the enforcement of the provisions of this act or any local traffic ordinance shall be legal or enforceable unless the ordinance provides inter alia as follows

"(1) Traffic violation citations charging violations of any of the summary provisions of this act or violations of any local traffic ordinance within any city of the first second or second class A may be handed by a police officer of the city when in uniform on his own view of an offense being committed to the violator The traffic violation citation shall be in form prescribed by the Board of Magistrates in first class cities and by the Mayor in second and second class A cities and after being sworn to shall have the same force and effect throughout the Commonwealth as a sworn information charging a violation of the summary provisions of this act or any local traffic ordinance If a police officer observes an unattended vehicle parked or standing in violation of the provisions of this act or any local traffic ordinance the officer may affix to the vehicle a true copy of the traffic violation citation

"(2) If."

Page 4, line 8, by inserting at the beginning of the line the word "who"; line 13, by striking out after the word "violation" the following: "the police officer"; line 17, by striking out after the word "city" the following:

"(3) Any police officers of any city of the first second or second class A handing a traffic violation citation to an alleged violator as provided above shall write on the notice and all copies thereof the name address and operator's license plate number of the alleged offender if they are available the registration license number make and type of vehicle the date time and place of the violation and a brief description of the offense and such other information as may be required on the traffic violation citation

"Section 1202.3 Hearings and Summonses

"(a) Traffic violation citations handed by any police officer to any violator or affixed to any vehicle in accordance with the provisions of section 1202.2 above may have noted thereon by the police officer issuing the traffic violation citation a date and time certain for a hearing on the traffic violation to be held in the traffic court of the city

"(b) If the offender is charged with a violation of section 1020 of this act or a violation of the provisions of any local traffic ordinance controlling and regulating the parking of vehicles upon the streets of a city the offender may upon signing a waiver of hearing and admission of guilt which shall be imprinted upon the traffic violation citation pay the fine for the violation to the traffic court of the city within three days after receipt of the citation

"(c) For violation of all other sections of this act and for violations of the provisions of any local traffic ordinance not dealing with the control or regulation of the parking of motor vehicles the violator shall appear at a hearing in the traffic court of the city on the date and at the time noted on the traffic violation citation Provided That the hearing date shall be set not less than seven (7) days nor more than twenty-one (21) days after the commission of the alleged offense If the violator fails to appear for the hearing on the date noted on the traffic violation citation a warrant shall be issued according to law for the person's arrest and a hearing shall be had and disposition of the case made in accordance with existing law."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Gelfand,	McCann,	Rudisill,
Amarando,	George,	McCormack,	Sarraf,
Anderson, M. S.,	Gibb,	McGee,	Scarcelli,
Anderson, S. A.,	Gibson,	McInroy,	Schuster,
Auker,	Goldstein,	McKeever,	Sherman,
Banker,	Gramlich,	McLaughlin,	Sigman,
Barnatovich,	Guss,	McWherter,	Smith, C. O.,
Bell,	Guthrie,	Meholchick,	Smith, Wm. B.,
Blair,	Hamilton, R. K.,	Metz,	Snider,
Boles,	Hass,	Mihm,	Stank,
Bonner,	Haudenshield,	Mikula,	Stebbins,
Boory,	Heavey,	Miller,	Steckel,
Bower,	Helm,	Mills,	Stephens,
Branca,	Henzel,	Monroe,	Stevenson,
Breisch,	Hewitt,	Moody,	Stone,
Brennan, A. P.,	Hocker,	Moran,	Stoner,
Brennan, J. J.,	Holt,	Moscrip,	Strausser,
Brenninger,	Horst,	Muldowney,	Stroup,

Breth,	Houk,	Mullen,	Swartz,
Brown,	Isaacs,	Munley,	Taylor,
Bucchin,	Jenkins,	Murphy,	Thomas,
Bullen,	Johnson,	Murray, H. P.,	Thompson,
Capano,	Jones, G. E.,	Murray, J. J.,	Toll,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cioffi,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Keller,	Needham,	Varner,
Curwood,	Kent,	Ogilvie,	Vaughan,
Davis,	Kline,	Olsen,	Verona,
Donahue,	Knecht,	O'Neil,	Wall,
Donaldson,	Kolankiewicz,	Pacchioli,	Wallace,
Dougherty,	Kooker,	Parry,	Walsh,
Down,	Kornick,	Pashley,	Wargo,
Ehrgood,	Kratz,	Paulhamus,	Waterhouse,
Eilberg,	Lafore,	Petrosky,	Weidner,
Erb,	Leiby,	Polaski,	Welsh,
Eshleman,	Leisey,	Polen,	Wescott,
Ewing,	Leonard,	Pomeroy,	Wheeler,
Farabaugh,	Leven,	Price,	Whitenight,
Filo,	Light,	Pursley,	Willaredt,
Fineman,	Limper,	Readinger,	Williams,
Flint,	Lippincott,	Reibman,	Wilt,
Floyd,	Lopresti,	Reidenbach,	Wood,
Flynn,	Lovett,	Renwick,	Worley,
Foster,	Lutty,	Rigby,	Yetter,
Frank,	Mahan,	Rosen,	Yetzer,
Frascella,	Markley,	Rovansek,	Ziegler,
Frost,	Maxwell,	Royer,	Andrews,
Gaffney,		Rubin,	Speaker
Garlock,			

NAYS—0

NOT VOTING—11

Adam,	Cochran,	Kromer,	Pettigrew,
Ashton,	Greenwood,	Lawyer,	Young,
Bazin,	Kehler,	Magee,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1062, Printer's No. 692, together with communication from the Senate be taken from the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL NONCONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 1062.

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (Pamphlet Laws) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licensees and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senat to Senate Bill No. 1062.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingl

SENATE BILLS Nos. 1023, 1024 AND 1025 MADE A SPECIAL ORDER

Mr. READINGER. Mr. Speaker, I move that Senate Bi No. 1023, Printer's No. 730; Senate Bill No. 1024, Printer No. 731 and Senate Bill No. 1025, Printer's No. 732 o page 5 of today's calendar, bills on third reading be mad a special order of business immediately.

The motion was agreed to.

The SPEAKER. The Chair lays before the House th first bill on special order fixed for this time, being Senat Bill No. 1023.

Agreeably to order,

The House proceeded to the third reading and con sideration of Senate Bill No. 1023, entitled:

An Act amending the "Borough Rural State Highwa Law" *** changing or deleting certain routes and addin certain new routes.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. PETROSKY. Mr. Speaker, I beg leave of the Hous to make a brief statement on these three bills.

The SPEAKER. If there is no objection the gentlema will make his statement concerning the three bills in cluded in the special order. The Chair hears no objectio and the gentleman will proceed.

Mr. PETROSKY. Mr. Speaker, the Highway Commit tee has endeavored in a bipartisan manner to proces each and every individual request made by the Member ship of the House for either deleting or exchanging road into the State Highway system from local municipalities

We have endeavored to consult with each and ever member, and notify them by mail as to their particula request before this House. The best possible job has bee done and is incorporated in the amendments that wer placed into Senate Bills 1023, 1024 and 1025. I ask th House to pass these bills at this time so that the Senat may concur in the amendments placed in them by th House.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yea and nays were taken and were as follows:

YEAS—195

Agnew,	Garlock,	McCann,	Rudisill,
Amarando,	Gelfand,	McCormack,	Sarraf,
Anderson, M. S.,	George,	McGee,	Scarcelli,
Anderson, S. A.,	Gibb,	McInroy,	Schuster,
Auker,	Gibson,	McKeever,	Sherman,
Banker,	Goldstein,	McLaughlin,	Sigman,
Barnatovich,	Gramlich,	McWherter,	Smith, C. C.,
Bell,	Guss,	Meholchick,	Smith, Wm. B.,
Blair,	Guthrie,	Metz,	Snider,
Boles,	Hamilton, R. K.,	Mihm,	Stank,
Bonner,	Hass,	Mikula,	Stebbins,
Boory,	Haudenshield,	Miller,	Steckel,
Bower,	Heavey,	Mills,	Stephens,
Branca,	Helm,	Monroe,	Stevenson,
Breisch,	Henzel,	Moody,	Stone,
Breth,	Hewitt,	Moran,	Stoner,

Brennan, A. P.,	Hocker,	Moscrip,	Strausser,
Brennan, J. J.,	Holt,	Muldowney,	Stroup,
Brenninger,	Horst,	Mullen,	Swartz,
Brown,	Houk,	Munley,	Taylor,
Bucchin,	Isaacs,	Murphy,	Thomas,
Bullen,	Jenkins,	Murray, H. P.,	Thompson,
Capano,	Johnson,	Murray, J. J.,	Toll,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Tompkins,
Cioffi,	Jones, T. H. W.,	Musto,	Toomey,
Comer,	Jump,	Naugle,	Varallo,
Cooper,	Kamyk,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Vaughan,
Davis,	Kent,	Olsen,	Verona,
Donahue,	Kline,	O'Neil,	Wall,
Donaldson,	Knecht,	Pacchioli,	Wallace,
Dougherty,	Kolankiewicz,	Parry,	Walsh,
Down,	Kooker,	Pashley,	Wargo,
Ehrgood,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Polaski,	Welsh,
Ewing,	Leiby,	Polen,	Wescott,
Eilberg,	Leisey,	Pomeroy,	Wheeler,
Farabaugh,	Leonard,	Price,	Whitenight,
Filo,	Leven,	Pursley,	Willaredt,
Fineman,	Light,	Readinger,	Williams,
Flint,	Limper,	Reibman,	Wilt,
Floyd,	Lippincott,	Reidenbach,	Wood,
Flynn,	Lopresti,	Renwick,	Worley,
Foster,	Lovett,	Rigby,	Yetter,
Frank,	Lutty,	Rosen,	Yetzer,
Frascella,	Mahan,	Rovansek,	Ziegler,
Frost,	Markley,	Royer,	Andrews,
Gaffney,	Maxwell,	Rubin,	Speaker

NAYS—0

NOT VOTING—11

Adam,	Cochran,	Kromer,	Pettigrew,
Ashton,	Greenwood,	Lawyer,	Young,
Bazin,	Kehler,	Magee,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The SPEAKER. The Chair lays before the House the next bill on special order fixed for this time, being Senate Bill No. 1024.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1024, entitled:

An Act amending the "City State Highway Law" *** adding certain new routes.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Garlock,	McCann,	Rudisill,
Amarando,	Gelfand,	McCormack,	Sarraf,
Anderson, M. S.,	George,	McGee,	Scarcelli,
Anderson, S. A.,	Gibb,	McInroy,	Schuster,
Auker,	Gibson,	McKeever,	Sherman,
Banker,	Goldstein,	McLaughlin,	Sigman,
Barnatovich,	Gramlich,	McWherter,	Smith, C. C.,
Bell,	Guss,	Meholchick,	Smith, Wm. B.,
Blair,	Guthrie,	Metz,	Snider,
Boles,	Hamilton, R. K.,	Mihm,	Stank,
Bonner,	Hass,	Mikula,	Stebbins,
Boory,	Haudenshield,	Miller,	Steckel,
Bower,	Heavey,	Mills,	Stephens,
Branca,	Helm,	Monroe,	Stevenson,
Breisch,	Henzel,	Moody,	Stone,
Brennan, A. P.,	Hewitt,	Moran,	Stoner,
Brennan, J. J.,	Hocker,	Moscrip,	Strausser,
Brenninger,	Holt,	Muldowney,	Stroup,
Breth,	Horst,	Mullen,	Swartz,
Brown,	Houk,	Munley,	Taylor,
Bucchin,	Isaacs,	Murphy,	Thomas,
Bullen,	Jenkins,	Murray, H. P.,	Thompson,
Capano,	Johnson,	Murray, J. J.,	Toll,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Tompkins,
Cioffi,	Jones, T. H. W.,	Musto,	Toomey,
Comer,	Jump,	Naugle,	Varallo,
Cooper,	Kamyk,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Vaughan,
Davis,	Kent,	Olsen,	Verona,
Donahue,	Kline,	O'Neil,	Wall,
Donaldson,	Knecht,	Pacchioli,	Wallace,
Dougherty,	Kolankiewicz,	Parry,	Walsh,
Down,	Kooker,	Pashley,	Wargo,
Ehrgood,	Kornick,	Paulhamus,	Waterhouse,
Eilberg,	Kratz,	Petrosky,	Weidner,
Erb,	Lafore,	Polaski,	Welsh,
Eshleman,	Leiby,	Polen,	Wescott,
Ewing,	Leisey,	Pomeroy,	Wheeler,
Farabaugh,	Leonard,	Price,	Whitenight,
Filo,	Leven,	Pursley,	Willaredt,
Fineman,	Light,	Readinger,	Williams,
Flint,	Limper,	Reibman,	Wilt,
Floyd,	Lippincott,	Reidenbach,	Wood,
Flynn,	Lopresti,	Renwick,	Worley,
Foster,	Lovett,	Rigby,	Yetter,
Frank,	Lutty,	Rosen,	Yetzer,
Frascella,	Mahan,	Rovansek,	Ziegler,
Frost,	Markley,	Royer,	Andrews,
Gaffney,	Maxwell,	Rubin,	Speaker

NAYS—0

NOT VOTING—11

Adam,	Cochran,	Kromer,	Pettigrew,
Ashton,	Greenwood,	Lawyer,	Young,
Bazin,	Kehler,	Magee,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The SPEAKER. The Chair lays before the House the next bill on special order fixed for this time, being Senate Bill No. 1025.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1025, entitled:

An Act amending the "Rural State Highway Law" * * * changing or deleting certain routes and adding certain new routes.

On the question,

Will the House agree to the bill on third reading?

Mr. HOCKER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Section No. 2, page 19, by inserting after line 11, the following: Dauphin County "Beginning at a point on Legislative Route No. 140 where Locust Lane intersects with said Legislative Route No. 140, and thence continuing in a northeasterly direction over and along Legislative Lane, a distance of one and six-tenth (1.6) miles to its intersection of Legislative Route No. 22021."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

Mr. HOCKER. Mr. Speaker, I dislike to take up the time of the Members of the House, but I have a township on Route 22, Lower Paxton Township, which is a very healthy, little community. They have been subjected to a consolidated school in that area which consists of five townships and boroughs participating. They built a three and a half or four million dollar school out there, and it is really a beautiful place. This little piece of road which belongs to the township—it is a mile and six-tenths—is used to transport a lot of pupils. They have consulted me and I have just talked with the supervising principal who informed me that they use twenty-one buses, each one of them makes two trips a day. That adds up to something like eighty or eighty-four trips of these buses over this little township road, and it is just almost impossible for the township to bear the burden of keeping this road in repair.

Since it is a consolidated school, it is part of the program which the Commonwealth has set up for these boroughs and townships, I think it would only be fair that they should try to take care of this little piece of road which these buses are breaking up through their constant travel.

Mr. PETROSKY. Mr. Speaker, I ask the Membership of the House to oppose these amendments. They arrived at such a late date that it was impossible for the Committee to process them through the proper channels as to the feasibility of taking this route over from the municipality to the State system.

I ask the Members of both sides of the House to oppose the amendments.

Mr. HOCKER. Mr. Speaker, I was going to try and be kind, but since I have gotten this talk that they didn't have time and so on, I want to say that where the people in my district are involved, I am always willing to take the time. I will take as much time as is necessary to try and gain my point for my people. So therefore, I am going to ask for a slow roll call on these amendments.

Mr. MOODY. Mr. Speaker, I speak in support of the amendments offered by Mr. Hocker.

It is true that these amendments were received by Mr. Petrosky late. I received them and gave them to Mr. Hocker, I believe, only yesterday. However, this Central Dauphin Jointure is undoubtedly one of the largest jointures in the State so far as area is concerned. It encompasses a radius of approximately 25 miles, extending from Middle Paxton Township which is between the third and fourth mountain, down around Harrisburg, excluding Susquehanna Township but going down toward Lebanon as far as West Hanover Township. It is a rapidly growing community. There are presently 975 students in the high school. The entire jointure encompasses a student roll of 2300. Next year the principal advised me the enrollment in the school will be between 1100 and 1150 and we can expect in the next decade that that figure will be doubled.

The school, as Mr. Hocker stated, is a mile and a fraction off of Route 22 which is a U. S. route. Lower Paxton Township has been saddled with the burden of maintaining this road which encompasses Dauphin borough, Lower Paxton Township, Middle Paxton Township, Paxtang Borough, Penbrook Borough, Swatara Township and West Hanover Township and I honestly think since the State feels that it is economicol to have jointures, and a jointur as large as this, that the State should also help to main tain the road leading into that school.

Mr. PETROSKY. Mr. Speaker, when I speak of th element of time, I speak of the processing of these request through the proper engineering and technical channels so that the feasibility of this type of legislation can b properly arrived at, and have those roads incorporate into the system.

Evidently this jointure occurred sometime prior to yes terday and the request could have been made at a muc earlier date. However, we will be in session in anothe seven months, in the 1957 session, and at that time thi request can be taken up, given due consideration an processed through the proper channels.

At the present time I would ask the Membership of th House to vote down the amendments.

Mr. HOCKER. Mr. Speaker, I would like to interrogat the gentleman, Mr. Petrosky.

The SPEAKER. Will the gentleman from Westmore land, Mr. Petrosky, permit himself to be interrogated?

Mr. PETROSKY. I shall, Mr. Speaker.

Mr. HOCKER. Mr. Speaker, I would ask the gentlema what is the process that this goes through, who is in volved, who says yes or who says no.

Mr. PETROSKY. It is up to engineering, whether a roa should come into the State system, and that is an iten which must be arrived at from an engineering standpoin by the State Department of Highways, because once thos roads are adopted into the State system this administra tion has stated they will then place them upon a standar comparable to other state roads, the standard formula a now exists in the engineering department of our Highwa Department.

Mr. HOCKER. Mr. Speaker, I thank the gentleman,

I think what he tried to tell me was that the Highwa Department has the sole power in determining what road shall be taken and what roads shall not be taken.

In defense of my amendments I want to bring one mor thing to your minds in this House. As elected Members o the House and of the upper body, are we subject to th whims and whines of the Highway Department or do w stand on our own? Are we strong enough in this body t say what we want and not what the Highway Depart ment wants?

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Messrs. Hocker an Ogilvie and were as follows:

YEAS—66

Agnew,	Goldstein,	Markley,	Smith, C. C.,
Auker,	Guthrie,	McInroy,	Steckel,
Banker,	Helm,	Mikula,	Stevenson,
Bower,	Hocker,	Miller,	Strausser,
Breisch,	Horst,	Moody,	Stroup,
Bullen,	Houk,	Moscrip,	Tompkins,
Cooper,	Isaacs,	Murray, H. P.,	Thompson,
Davis,	Johnson,	Murray, P. G.,	Toomey,
Donaldson,	Jump,	Naugle,	Varner,
Ehrgood,	Keller,	Ogilvie,	Vaughan,
Erb,	Kent,	Parry,	Wall,
Eshleman,	Knecht,	Pomeroy,	Weidner,
Ewing,	Kooker,	Price,	Wescott,
Foster,	Leisey,	Pursley,	Wilt,
Frost,	Lippincott,	Rigby,	Wood,
Gibb,	Mahan,	Royer,	Worley,
Gibson,			Ziegler,

NAYS—96

Amarando,	Frank,	McKeever,	Sarraf,
Anderson, M. S.,	Frascella,	McLaughlin,	Scarcelli,
Anderson, S. A.,	Gaffney,	Meholchick,	Schuster,
Barnatovich,	Garlock,	Mihm,	Sherman,
Bonner,	Gelfand,	Mills,	Smith, Wm. B.,
Boory,	Guss,	Moran,	Snider,
Branca,	Heavey,	Muldowney,	Stank,
Brennan, A. P.,	Holt,	Mullen,	Stebbins,
Brennan, J. J.,	Jenkins,	Munley,	Stephens,
Breth,	Jones, G. E.,	Needham,	Swartz,
Bucchin,	Kamyk,	Olsen,	Taylor,
Capano,	Kolankiewicz,	O'Neil,	Thomas,
Cianfrani,	Kornick,	Pacchioli,	Toll,
Cioffi,	Leiby,	Pashley,	Varallo,
Comer,	Leonard,	Paulhamus,	Verona,
Curwood,	Leven,	Petrosky,	Wallace,
Dougherty,	Limper,	Polaski,	Wargo,
Eilberg,	Lopresti,	Polen,	Welsh,
Farabaugh,	Lovett,	Readinger,	Wheeler,
Filo,	Lutty,	Reibman,	Whitenight,
Fineman,	Maxwell,	Reidenbach,	Williams,
Flint,	McCann,	Renwick,	Yetter,
Floyd,	McCormack,	Rovansek,	Yetzer,
Flynn,	McGee,	Rudisill,	Andrews, Speaker

NOT VOTING—44

Adam,	George,	Kratz,	Musto,
Ashton,	Gramlich,	Kromer,	Pettigrew,
Bazin,	Greenwood,	Lafore,	Rosen,
Bell,	Hamilton, R. K.,	Lawyer,	Rubin,
Blair,	Hass,	Light,	Sigman,
Boies,	Haudenshield,	Magee,	Stone,
Brenninger,	Henzel,	McWherter,	Stoner,
Brown,	Hewitt,	Metz,	Walsh,
Cochran,	Jones, T. H. W.,	Monroe,	Waterhouse,
Donahue,	Kehler,	Murphy,	Willaredt,
Down,	Kline,	Murray, J. J.,	Young,

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Sec. 1, page 5, by inserting between lines 8 and 9. "Route 12007. Beginning at a point on the Shippen Township-Emporium Borough line at the South Broad Street Bridge; thence in a general southwesterly direction through Shippen Township [to a road intersection] to a point on Route 99 at Howards Siding, in Cameron County, a distance of about [3.6] 11.0 miles.

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

Mr. TOMPKINS. Mr. Speaker, I would like to interrogate the gentleman from Westmoreland, Mr. Petrosky.

Mr. SPEAKER. Does the gentleman from Westmoreland oppose the amendments offered by the gentleman from Cameron?

Mr. PETROSKY. Yes, I do, Mr. Speaker.

The SPEAKER. Will the gentleman from Westmoreland, Mr. Petrosky, permit himself to be interrogated?

Mr. PETROSKY. I shall, Mr. Speaker.

Mr. TOMPKINS. I want to inquire with regard to Senate Bill 1025, Printer's No. 732, whether for all of the roads which are contained therein there was an equal amount of mileage exchanged for it?

Mr. PETROSKY. No, there was not in every instance.

Mr. TOMPKINS. Are there some roads in 1025 for which there were no exchange roads given?

Mr. PETROSKY. That is correct.

Mr. TOMPKINS. I thank the gentleman, Mr. Speaker.

As far as these amendments are concerned, they are merely the same as I presented to the Chairman of the Highway Committee as long ago as last December and he gave me an answer quite sometime ago.

I want to say that this amendment calls for an additional six and one half miles of road in exchange for this 11 miles of road which were taken away from Cameron County in the Curtiss-Wright deal. It is not as though the Highway Department were taking on any additional roads. This amendment does not give them as much as was taken away from us in that transaction, so we have something on an exchange basis.

I was informed by the Chairman of the Highway Committee that the request for this road was turned down based entirely on a report of the district office in which this proposed highway is located.

I would like to reiterate the very things which Mr. Hocker, the gentleman from Dauphin, said in that respect.

Mr. Speaker, I am willing to take the previous roll call.

Mr. PETROSKY. Mr. Speaker, the reason this road was turned down locally was because it gives traffic a count of 35 per day on an average of traffic on this very lightly traveled road and it is all local traffic. The estimated cost to the Highway Department to bring this up to the state road standards would be $40,000.

So I ask the Members to oppose the amendments. I will also take the previous roll call.

Mr. TOMPKINS. Mr. Speaker, I do not know when that traffic count was taken, whether it was only taken at midnight, what time of the year it was taken, or anything else, but I will challenge that count in the period between November 1st and December 31st of any year, particularly during the two weeks of deer season and during the hunting season. I will challenge that statement and say there are more pass every 15 minutes than the 35 count necessary in a whole day's time.

Also, I want to call attention to the fact that this was an exchange situation. Furthermore, the kids that live along this route have to walk excessive mileage because of the fact that school buses at certain times of the year cannot get out. We gave up 11 miles of road and I thought it was only fair that we should ask to have six and one half miles given back.

On the question recurring,

Will the House agree to the amendments?

The yeas and nays were required by Messrs. TOMPKINS and HOCKER and were as follows:

YEAS—66

Agnew,	Goldstein,	Markley,	Smith, C. C.,
Auker,	Guthrie,	McInroy,	Steckel,
Banker,	Helm,	Mikula,	Stevenson,
Bower,	Hocker,	Miller,	Strausser,
Breisch,	Horst,	Moody,	Stroup,
Bullen,	Houk,	Moscrip,	Thompson,
Cooper,	Isaacs,	Murray, H. P.,	Tompkins,
Davis,	Johnson,	Murray, P. G.,	Toomey,
Donaldson,	Jump,	Naugle,	Varner,
Ehrgood,	Keller,	Ogilvie,	Vaughan,
Erb,	Kent,	Parry,	Wall,
Eshleman,	Knecht,	Pomeroy,	Weidner,
Ewing,	Kooker,	Price,	Wescott,
Foster,	Leisey,	Pursley,	Wilt,
Frost,	Lippincott,	Rigby,	Wood,
Gibb,	Mahan,	Royer,	Worley,
Gibson,			Ziegler,

NAYS—96

Amarando,	Frank,	McKeever,	Sarraf,
Anderson, M. S.,	Frascella,	McLaughlin,	Scarcelli,
Anderson, S. A.,	Gaffney,	Meholchick,	Schuster,
Barnatovich,	Garlock,	Mihm,	Sherman,
Bonner,	Gelfand.	Mills,	Smith, Wm. B.,
Boory,	Guss,	Moran,	Snider,
Branca,	Heavey,	Muldowney,	Stank,
Brennan, A. P.,	Holt,	Mullen,	Stebbins,
Brennan, J. J.,	Jenkins,	Munley,	Stephens,
Breth,	Jones, G. E.,	Needham,	Swartz,
Bucchin,	Kamyk,	Olsen,	Taylor,
Capano,	Kolankiewicz,	O'Neil,	Thomas,
Cianfrani,	Kornick,	Pacchioli,	Toll,
Cioffi,	Leiby,	Pashley,	Varallo,
Comer,	Leonard,	Paulhamus,	Verona,
Curwood.	Leven,	Petrosky,	Wallace,
Dougherty,	Limper,	Polaski,	Wargo,
Eilberg,	Lopresti,	Polen,	Welsh,
Farabaugh,	Lovett,	Readinger,	Wheeler,
Filo,	Lutty,	Reibman,	Whitenight,
Fineman,	Maxwell,	Reidenbach,	Williams,
Flint,	McCann,	Renwick,	Yetter,
Floyd,	McCormack,	Rovansek,	Yetzer,
Flynn,	McGee,	Rudisill,	Andrews,
			Speaker

NOT VOTING—44

Adam,	George,	Kratz,	Musto,
Ashton,	Gramlich,	Kromer,	Pettigrew,
Bazin,	Greenwood,	Lafore,	Rosen,
Bell,	Hamilton, R. K.,	Lawyer,	Rubin,
Blair,	Hass,	Light,	Sigman,
Boles,	Haudenshield,	Magee,	Stone,
Brenninger,	Henzel,	McWherter,	Stoner,
Brown,	Hewitt,	Metz,	Walsh,
Cochran,	Jones, T. H. W.,	Monroe,	Waterhouse,
Donahue,	Kehler,	Murphy,	Willaredt,
Down,	Kline,	Murray, J. J.,	Young,

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. VARNER. I also submitted amendments to the Chairman of the Highways Committee, Mr. Speaker, some of them early in January and others back before the Primary Election on April 24th. As you know, we were not here immediately in the week prior to April 24th, so it is a little over a month.

Of course, I have been given the same story that my amendments could not be accepted because there was not enough time. As I opened this bill and read it, I became deeply disappointed when I read that some counties such as, going from back to the front, York, Westmoreland, Wayne, Venango and other counties, have had their roads added to the state system, township roads taken over and added to the state system.

I know my amendments if offered here now would fail, and for that reason I am not going to take any more of the time of the House. I saw the fate that befell my colleagues, Mr. Hocker and Mr. Tompkins, so I am not offering my amendments. But I do want the record to show that I had the amendments and offered them.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Gelfand,	McCann,	Rudisill,
Amarando,	George,	McCormack,	Sarraf,
Anderson, M. S.,	Gibb,	McGee,	Scarcelli,
Anderson, S. A.,	Gibson,	McInroy,	Schuster,
Auker,	Goldstein,	McKeever,	Sherman,
Banker,	Gramlich,	McLaughlin,	Sigman,
Barnatovich,	Guss,	McWherter,	Smith, C. C.,
Bell,	Guthrie,	Meholchick,	Smith, Wm. B.,
Blair,	Hamilton, R. K.,	Metz,	Snider,
Boles,	Hass,	Mihm,	Stank,
Bonner,	Haudenshield,	Mikula,	Stebbins,
Boory,	Heavey,	Miller,	Steckel,
Bower,	Helm,	Mills,	Stephens,
Branca,	Henzel,	Monroe,	Stevenson,
Breisch,	Hewitt,	Moody,	Stone,
Brennan, A. P.,	Hocker,	Moran,	Stoner,
Brennan, J. J.,	Holt,	Moscrip,	Strausser,
Brenninger,	Houk,	Muldowney,	Stroup,
Breth,	Horst,	Mullen,	Swarts,
Brown,	Isaacs,	Munley,	Taylor,
Bucchin,	Jenkins,	Murphy,	Thomas,
Bullen,	Johnson,	Murray, H. P.,	Thompson,
Capano,	Jones, G. E.,	Murray, J. J.,	Toll,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cioffi,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Keller,	Needham,	Varner,
Curwood,	Kent,	Ogilvie,	Vaughan,
Davis,	Kline,	Olsen,	Verona,
Donahue,	Knecht,	O'Neil,	Wall,
Donaldson,	Kolankiewicz,	Pacchioli,	Wallace,
Dougherty,	Kooker,	Parry,	Walsh,
Down,	Kornick,	Pashley,	Wargo,
Ehrgood,	Kratz,	Paulhamus,	Waterhouse,
Eilberg,	Lafore,	Petrosky,	Weidner,
Erb,	Leiby,	Polaski,	Welsh,
Eshleman,	Leisey,	Polen,	Wescott,
Ewing,	Leonard,	Pomeroy,	Wheeler,
Farabaugh,	Leven,	Price,	Whitenight,
Filo,	Light,	Pursley,	Willaredt,
Fineman,	Limper,	Readinger,	Williams,
Flint,	Lippincott,	Reibman,	Wilt,
Floyd,	Lopresti,	Reidenbach,	Wood,
Flynn,	Lovett,	Renwick,	Worley,
Foster,	Lutty,	Rigby,	Yetter,
Frank,	Mahan,	Rosen,	Yetzer,
Frascella,	Markley,	Rovansek,	Ziegler,
Frost,	Maxwell,	Royer,	Andrews,
Gaffney,		Rubin,	Speaker
Garlock,			

NAYS—0

NOT VOTING—11

Adam,	Cochran,	Kromer,	Pettigrew,
Ashton,	Greenwood,	Lawyer,	Young,
Bazin,	Kehler,	Magee,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2101

Mr. READINGER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 2101.

The SPEAKER. The report will lie over for printing under the Rules.

REPORTS FROM COMMITTEES

Mr. ROVANSEK from the Committee on Education reported as committed, Senate Bill No. 910, entitled:

An Act establishing minimum compensation and increments for administrators and members of the faculty of the Thaddeus Stevens Trade School and imposing duties on the board of trustees of such school and the Superintendent of Public Instruction.

Mr. SARRAF from the Committee on Rules, reported as amended, Senate Bill No. 1073, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the Commonwealth requiring nonresident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of Commonwealth shall be admitted in evidence prescribing the duties of and fixing the fees of the Secretary of the Commonwealth and providing penalties.

BILL ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bill reported from Committee as committed was read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 910, entitled:

An Act establishing minimum compensation and increments for administrators and members of the faculty of the Thaddeus Stevens Trade School and imposing duties on the board of trustees of such school and the Superintendent of Public Instruction.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1955

Mr. WILLIAMS. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1955.

The SPEAKER. The report will lie over for printing under the Rules.

RECONSIDERATION OF VOTE ON HOUSE BILL No. 1217

Mr. TOLL. Mr. Speaker, I move that the vote by which House Bill No. 1217, Printer's No. 1469, entitled "An act amending the act of July 12, 1913 (P. L. 711), entitled 'An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein and appeals therefrom and providing for the expenses thereof,' increasing the number of judges of the Municipal Court of Philadelphia," was defeated on final passage on Tuesday, May 8, 1956, be reconsidered.

Mr. WALSH. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Toll vote on the final passage of this bill?

Mr. TOLL. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Philadelphia, Mr. Walsh vote on the final passage of this bill?

Mr. WALSH. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

Mr. CHARLES C. SMITH. Mr. Speaker, I would ask that since we are supposedly in the dying days of this session, I believe the gentleman from Philadelphia, Mr. Toll, would have to admit if this bill were reconsidered, everything would have to click perfectly, considering the time element involved, as far as passing this House and Senate are concerned. These things just don't happent a hundred per cent as he well knows on a controversial bill such as this.

We on this side of the House are going to ask that we do not reconsider any bill, this bill or any other, that has been defeated.

I would ask that the Members vote against the reconsideration. I believe it is wasting the time of the House. He knows that the bill will not even pass the House, and least of all pass the Senate. On that assumption rather than take up the Members time, and the time of the House when it is so valuable and we have been working here for so many hours, and we are going to be doing this today, probably tomorrow and the next day.

We on this side of the House are going to vote down or try to vote down any motion to reconsider any bill that has been defeated.

Mr. TOLL. Mr. Speaker, may I make one observation in reply. This bill failed to pass by only two votes last week. I hope a great many of the Members who voted against it had a chance to reconsider the evil of their ways and perhaps give us a break and vote for it at this time. In addition to that there were a number of absentees who are here today.

Therefore, I ask the Speaker to present the motion to reconsider the vote.

Mr. CHARLES C. SMITH. Mr. Speaker, if the gentleman is worrying about getting votes, I can assure him if it will save time that there will still be no votes on this side of the House.

Mr. McCORMACK. Mr. Speaker, I would like to make a brief statement. At the time this bill was defeated last week, Representative Johnson from McKean, interrogated me and I informed him at that time that I would immediately contact by letter the President Judge of the Municipal Court with a view toward getting her opinion as to whether or not additional judges were needed. Also some facts and figures relative to the backlog of juvenile delinquency cases.

To carry out my promise. I wrote to President Judge Hazel Brown, under date of May 9th. I sent a copy of that letter to Mr. Charles C. Smith and also to the Chairman of the Judiciary Committee, Mr. Lopresti. I want to inform specifically Mr. Johnson that of this date I have not had the courtesy of a reply.

Mr. CHARLES C. SMITH. Mr. Speaker, we are going to ask on this bill a roll call on the question of reconsideration and on any other bill from now on out.

The yeas and nays were required by Messrs. CHARLES C. SMITH and TOMPKINS and were as follows:

YEAS—88

Anderson, M. S.,	Frank,	McGee,	Rovansek,
Anderson, S. A.,	Frascella,	McKeever,	Rudisill,
Barnatovich,	Gaffney,	McLaughlin,	Sarraf,
Bonner,	Garlock,	Mihm,	Scarcelli,
Boory,	Gelfand,	Mills,	Sherman,
Branca,	Guss,	Moran,	Snider,
Brennan, A. P.,	Hamilton, R. K.,	Muldowney,	Stank,
Brennan, J. J.,	Heavey,	Mullen,	Stephens,
Breth,	Holt,	Munley,	Swartz,
Bucchin,	Jones, G. E.,	Needham,	Taylor,
Capano,	Kamyk,	Olsen,	Toll,
Cianfrani,	Kolankiewicz,	O'Neil,	Varallo,
Comer,	Leiby,	Pacchioli,	Verona,
Curwood,	Leonard,	Pashley,	Wallace,
Dougherty,	Leven,	Paulhamus,	Wargo,
Ellberg,	Limper,	Petrosky,	Welsh,
Farabaugh,	Lopresti,	Polaski,	Wheeler,
Filo,	Lovett,	Polen,	Whitenight,
Fineman,	Lutty,	Readinger,	Williams,

Flint,	Maxwell,	Reibman,	Yetter,
Floyd,	McCann,	Reidenbach,	Yetzer,
Flynn,	McCormack,	Renwick,	Andrews, Speaker

NAYS—76

Agnew,	Gramlich,	McInroy	Steckel,
Auker,	Guthrie,	Meholchick,	Stevenson,
Banker,	Haudenshield,	Mikula,	Stone,
Bower,	Helm,	Miller,	Strausser,
Breisch,	Hocker,	Moody,	Stroup,
Bullen,	Horst,	Moscrip	Thomas,
Cioffi,	Houk,	Murray, H. P.,	Thompson,
Cooper,	Isaacs,	Murray, P. G.,	Tompkins,
Davis,	Johnson,	Musto,	Toomey,
Donahue,	Jump,	Ogilvie,	Varner,
Donaldson,	Keller,	Parry,	Vaughan,
Ehrgood,	Kent,	Pomeroy,	Wall,
Erb,	Kline,	Price,	Walsh,
Eshleman,	Knecht,	Pursley,	Weidner,
Ewing,	Kooker,	Rigby,	Wescott,
Foster,	Kornick,	Royer,	Wilt,
Frost,	Leisey,	Smith, C. C.,	Wood,
Gibb,	Mahan,	Smith, Wm. B.,	Worley,
Goldstein,	Markley,	Stebbins,	Ziegler,

NOT VOTING—42

Adam,	George,	Kromer,	Murray, J. J.,
Amarando,	Gibson,	Lafore,	Naugle,
Ashton,	Greenwood,	Lawyer,	Pettigrew,
Bazin,	Hass,	Light,	Rosen,
Bell,	Henzel,	Lippincott,	Rubin,
Blair,	Hewitt,	Magee,	Schuster,
Boles,	Jenkins,	McWherter,	Sigman,
Brenninger,	Jones, T. H. W.,	Metz,	Stoner,
Brown,	Kehler,	Monroe,	Waterhouse,
Cochran,	Kratz,	Murphy,	Willaredt,
Down,			Young,

So the question was determined in the affirmative and the motion was agreed to.

On the question recurring,

Shall the bill pass finally?

BILL RECOMMITTED

Mr. TOLL. Mr. Speaker, in view of the fact that I have had the satisfaction of having had this bill brought back, I move to recommit it to the Judiciary Committee because it is obvious we do not have 106 votes.

Mr. CHARLES C. SMITH. I second the gentleman's motion, Mr. Speaker.

The motion was agreed to.

BILLS ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of House Bill No. 297, entitled:

An Act increasing the number of courts of common pleas in the County of Philadelphia establishing therein a distinct and separate court of common pleas designated court of common pleas number eight and providing for the appointment and election of judges for the court

On the question recurring,

Will the House agree to the bill on final passage?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules.

The motion was agreed to.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1176, entitled:

An Act defining and relating to installment land contracts and providing for and regulating the rights and obligations between parties to such contracts under certain terms and conditions

On the question,

Shall the bill pass finally?

Mr. GOLDSTEIN. Mr. Speaker, I would like to interrogate one of the sponsors of this bill. Mr. Fineman might know something about it. Will Mr. Fineman be interrogated?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Fineman, permit himself to be interrogated?

Mr. FINEMAN. I shall, Mr. Speakere.

Mr. GOLDSTEIN. Mr. Speaker, has this bill been changed since its original discussion before the House?

Mr. FINEMAN. It has, Mr. Speaker. The bill has been amended to be applicable only to the city of Philadelphia.

Mr. GOLDSTEIN. When this bill was before the House originally I voted in its favor. I cannot see any reason if the legislation is good for the entire Commonwealth, why it is limited to the city of Philadelphia. In fact, I am not certain but I am of the belief that the legislation may be unconstitutional, and therefore I feel that I am compelled to vote against this legislation. If it is good for Philadelphia, it should be good for the entire state.

Mr. FINEMAN. Mr. Speaker, if a piece of legislation merits favorable consideration, it is of no moment that it applies only to one locale rather than to the whole state. We think this is good legislation and we would of course like to have had it apply statewide. The problem which the bill confronts arises principally in the city of Philadelphia and it was because of the objections that had come to our attention from the Members of this House from other counties that we amended the bill. But we nevertheless feel that the bill has great value and great merit and should receive the favorable attention of this House.

I would like to make this observation if I may. When this bill was previously considered, in March, the Members of this House did not have the benefit of any discussion or any debate on the bill, and the bill went down. Since the date of the vote on that bill I have had several conversations with the Members of this House. I have learned that a great number of the Members did not fully understand the nature and the purpose of the bill.

If I may briefly—I realize it is late in the day—but in the hope of adding some small bit of clarification to it, I would like to explain what this bill does.

This bill does nothing more than clarify and define the respective obligations and rights, of both a buyer and a seller to an installment land contract. The bill, as we stated, is only applicable to the city of Philadelphia and is only applicable to the sale of private residences. Many Members of the House were under the impression that this bill applied to the sale of unimproved ground. That is not the case, it only applies to the sale of private residences.

An installment land contract is a contract entered into by a purchaser who generally does not have a sufficient sum of money which will enable him to make a down deposit on the purchase of a private residence, which when

added to the mortgage that he can secure would enable him to complete settlement of the purchase of that house. This installment land contract enables people of the lower income brackets who want to become homeowners, it enables them to finance the purchase of that home even though they do not have a sufficient sum of money on hand with which to make a down deposit.

The arrangement that is usually concluded between a seller and a buyer, under this installment land contract is this: so much of the monthly payment is applied to the interest on the purchase price, so much is applied to the payment of insurance premiums incurred by the seller of the real estate for fire insurance and other casualty insurance on the property until final settlement, so much is applied to the assessments that may be levied by the taxing authority and so much to repairs. The balance of the monthly payment is then applied to the purchase price and when the buyer has accumulated a sufficient sum of money through these monthly payments, he is then able to make settlement and is given the title to his house.

What this bill does is merely to define what constitutes a default on the part of a buyer, what constitutes a default on the part of a seller. It tells the buyer what the purchase price on his house is going to be. It informs the buyer how much of his monthly payment would be applied to principal, how much for interest, how much for taxes and so forth.

The need for this bill is occasioned by the great number of abuses that have been heaped upon these people who do not have a sufficient sum of money to purchase a house in the conventional manner of purchasing a house, and have to enter into this type of installment land contracts.

What has happened is this: the sellers of this real estate, the people who deal in this type of real estate, have failed to include in these contracts information which would let the buyer know what purchase price he is paying for his house, how much of his monthly payment is going toward that purchase price and how much is going to taxes and interest. As a consequence, the buyer pays for a period of time almost endlessly and he never gets title to the house. Sellers have resorted to this type of device in order to avoid and evade the maximum legal rentals that may be enforced in any particular area. In other words, if a property would legally rent for $50 a month, the seller under a threat of eviction of the tenant says, you either get into a lease purchase contract with me or I am going to throw you out. The tenant enters into this lease purchase contract and pays the seller $75 a month, when the legal maximum rental is $50 a month, in that way there does not have to be a compliance with the existing ordinances concerning legal maximum rentals.

The benefits that are given to a buyer under this bill, were not made at the sacrifice of any corresponding right that the sellers now have under existing law. As a matter of fact this bill in its present form, was drawn by the attorneys representing the leading realtors in the city of Philadelphia who deal in this type of real estate transaction.

I respectfully submit that if we would not have it said of us that we ignore the cause of the little people, the cause of the people who do not have a sufficient sum of money to enable them to purchase real estate in the conventional method, if we would not have those things said of us, then we will vote favorably on this piece of legislation.

Mr. TOMPKINS. Mr. Speaker, I should like to interrogate the gentleman from Philadelphia, Mr. Fineman.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. FINEMAN. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, I am merely acting as sort of a substitute at this time and for the purpose of getting information for the Members of the House. Another Member was going to debate this bill but he is not in the House at the present time and I do not know where he is. The question was raised by this party, he is an attorney from Delaware County, as to whether or not this type of legislation is something that can be taken care of under the Philadelphia City Charter?

This gentleman has told me that this type of thing can be taken care of under your City Charter and I am asking the question now, can it?

Mr. FINEMAN. Mr. Speaker, I would say in reply to the gentleman that it comes with poor grace to object to the passage of legislation on the ground that it is legislation that could very well be taken care of by the local city or the local authority that is principally affected by the bill in question.

All we have to do is examine the many, many bills that have come before the Members of the House this year for consideration and we will find innumerable bills that have been favorably voted upon, as a matter of fact, by every Member of this House, including the gentleman from Delaware County, where the bill in question only affected a particular locale or a particular city. If a bill is good legislation, if a bill merits our favorable consideration and our favorable attention, it is not a basis for objection that the matter could be taken care of, or the law could be enacted into an ordinance of the city or the township principally affected by the legislation in question.

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm, to preside temporarily.

Mr. HELM IN THE CHAIR

Mr. TOMPKINS. Will the gentleman from Philadelphia answer the question, could this be taken care of by city ordinance under your City Charter?

Mr. FINEMAN. It probably could.

Mr. TOMPKINS. Mr. Speaker, this is a bill which, I was informed by the man for whom I am substituting, can be taken care of by city ordinance.

This is my fifth term in this House, and in the early terms which I spent here one of the great issues which I listened to was home rule for Philadelphia. They asked for a city charter, so that they could take care of their own problems and not have to run to Harrisburg in order to get their work done.

This being a bill which applies only to the city of Philadelphia, one that can be taken care of under their City Charter, one for which they asked under their home rule, I do not see why they now come to Harrisburg and ask us to approve something that their own city council might not approve.

Mr. FINEMAN. Mr. Speaker, I would like to interrogate the gentleman from Cameron.

The SPEAKER pro tempore. Will the gentleman from

Cameron, Mr. Tompkins, permit himself to be interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

Mr. FINEMAN. Mr. Speaker, I would like to ask the gentleman from Cameron if at any time during this current session he voted favorably for any bill which came up for our consideration where the bill affected a particular city or a particular county only, and no other, and where the legislation in question could have been enacted into law by the local authority affected by the legislation in question?

Mr. TOMPKINS. Mr. Speaker, I do not know about any of those bills. I do not think that question is germane to the issue before the House at the present time.

Mr. FINEMAN. It is germane for this particular reason, I am wondering what the point of your interrogation is, what the point of your objection is, if you did not previously raise this objection under similar circumstances on another bill?

Mr. TOMPKINS. Mr. Speaker, I merely stated I was substituting for another gentleman. This is the first time this issue has come up. Because it has not been raised on other issues does not say it cannot be raised in this issue.

Mr. FINEMAN. Mr. Speaker, may I ask the gentleman a further question?

The SPEAKER pro tempore. Will the gentleman from Cameron, Mr. Tompkins, permit himself to be further interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

Mr. FINEMAN. Mr. Speaker, I bring to the gentleman's attention in particular House Bill 1197, which is an Act relating to the satisfaction of mortgages in cities of the first class by the recording of a satisfaction piece. Apparently the gentleman thought that was a pretty worthy piece of legislation because the bill passed finally in this House.

POINT OF ORDER

Mr. TOMPKINS. Mr. Speaker, I rise to a point of order.

The SPEAKER pro tempore. The gentleman will state it.

Mr. TOMPKINS. Mr. Speaker, I rise to the point of order as to whether or not the gentleman is speaking on the bill now before the House for consideration.

The SPEAKER pro tempore. The point of order is well taken. The gentleman will confine his interrogation to the bill before the House.

Mr. SARRAF. Mr. Speaker, I ask that the gentleman be given the right to continue the interrogation of the gentleman, if he cares to be interrogated.

The SPEAKER pro tempore. The gentleman will confine his questions to the bill before the House. The gentleman will continue his interrogation.

Mr. FINEMAN. Mr. Speaker, I am satisfied not to interrogate the gentleman from Cameron any further if he makes his defense on the basis of some technicality, because the legislation before us today is not legislation that should go down to defeat on the basis of a technicality.

We have a bill here that is completely devoid of political considerations. We are dealing with people who generally cannot afford the services of an attorney. They merit our attention, they merit our help.

If ever there was an area in which there was a critical need for remedial legislation, for remedial action on our part, this is it.

Mr. THOMPKINS. Mr. Speaker, I merely want to make one observation. I believe the party of the gentleman from Philadelphia, Mr. Fineman, is in power in Philadelphia. If the legislation is worthy legislation, he should not have any trobule getting it through his city council.

Mr. TOLL. Mr. Speaker, I want to make one observation for the benefit of the Members of the House.

In answer to the question which was asked of the gentleman from Philadelphia, Mr. Fineman, I think he was not aware of the fact that I had a copy of the Philadelphia Home Rule Charter in my desk. I have looked through the index and I cannot find anything in this which gives our city council the right to legislate with respect to the sale of real estate on the installment plan.

I want to add one more factor. Our Department of Law sent this bill up for passage in Harrisburg because it is obvious they could not find anything whereby it could have been passed under our Home Rule Charter.

It was intended to apply to the entire state. We only limited it to Philadelphia in order to eliminate some of the objections.

Therefore, I ask the Members of the House to vote for it.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—100

Amarando,	**Frank,**	McLaughlin,	Sarraf,
Anderson, M. S.,	Frascella,	**Meholchick,**	Scarcelli.
Anderson, S. A.,	**Gaffney,**	**Mihm,**	**Smith, Wm. B.,**
Banker,	**Garlock,**	**Mills,**	Snider,
Barnatovich,	Gelfand,	Moran,	**Stank,**
Bonner,	**Guss,**	Moscrip	**Stebbins,**
Boory,	**Hamilton, R. K.,**	**Muldowney,**	**Stephens,**
Bower,	**Heavey,**	Mullen,	**Stone,**
Branca,	Holt,	Munley,	Stroup,
Brennan, A. P.,	Jones, G. E.,	**Murray, H. P.,**	**Swartz,**
Brennan, J. J.,	Kamyk,	Musto,	Taylor,
Breth,	Kolankiewicz,	Needham,	Thomas,
Bucchin,	**Kornick,**	**Olsen,**	**Toll,**
Capano,	Leiby,	O'Neil,	**Varallo,**
Cianfrani,	Leonard,	Pacchioli,	**Wallace,**
Cioffi,	Leven,	Pashley.	**Walsh,**
Curwood.	Limper,	**Paulhamus,**	Wargo,
Dougherty,	Lopresti,	Petrosky,	**Welsh,**
Eilberg,	Lovett,	Polaski,	**Wheeler,**
Farabaugh,	Lutty,	**Polen,**	**Whitenight,**
Filo,	Maxwell,	**Readinger,**	**Williams,**
Fineman,	McCann,	**Reibman,**	Yetter,
Flint,	McCormack,	**Reidenbach,**	**Yetzer,**
Floyd,	McGee,	**Renwick,**	**Andrews,**
Flynn,	McKeever,	Rovansek,	**Speaker**

NAYS—55

Auker,	Goldstein,	Mahan,	**Steckel,**
Bullen,	**Gramlich,**	Markley,	**Stevenson,**
Comer,	**Guthrie,**	McInroy,	Strausser.
Cooper,	**Haudenshield,**	**Mikula,**	**Thompson,**
Davis,	**Helm,**	Miller,	**Tompkins,**
Donahue,	Hocker,	Moody,	**Toomey,**
Donaldson,	**Horst,**	Murray, P. G.,	**Varner,**
Ehrgood,	**Houk,**	**Ogilvie,**	Vaughan,
Erb,	**Isaacs,**	**Parry,**	**Weidner,**
Eshleman,	Johnson,	Pomeroy,	**Wescott,**
Ewing,	**Jump,**	Price,	**Wilt,**
Foster,	**Keller,**	**Pursley,**	**Wood,**
Frost,	**Kent,**	Rigby,	**Ziegler,**
Gibb,	**Leisey,**	Smith, C. C.,	

NOT VOTING—51

Adam,	Gibson,	Lafore,	Royer,
Agnew,	**Greenwood,**	**Lawyer,**	**Rubin,**
Ashton,	**Hass,**	Light,	**Rudisill,**
Bazin,	**Henzel,**	**Lippincott,**	**Schuster,**
Bell,	Hewitt,	Magee,	**Sherman,**
Blair,	**Jenkins,**	McWherter,	**Sigman,**
Boies,	**Jones, T. H. W.,**	**Metz,**	**Stoner,**
Breisch,	**Kehler,**	**Monroe,**	**Verona,**
Brenninger,	**Kline,**	**Murphy,**	**Wall,**

Brown,	Knecht,	Murray, J. J.,	Waterhouse,
Cochran,	Kooker,	Naugle,	Willaredt,
Down,	Kratz,	Pettigrew,	Worley,
George,	Kromer,	Rosen,	Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 26, entitled:

An Act amending the State Highway and Bridge Authority Act of April 18 1949 (P. L. 604) by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor to construct a toll bridge over the Monongahela River.

On the question,

Will the House agree to the bill on third reading?

Mr. WILLIAMS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 2, lines 1 to 20 and page 3, lines 1 to 17 of Title, by striking out all of said lines and inserting in lieu thereof

"Authorizing the Department of Highways with the approval of the Governor to erect and construct a toll bridge over the Monongahela River connecting the State highway system in Washington County with the system of State highways in Fayette County and to provide the necessary approaches and connections with such State highways, empowering counties to pay certain damages, providing for the collection of tolls and making an appropriation."

Amend Sec. 1, page 5, lines 18 and 19, page 6, lines 1 to 20, page 7, lines 1 to 20, page 8, lines 1 to 19, page 9, lines 1 to 19, and page 10, lines 1 to 16 by striking out all of said lines and inserting in lieu thereof

Section 1. The Department of Highways with the approval of the Governor, is hereby authorized to erect and construct a bridge over the Monongahela River in the vicinity of Brownsville connecting the State highway system in Washington County with the system of State highways in Fayette County and to acquire the necessary land for approaches thereto.

Section 2. In the construction of the bridge and the approaches thereto and connections with existing State highways, the Department of Highways shall have all of the powers and authority conferred with respect to the relocation, widening or construction of State highways, including the exercise of the power of eminent domain. Any damages sustained by reason of taking property in the relocation, widening or construction of any such bridge, the approaches thereto and connections with State highways shall be ascertained in accordance with laws applicable to the ascertainment of damages in relocating, widening or constructing State highways and such damages when ascertained shall be paid by the Commonwealth or county or counties as may be agreed upon in accordance with the laws relating to State highways.

The Department of Highways shall have authority to make and carry out and to do every other act necessary to carry out the project herein authorized.

Section 3. After the completion of any such bridge and the approaches thereto, the Department of Highways shall provide for the collection of tolls until such tolls have been sufficient to reimburse the Motor License Fund for all costs, including the salaries of toll takers and maintenance and repair of such bridge during the period tolls are collected. As soon as the Motor License Fund has been reimbursed for all costs any such bridge shall be freed from toll and shall become a part of the system of State highways to be administered by the Department of Highways under the provisions of present or future laws governing the reconstruction and maintenance of State highways.

Section 4. So much of the money in the Motor License Fund from time to time as may be needed to carry out the provisions of this act is hereby specifically appropriated to the Department of Highways for such purposes.

Section 5. This act shall take effect immediately.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 437, entitled:

An Act to provide for an additional law judge of the court of common pleas in the thirty-first district.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the Yeas and nays were taken and were as follows:

YEAS—190

Agnew,	Garlock,	Maxwell,	Rudisill,
Amarando,	Gelfand,	McCann,	Sarraf,
Anderson, M. S.,	George,	McCormack,	Scarcelli,
Anderson, S. A.,	Gibb,	McGee,	Schuster,
Auker,	Gibson,	McInroy,	Sherman,
Banker,	Gramlich,	McKeever,	Sigman,
Barnatovich,	Gusa,	McLaughlin,	Smith, C. C.,
Bell,	Guthrie,	McWherter,	Smith, Wm. B.,
Blair,	Hamilton, R. K.,	Meholchick,	Snider,
Boles,	Hass,	Metz,	Stank,
Bonner,	Haudenshield,	Mihm,	Stebbins,
Boory,	Heavey,	Mikula,	Steckel,
Bower,	Helm,	Mills,	Stephens,
Branca,	Henzel,	Monroe,	Stevenson,
Breisch,	Hewitt,	Moody,	Stone,
Brennan, A. P.,	Hocker,	Moran,	Stoner,
Brennan, J. J.,	Holt,	Moscrip,	Strausser,
Brenninger,	Horst,	Muldowney,	Stroup,
Breth,	Houk,	Mullen,	Swartz,
Brown,	Isaacs,	Munley,	Taylor,
Buochin,	Jenkins,	Murphy,	Thomas,
Bullen,	Johnson,	Murray, H. P.,	Thompson,
Capano,	Jones, G. E.,	Murray, J. J.,	Toll,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cioffi,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Keller,	Needham,	Varner,
Curwood,	Kent,	Ogilvie,	Vaughan,
Davis,	Kline,	Olsen,	Verona,
Donahue,	Knecht,	O'Neil,	Wall,
Donaldson,	Kolankiewicz,	Pacchioli,	Wallace,
Dougherty,	Kooker,	Parry,	Walsh,
Down,	Kornick,	Pashley,	Wargo,
Ehrgood,	Kratz,	Paulhamus,	Waterhouse,
Eilberg,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Readinger,	Willaredt,
Flint,	Limper,	Reibman,	Williams,
Floyd,	Lippincott,	Reidenbach,	Wilt,
Flynn,	Lopresti,	Renwick,	Wood,

Foster,	Lovett,	Rigby,	Yetter,
Frank,	Lutty,	Rosen,	Yetzer,
Frascella,	Mahan,	Rovansek,	Ziegler,
Frost,	Markley,	Royer,	Andrews,
Gaffney,		Rubin,	Speaker

NAYS—5

Erb,	Miller,	Pursley,	Worley,
Goldstein,			

NOT VOTING—11

Adam,	Cochran,	Kromer,	Pettigrew,
Ashton,	Greenwood,	Lawyer,	Young,
Bazin,	Kehler,	Magee,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 2055 FROM GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I haye this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 2055, Printer's No. 1568, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. PETROSKY. Mr. Speaker, I move that the vote by which this fill passed finally be reconsidered.

Mr. READINGER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Westmoreland, Mr. Petrosky vote on the final passage of this bill?

Mr. PETROSKY. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend the bill, page 4, by inserting immediately after line 17 "Section 2 This act shall become effective the first day of July, one thousand nine hundred fifty-seven."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 880 FROM GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I haye this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 880, Printer's No. 1718, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. STANK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Northumberland, Mr. Stank vote on the final passage of this bill?

Mr. STANK. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 1, page 4, line 14, by striking out the brackets before and after "as."

Amend Section 1, page 4, line 14, by striking out "and."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 173, Printer's No. 1398 together with communication from the Governor be taken from the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 173 FROM GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 28, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I haye this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 173, Printer's No. 1398, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. WILT. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Allegheny, Mr. Wilt vote on the final passage of this bill?

Mr. WILT. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. SARRAF. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend title, page 1, line 3 of the title, by inserting after "for" an actuary.

Amend title, page 1, line 5 of the title, by inserting after "beneficiaries" contributions by members providing for expenses of administration continuation of existing authority to provide annuity contracts credit for military service refunds exempting allowances from judicial process.

Amend Section 1, page 2, line 2, by striking out "four" and inserting "eight."

Amend Section 1, page 2, line 3, by inserting after "ordinance" or resolution.

Amend Section 1, page 2, line 4, by striking out "an equal and proportionate monthly" and inserting "a."

Amend Section 1, page 2, lines 5 and 6, by striking out "which shall not exceed annually" in line 5 and "three per centum of the pay of such member" in line 6.

Amend Section 1, page 2, line 10, by striking out "or disability benefits."

Amend Section 1, page 2, lines 11 to 15, by striking out "to the extent not appropriated in any" in line 11, all of lines 12 to 14, and "citizens thereof or both" in line 15.

Amend Section 1, page 2, lines 18 and 19, by striking out "or committed to the direction of such com-" in line 18 and "mittee as may be designated by such governing body" in line 19.

Amend Section 1, page 2, line 20, by inserting after "ordinance" or resolution.

Amend Section 1, page 3, lines 2 to 20, by striking out "or disability and the" in line 2 and all of lines 3 to 20.

Amend Section 1, page 4, lines 1 to 9, by striking out all of said lines and inserting "and service."

Amend Section 2, page 4, lines 10 and 11, by striking out "It shall be competent for any borough town or township" in line 10 and "police pension fund" in line 11, and inserting. "Any borough town or township police pension fund shall be authorized."

Amend Section 3, page 4, line 18, by inserting after "ordinance" or resolution.

Amend Section 3, page 4, line 19, by inserting after "than" an aggregate of.

Amend Section 3, page 4, line 20, by inserting after "years" where it appears the first time "in the same borough town or township."

Amend Section 4, page 5, line 9, by striking out "heretofore or hereafter be inducted" and inserting "enter."

Amend Section 4, page 5, lines 10 and 11, by striking out "in time of war or national emergency so proclaimed" in line 10 and "by the President of the United States" in line 11

Amend Section 4, page 5, lines 13 and 14, by striking out "during the continuance of such war or" in line 13 and "national emergency" in line 14.

Amend Section 5, page 6, line 7, by inserting after "service" and age.

Amend Section 5, page 6, line 8, by inserting after "ordinance" or resolution.

Amend Section 5, page 6, line 11, by striking out "not less than."

Amend Section 5, page 6, lines 12 and 13, by striking out all of line 12 and "period of twelve consecutive months within" in line 13, and inserting "salary of such member during."

Amend Section 5, page 6, lines 17 to 19, by striking out "the bor." in line 17, all of line 18, and "or both" in line 19, and inserting "a private organization or association for the members of the police force."

Amend Section 5, page 7, line 6, by inserting after "average" salary.

Amend Section 6, page 7, lines 7 to 15, by striking out "(a) Where there is an existing pension fund managed by" in line 7, and all of lines 8 to 15.

Amend Section 6, page 8, lines 7 to 14, by striking out all of said lines and inserting "When a police pension fund is established under the provisions of this act, the governing body of the borough, town or otwnship shall employ an actuary and may fix his compensation. The actuary shall determine the present value of the liability on account of pensions payable under section 5 of this act to original members for service prior to the date of the establishment of the fund and shall offset the value of any assets transferred to the fund from a previous pension fund, to determine the unfunded liability. The unfunded liability shall be paid entirely by the borough, town or township: Provided, That it may be funded over a period not to exceed twenty-five years. The actuary shall also determine the amount which shall be contributed annually into the fund for the service of members subsequent to the establishment of the fund (to be known as "future service cost").

"Members shall pay into the fund monthly an amount

equal to not less than five per centum of monthly compensation. Where positions covered by the fund are included in an agreement under the Federal Social Security Act, members shall pay into the fund monthly an amount equal to not less than two per centum of that portion of monthly compensation on which social security allowances are payable and five per centum of any monthly compensation in excess of that on which social security allowances are payable. The remainder of the needed annual contribution as determined by the actuary shall become the obligation of the borough, town or township and shall be paid by it to the pension fund by annual appropriations.

"The payments made by the State Treasurer to the municipal treasurer from the moneys received from taxes paid upon premiums by foreign casualty insurance companies for purposes of pension, retirement or disability benefits for policement shall be used as follows: (1) To reduce the unfunded liability or, after such liability has been funded (2) To apply against the annual obligation of the borough, town or township for future service cost or, to the extent that the payment may be in excess of such obligation (3) To reduce member contributions. Unless otherwise specifically provided, any other moneys paid into the police pension fund shall be applied equally against the member and the municipal portions of the future service cost.

"It shall be the duty of the governing body to apply such payments in accordance with the provisions of this act.

"Section 7. Where there is an existing police pension fund established by a borough, town or township on the effective date of this act, the members, assets and liabilities of such fund shall be transferred to a fund established pursuant to the provisions of this act.

"Where there is an existing police pension fund established by a private organization or association therein for the members of the police force on the effective date of this act, the members' assets and liabilities of such fund may be transferred to a fund established pursuant to the provisions of this act.

"After such transfer the borough, town or township police pension fund shall assume the liability of continuing the payment of pensions to members of the police force retired prior to such transfer in accordance with the laws and regulations under which such members were retired.

"The provisions of this act shall not be deemed to restrict the existing authority of boroughs, towns and townships to provide pensions through annuity contracts with insurance companies: Provided, That such pensions shall not be less than the minimum provided under this act and shall conform to the requirements of this act relating to age and service.

"Where an existing police pension fund established by a private organization or association therein for the members of the police force is not transferred to a fund established pursuant to the provisions of this act, no moneys derived or received from taxes paid upon premiums by foreign casualty insurance companies or from appropriations made by the borough, town or township shall be applied to such private fund.

Amend Section 7, page 8, line 15, by striking out "7" and inserting "8."

Amend Section 7, page 8, line 16, by striking out "and become" and inserting "who becomes."

Amend Section 8, page 8, line 20, by striking out "8" and inserting "9."

Amend Sections 8, page 9, line 8, by inserting after "force" If such discontinuance is due to death such moneys shall be paid to his designated beneficiary or in the absence thereof to his estate

Amend Section 9, page 9, line 9, by striking out "9" and inserting "10"

Amend Section 9, page 9, line 11, by striking out "beneficiary designated by this act" and inserting "member or his designated beneficiary"

Amend the bill, page 9, by inserting between lines 12 and 13.

Section 11. The expense of the administration of this act including the compensation of an actuary and the custodian of the fund, exclusive of the payments of retirement allowances, shall be paid by the borough, town or township by appropriations made by the governing bodies thereof.

Amend Section 10, page 9, line 13, by striking out "10" and inserting "12"

Amend Section 10, page 9, line 17, by inserting after "Members" except that the benefits that have accrued under such acts or parts of acts shall continue notwithstanding such repeal

Amend Section 11, page 11, line 4, by striking out "11" and inserting "13."

Amend Section 11, page 11, lines 4 and 5, by striking out "January one one thousand nine" in line 4 and "hundred fifty-six" in line 5, and inserting "immediately"

Amend Section 11, page 11, line 7, by striking out "fifty-seven" and inserting fifty-eight

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 596 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 596, Printer's No. 1693, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. FILO. Mr. Speaker, I second the motion.

The SPEAKER How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Allegheny, Mr. Filo vote on the final passage of this bill?

Mr. FILO. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. FILO. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section 1, page 1, line 3, by striking out "to practice in Pennsylvania" and inserting "under the laws of the Commonwealth of Pennsylvania to engage in the practice of medicine and surgery in all of the branches within the scope of the act, approved the third day of June, one thousand nine hundred eleven (Pamphlet Laws 639) and its amendments or in the practice of osteopathy or osteopathic surgery within the scope of the act approved the nineteenth day of March one thousand nine hundred nine (Pamphlet Laws 46) and its amendments"

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

COMMUNICATION AND BILL TAKEN FROM TABLE

Mr. READINGER. Mr. Speaker, I move that House Bill No. 1894, Printer's No. 1232 together with communication from the Governor be taken from the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 1894 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 7, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1894, Printer's No. 1232, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. STANK. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Northumberland, Mr. Stank vote on the final passage of this bill?

Mr. STANK. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. TOMPKINS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Title, page 1, lines 3 and 4 by striking out "and for" in line 3 and all of line 4.

Amend Sec. 1, (Sec. 305.1), page 2, line 2, by inserting after "purpose" intentionally

Amend Sec. 1, (Sec. 305.1), page 2, line 3, by inserting after "or" intentionally

Amend Sec. 1 (Sec. 305.1), page 2, line 4, by striking out "felony" and inserting "misdemeanor"

Amend Sec. 1, (Sec. 305.1), page 2, lines 5 and 6, by striking out "ten thousand dollars ($10,000)" and inserting in lieu "five hundred dollars ($500)"

Amend Sec. 1, (Sec. 305.1), page 2, line 6, by striking out "ten (10) years" and inserting "one (1) year"

Amend Sec. 1 (Sec. 305.2), page 2, lines 8 to 16, by striking out all of said lines

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objction? The Chair hears none

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No 893.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purpose thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursments from appropriations

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 11, by striking out after the word "not" the word "the".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Garlock,	McCann,	Rudisill,
Amarando,	Gelfand,	McCormack,	Sarraf,
Anderson, M. S.,	George,	McGee,	Scarcelli,
Anderson, S. A.,	Gibb,	McInroy,	Schuster,
Auker,	Gibson,	McKeever,	Sherman,
Banker,	Goldstein,	McLaughlin,	Sigman,
Barnatovich,	Gramlich,	McWherter,	Smith, C. O.,
Bell,	Guss,	Meholchick,	Smith, Wm. B.,
Blair,	Guthrie,	Metz,	Snider,
Boles,	Hamilton, R. K.,	Mihm,	Stank,
Bonner,	Hass,	Mikula,	Stebbins,
Boory,	Haudenshield,	Miller,	Steckel,
Bower,	Heavey,	Mills,	Stephens,
Branca,	Helm,	Monroe,	Stevenson,
Breisch,	Henzel,	Moody,	Stone,
Brennan, A. P.,	Hewitt,	Moran,	Stoner,
Brennan, J. J.,	Hocker,	Moscrip,	Strausser,
Brenninger,	Holt,	Muldowney,	Stroup,
Breth,	Horst,	Mullen,	Swartz,
Brown,	Houk,	Munley,	Taylor,
Bucchin,	Isaacs,	Murphy,	Thomas,
Bullen,	Jenkins,	Murray, H. P.,	Thompson,
Capano,	Johnson,	Murray, J. J.,	Toll,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Tompkins,
Cioffi,	Jones, T. H. W.,	Musto,	Toomey,
Comer,	Jump,	Needham,	Varallo,
Cooper,	Kamyk,	Naugle,	Varner,
Curwood,	Keller,	Ogilvie,	Vaughan,
Davis,	Kent,	Olsen,	Verona,
Donahue,	Kline,	O'Neil,	Wall,
Donaldson,	Knecht,	Pacchioli,	Wallace,
Dougherty,	Kolankiewicz,	Parry,	Walsh,
Down,	Kooker,	Pashley,	Wargo,
Ehrgood,	Kornick,	Paulhamus,	Waterhouse,
Eilberg,	Kratz,	Petrosky,	Weidner,
Erb,	Lafore,	Polaski,	Welsh,
Eshleman,	Leiby,	Polen,	Wescott,
Ewing,	Leisey,	Pomeroy,	Wheeler,
Farabaugh,	Leonard,	Price,	Whitenight,
Filo,	Leven,	Pursley,	Willaredt,
Fineman,	Light,	Readinger,	Williams,
Flint,	Limper,	Reibman,	Wilt,
Floyd,	Lippincott,	Reidenbach,	Wood,
Flynn,	Lopresti,	Renwick,	Worley,
Foster,	Lovett,	Rigby,	Yetter,
Frank,	Lutty,	Rosen,	Yetzer,
Frascella,	Mahan,	Rovansek,	Ziegler,
Frost,	Markley,	Royer,	Andrews,
Gaffney,	Maxwell,	Rubin,	Speaker

NAYS—0

NOT VOTING—11

Adam,	Cochran,	Kromer,	Pettigrew,
Ashton,	Greenwood,	Lawyer,	Young,
Bazin,	Kehler,	Magee,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

HOUSE RESOLUTION No. 166

Mr. READINGER. Mr. Speaker, I call up House Resolution No. 166 on page 10 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, April 3, 1956.

Whereas the General Assembly requires for its use comprehensive factual information concerning the numerous problems before it and

Whereas for the purpose of obtaining such information the following resolutions have been introduced at this Session of the General Assembly

Senate Concurrent Resolution No. 109
Senate Concurrent Resolution No. 143
Senate Concurrent Resolution No. 144
Senate Concurrent Resolution No. 145
Senate Concurrent Resolution No. 153
Senate Concurrent Resolution No. 156
Senate Concurrent Resolution No. 165
Senate Concurrent Resolution No. 167
Senate Concurrent Resolution No. 169
Senate Concurrent Resolution No. 170
Senate Resolution No. 92
Senate Resolution No. 12-a
House Concurrent Resolution No. 4
House Resolution No. 9
House Resolution No. 12
House Resolution No. 15
House Concurrent Resolution No. 29
House Resolution No. 33
House Resolution No. 37
House Resolution No. 39
House Concurrent Resolution No. 53
House Resolution No. 62
House Concurrent Resolution No. 69
House Resolution No. 72
House Resolution No. 76
House Resolution No. 81
House Concurrent Resolution No. 87
House Concurrent Resolution No. 88
House Concurrent Resolution No. 90
House Concurrent Resolution No. 91
House Concurrent Resolution No. 92
House Concurrent Resolution No. 96
House Concurrent Resolution No. 99
House Concurrent Resolution No. 104
House Concurrent Resolution No. 107
House Resolution No. 112
House Concurrent Resolution No. 115
House Resolution No. 125
House Resolution No. 128
House Concurrent Resolution No. 130
House Resolution No. 136
House Concurrent Resolution No. 141
House Concurrent Resolution No. 142
House Concurrent Resolution No. 155
House Resolution No. 160
House Concurrent Resolution No. 164
House Resolution No. 173

and

Whereas House Concurrent Resolution No. 78 Session of 1943 the General Assembly directed the Joint State Government Commission to make a continuing study of the public schools of this Commonwealth such study to include but not to be confined to the following

(a) State and local support of the public schools with particular emphasis on Commonwealth subsidies for school building rentals and closed scools

(b) Model plans for public school buildings

(c) Administration of the public schools on the local level with particular emphasis upon the administrative relationships between districts under district superintendents and districts under county superintendents

(d) Curricula of both elementary schools and high schools and the methods and criteria employed in connection with the promotion of pupils and

* * *

Whereas the General Assembly deems it important that a study be made of the surety and performance bond requirements of the Department of Agriculture in relation to the need of protecting farmers and consumers with regard to agricultural products from time to time to report the findings of its continuing study to the General Assembly and

Wheres the number of first and second degree silica cases in foundries not now compensable under "the Penn-

sylvania Occupational Disease Act" and other diseases commonly contracted by foundry workers and the concurrent problems of providing healthful working conditions in foundries and preventing the contracting of disabling silicosis and other diseases endemic to foundries so that foundry workers may find other gainful employment upon termination of foundry activities in their communities requires study and feasible solution and

Whereas the General Assembly deems such information useful to it and to the standing committees of the Senate and the House of Representatives now therefore be it

Resolved (the Senate concurring) That the mandates contained in the foregoing resolutions together with such other matters including study of silicosis and other diseases incurred by foundry workers as the Commission shall deem useful to the General Assembly and to the aforesaid standing committees shall constitute the assignments to the Joint State Government Commission for study and investigation and be it further

Resolved That the executive committee of the Commission shall taking into consideration the time and funds available therefor determine the priority and extent of such studies and investigations and report to the next regular Session of the General Assembly the Commission's findings and recommendations with such drafts of legislation necessary to carry the recommendations into effect

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER pro tempore. The Chair requests the Speaker to return to the rostrum.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Armstrong for presiding.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 54.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Bloomsburg State Teachers College and for the Commonwealth's share of expenses incurred by the town of Bloomsburg in connection therewith

HOUSE BILL No. 200.

An Act making an appropriation to the Department of Property and Supplies for the purchase of fire fighting equipment for the Scotland School for Veterans' Children

HOUSE BILL No. 320.

An Act making an appropriation to the Department of Commerce for the advertisement and advancement of Pennsylvania as a resort and travel area

HOUSE BILL No. 505.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system ond creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by defining "final salary"

HOUSE BILL No. 514

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire by purchase certain lands adjacent to the Pennsylvania Farm Museum of Landis Valley property providing for the control maintenance and improvement thereof and making an appropriation

HOUSE BILL No. 563.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing credit for retirement purposes for out-of-state service in certain cases

HOUSE BILL No. 597.

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania at Philadelphia Pennsylvania

HOUSE BILL No. 654.

An Act making an appropriation to The Boys' Industrial Home of Western Pennsylvania located at Oakdale Allegheny County for new buildings and repairs to existing buildings

HOUSE BILL No. 695.

An Act making an appropriation to the Trustees of the George Jr Republic Association Grove City Pennsylvania for construction of new buildings and repairs and improvements to existing buildings at the George Jr Republic School in Mercer County Pennsylvania

HOUSE BILL No. 789.

An Act authorizing the Department of Military Affairs to expend State funds for civil air patrol aviation education training aids and maintenance of civil air patrol aircraft and making an appropriation

HOUSE BILL No. 887.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Snippensburg State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Shippensburg in connection therewith

HOUSE BILL No. 890.

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further providing for return to service with full retirement rights

HOUSE BILL No. 905.

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania to provide improved facilities for female juveniles committed by the courts of the Commonwealth.

HOUSE BILL No. 1037.

An Act authorizing the Department of Property and Supplies to sell at public sale a plot of ground presently a part of acreage administered at the Polk State School Venango County Pennsylvania containing 1.25 acres more or less.

HOUSE BILL No. 1130.

An Act to further amend the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting employes to make up back payments to the retirement system from the time they enter school service and securing to such employes the full benefits of the retirement system from the time they entered school service.

HOUSE BILL No. 1253.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" authorizing contributors in the one one-hundred-sixtieth class to transfer to the one-hundred-fortieth class.

HOUSE BILL No. 1306.

An Act making an appropriation to the Philadelphia College of Osteopathy Philadelphia Pennsylvania for maintenance and support.

HOUSE BILL No. 1571.

An Act amending the act of April 9 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of state Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" changing the name of the Department of Mines to the Department of Mines and Mineral Industries and changing the title of the head of said department from Secretary of Mines to Secretary of Mines and Mineral Industries further providing that where the term "Department of Mines" or "Secretary of Mines" are used or referred to in any other law contract or document such term or reference shall be deemed to refer to and include respectively the terms "Department of Mines and Mineral Industries" making an appropriation and "Secretary of Mines and Mineral Industries."

HOUSE BILL No. 1573.

An Act making an appropriation to the Department of Property and Supplies for payment of the cost of necessary improvements at the Edinboro State Teachers College and for the Commonwealth's share of expenses incurred by the Borough of Edinboro in connection therewith.

HOUSE BILL No. 1595.

An Act making an appropriation for aid to free public non-sectarian county libraries and for the purchase and transportation of books.

HOUSE BILL No. 1600.

An Act making an appropriation to the Moore Institute of Art Science and Industry Philadelphia Pennsylvania.

HOUSE BILL No. 1601.

An Act making an appropriation to the Berean Manual Training School at Philadelphia Pennsylvania for the purpose of the maintenance of said school.

HOUSE BILL No. 1602.

An Act making an appropriation to the Williamson Free School of Mechanical Trades for maintenance.

HOUSE BILL No. 1603.

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania.

HOUSE BILL No. 1604.

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania for the payment of the cost of construction and equipment of the new girls' dormitory.

HOUSE BILL No. 1605.

An Act making an appropriation to the National Agricultural College Farm School Pennsylvania at Doylestown Pennsylvania.

HOUSE BILL No. 1606.

An Act making an appropriation to the Philadelphia Textile Institute at Philadelphia Pennsylvania.

HOUSE BILL No. 1607.

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton Pennsylvania for maintenance and purchase of supplies and equipment.

HOUSE BILL No. 1608.

An Act making an appropriation to the Pennsylvania Museum School of Art Philadelphia.

HOUSE BILL No. 1633.

An Act making an appropriation to The Glen Mills School situate in Delaware County Pennsylvania.

HOUSE BILL No. 1634.

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania.

HOUSE BILL No. 1646.

An Act making an appropriation to the Department of Property and Supplies for a continuance of the acquisition of real estate in connection with the extension of Capitol Park in the City of Harrisburg and for carrying on the work of the Department authorized under the act approved the third day of June one thousand nine hundred forty-three (P. L. 818).

HOUSE BILL No. 1649.

An Act making an appropriation to the State Public School Building Authority for payment of the costs and expenses incurred in the work of the Authority.

HOUSE BILL No. 1661.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Point Park in Pittsburgh.

HOUSE BILL No. 1665.

An Act making an appropriation to the Department of Forests and Waters for the use of the Valley Forge Park Commission in the acquisition of land.

HOUSE BILL No. 1689.

An Act making an appropriation to the Department of Property and Supplies for repair and improvements to the Pennsylvania Soldiers' and Sailors' Home of Erie

HOUSE BILL No. 1694.

An Act making an appropriation to the Department of Welfare for the purpose of administering the "Pennsylvania Hospital Survey and Construction Act of 1947."

HOUSE BILL No. 1703.

An Act making an appropriation to the Water and Power Resources Board of the Department of Forests and Waters for payment into the Flood Control Fund for flood control purposes.

HOUSE BILL No. 1843.

An Act amending the act of June 13, 1883 (P. L. 119) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" regulating the burial costs for unclaimed bodies unfit for anatomical purposes and making provisions conform to existing law.

HOUSE BILL No. 1866.

An Act amending the act of June 27, 1923 (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" further regulating the rights of employes of county health departments."

HOUSE BILL No. 1948.

An Act amending the act of May 1, 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" authorizing the reconveyance or disposition of real property acquired for certain designated purpose.

HOUSE BILL No. 1951.

An Act amending the act of Maych 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" requiring the board of county school directors to provide transportation for physically or mentally handicapped children in certain cases and providing for advancements and reimbursements.

HOUSE BILL No. 1975.

An Act making an appropriation to the Department of Property and Supplies to be used for rehabilitating and reinscribing Chief Cornplanter's monument.

HOUSE BILL No. 2012.

An Act making an appropriation to the Department of Mines for expenses of supervising and administering the Anthracite Mine Drainage Program.

HOUSE BILL No. 2024.

An Act making an appropriation for the maintenance repair and improvement of Erie Harbor to the Department of Forests and Waters for the development of Erie Harbor and land adjacent thereto.

HOUSE BILL No. 2089.

An Act to amend the preamble and section one of the act approved the twentieth day of August one thousand nine hundred fifty-three (Appropriation Act No. 75-A) entitled "An act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions" by providing that the Federal Government pay a portion of the cost of each facility.

HOUSE BILL No. 2105.

An Act amending the act of May 25, 1933 (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" further regulating payments to certain beneficiaries under the fund.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

ADJOURNMENT

Mr. LEVEN. Mr. Speaker, I move that this House do now adjourn until Thursday, May 17, 1956 at 10:00 a. m. EST.

The motion was agreed to, and (at 7:28 p. m. EST) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., THURSDAY, MAY 17, 1956. No. 183.

SENATE

THURSDAY, May 17, 1956.

The Senate met at 12:30 o'clock, p.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, we thank Thee for another opportunity to serve our fellowmen, and we pray that Thou wilt guide us in the spirit in which Thou didst come into the world, the spirit of love. May we always say:

"O love that will not let me go,
I rest my weary soul in Thee;
I give Thee back the life I owe,
That in Thine ocean depths its flow may richer, fuller be."

We ask it in Thy Holy Name, Amen.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Allegheny, Mr. FLEMING, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

JOURNAL APPROVED

The PRESIDING OFFICER. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. WATSON, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John F. Byrne, 1901 Shelmire Street, Philadelphia, Philadelphia County, for appointment as a member of the Pennsylvania Turnpike Commission, to serve until June 4, 1965, and until his successor is appointed and qualified, vice Thomas J. Evans, Coaldale, whose term expired.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Kathryn W. Carson, R. D. 1, Spring Mills, Centre County, for appointment as Justice of the Peace in and for the Township of Potter, Centre County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Raymond P. Armstrong, 419 Tenth Street, Upland, Delaware County, for appointment as Justice of the Peace in and for the Borough of Upland, Delaware County, to serve until the first Monday of January 1958, vice Thomas L. Hammond, deceased.

GEORGE M. LEADER.

STUDENTS FROM BUCKINGHAM FRIENDS SCHOOL PRESENTED TO SENATE

Mr. WATSON. Mr. President, I have the honor today to present to you a class of students from the Buckingham Friends School. They are accompanied by Mr. Boardman, Mrs. Jacobson and Mrs. McDaniels.

The PRESIDING OFFICER. On behalf of the Members of the Senate, the Chair wishes to recognize the students from Bucks County. We hope that you will enjoy your visit with the Senate today.

REPORT FROM COMMITTEE

Mr. BLASS, from the Committee on State Government, re-reported as committed, House Bill No. 1934, entitled:

An Act amending the act of June 29, 1953 (P. L. 304) entitled "Vital Statistics Law of 1953" making it unlawful for unauthorized persons to copy duplicate or issue certificates of birth death or fetal death.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations, made by His Excellency, the Governor:

JUDGE OF THE MUNICIPAL COURT OF THE FIRST JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. Sydney Hoffman, Esq., 3535 Kensington Avenue, Philadelphia, Philadelphia County, for appointment as Judge of the Municipal Court of the First Judicial District of Pennsylvania, composed of the City and County of Philadelphia, until the first Monday of January 1958, vice Hon. Charles McVeigh Willits, deceased.

GEORGE M. LEADER

JUDGE OF THE COURT OF COMMON PLEAS OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. Homer S. Brown, 744 Anaheim Street, Pittsburgh, Allegheny County, for appointment as Judge of the Court of Common Pleas of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, until the first Monday of January 1958, vice Hon. Russell H. Adams, deceased.

GEORGE M. LEADER

JUDGE OF THE COURT OF COMMON PLEAS OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William F. Cercone, Esq., 1327 Island Avenue, Stowe Township, McKees Rocks, Allegheny County, for appointment as Judge of the Court of Common Pleas of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, until the first Monday of January 1958, vice Hon. Emanuel F. Schifano, deceased.

GEORGE M. LEADER

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

Mr. MAHANY. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 318, entitled:

An Act pertaining to the resignation and retirement of judges under certain conditions; fixing their compensation upon resignation or retirement and imposing duties on certain State officers.

The PRESIDING OFFICER. This Report of Committee of Conference will appear on tomorrow's Calendar.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1648

Mr. FLACK. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1648, entitled

An Act making an appropriation to the Department of Mines for the sealing and dewatering of and extinguishment of fires in abandoned coal mines.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

PETITIONS AND REMONSTRANCES

Mr. DONOLOW. Mr. President, on this past Tuesday I introduced an amendment to the Commutation Act of 1901, at which time I told the Members of this Senate of the urgency to pass this Act because coming before the Pardons Board of this State, from the city of Philadelphia were thirty-one of the most vicious operators in the narcotic field for petition to be released from prison. I also informed this Body that that release was automatic under the law and that the Pardons Board, and all the officials involved, would have to go along. I urged the committee that had this bill referred to them to release it immediately, so that we might have an opportunity to pass this bill and attempt to withhold the release of these defendants.

However, Mr. President, the bill did not come out on the floor and, as we read this morning in a Philadelphia newspaper, these thirty-one hardened criminals will now be released upon the streets of the city of Philadelphia. To have these people back within our midst is one of the worst things that could happen at the present time in our city. I informed this body of the clean up that was going on in Philadelphia by the police and that these thirty-one persons, who preyed on the children and the weak people of our city and who earned their livelihood from the misery and agony of others, should not be released unless they were forced to serve their full term.

We also know that this Senate, and this General Assembly, has created a good record as far as dealing with narcotic peddlers and those who are in the narcotic traffic by some of the other bills that we have passed and which have been signed by the Governor. However, this was a step in the right direction. This was another step in that direction, which would serve notice to these people that Pennsylvania would not tolerate this traffic and if it means the stopping of one ounce of heroine from reaching the hands of a user, it was a step in the right direction.

Mr. President, I am disappointed that this bill did not come out of committee, and I know that this Body wishes to adjourn. I am, therefor, going to make a very unpopular request among my friends in the Senate. I am going to request this Body, if they will, to stay in Session until we have enough legislative days to pass this amendment to the Commutation Act.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, at this late hour I want to catch up with some unfinished work and I am not going to ask that this resolution, which I am about to introduce, be adopted immediately. I am going to entrust it to the tender hands of the Committee on Rules. Furthermore, I will present the gist of the resolution so as to save the vocal chords of our Reading Clerk.

This resolution deals with a very important problem. It deals with the waters of the Perkiomen Creek, in Montgomery County. For quite a long time, the waters of this creek have been diverted by the Philadelphia Suburban Water Company. By doing so, the waters of the Schuylkill have been depleted and we do not have enough pressure in Philadelphia.

Therefore, Mr. President, on behalf of Senator Yosko, the great exponent of the preservation of water resources, and on behalf of Senator Lane and myself, I offer the following resolution and ask that it be referred to the Committee on Rules. Furthermore, I have only about five copies; I will supplement three copies later.

SENATE CONCURRENT RESOLUTION REFERRED TO COMMITTEE

DIRECTING THE ATORNEY GENERAL TO TAKE CERTAIN ACTION REGARDING THE PHILADELPHIA SUBURBAN WATER COMPANY, AND THAT THE JOINT STATE GOVERNMENT COMMISSION MAKE A THOROUGH INVESTIGATION OF THE FRANCHISES, ALLOCATIONS OF WATER, WATER SUPPLY RATES, AND NEED AND REASONS FOR NEW RATE INCREASES IN CONNECTION WITH THE PHILADELPHIA SUBURBAN WATER COMPANY

Messrs. STIEFEL, YOSKO and LANE offered the following resolution which was twice read and referred to the Committee on Rules:

In the Senate, May 17, 1956.

Since water, like air, is one of the principal necessities of life, and since it is to the best interests of the Commonwealth and its citizens to protect present water supply areas so as to provide for the different localities and to effect the greatest possible good; and

Since there is ample evidence that a proper development of the Philadelphia Suburban Water Company's present facilities in the Neshaminy, Crum, Pickering and Pennypack Creeks together with proper periodic desilting measures, could amply provide for their present and reasonable future needs; and

Since the Philadelphia Suburban Water Company has gone outside of its chartered area and outside of its own watershed area, without showing that it has developed its existing facilities and allocations in Neshaminy, Crum, Pickering and Pennypack Creeks to their fullest extent; and

Since there is ample evidence that at hearings held before the Water and Power Resources Board in 1950 and 1952, there was no consideration given to the question that the Philadelphia Suburban Water Company had to prove "that it could not obtain sufficient water to supply the additional need from the present sources allocated to it" (Neshaminy, Crum, Pickering and Pennypack Creeks); and

Since there is ample evidence that a validation of a 7½ million gallon per day diversion from the Perkiomen Creek was made by the Water and Power Resources Board in 1944 without notice to all interested parties and without approval of all interested parties, such as the City of Philadelphia and riparian owners along the Perkiomen Creek, and hence said validation was unconstitutional and illegal; and

Since there is ample evidence that surveys are presently being made by the Commonwealth of Pennsylvania at Wallpack Bend and Tock Island, on the Delaware River, for the purpose of providing for the present and future water needs of the entire southeastern part of Pennsylvania; and

Since the Commonwealth of Pennsylvania and all of its citizens in the southeastern part of Pennsylvania are interested in providing for their present and future needs by a co-ordinated plan such as Wallpack Bend or Tock Island; and

Since there is ample evidence to justify the belief that the construction of a dam at the Green Lane site of the Perkiomen Creek will be hazardous in that the foundation consists of baked shale; and

Since any construction of a dam on such an unsound foundation may well cause future damage to surrounding municipalities; and

Since any continuance of the present project of diverting increased waters from the Perkiomen Creek and the construction of a dam site at Green Lane will unnecessarily cause increased rates to the present rate payers and users of the Philadelphia Suburban Water Company facilities; and

Since the unnecessary condemnation of valuable land in the Perkiomen Watershed for reservoir and dam site purposes will result in a diminution of income to the surrounding municipalities in that said property will cease to be tax yielding; and

Since the diversion of water from tributaries of the Schuylkill River, such as the Perkiomen Creek, without notice to and approval by the City of Philadelphia after a determination that such diversion would not harm the legitimate needs of the City of Philadelphia as a prior and paramount user, is in direct violation of the laws of the state. (See Philadelphia vs. Philadelphia Suburban Water Company, 309 Pa. 130); and

Since the effective conservation for public use of the entire Perkiomen Watershed, covering an area of 360 square miles in Berks, Bucks, Lehigh and Montgomery Counties, is of interest to 50 municipalities comprising 18 boroughs and 32 townships; and

Since it is to the best interests of all the citizens of the Commonwealth of Pennsylvania that all present facilities for water supply be effectively used and that all future facilities be provided for by co-ordinated regional planning for the benefit of all the citizens of the Commonwealth; now therefore be it

Resolved (if the House of Representatives concur), That the Attorney General of the Commonwealth of Pennsylvania take immediate steps to halt all further construction by the Philadelphtia Suburban Water Company on the Perkiomen Creek, pending the determination by an investigation of the justification of using the Perkiomen Watershed as a source of supply; and also,

Resolved (if the House of Representatives concur), That the Attorney General of the Commonwealth of Pennsylvania be impowered to seek to revoke the permit issued the Philadelphia Suburban Water Company by the Water & Power Resources Board on January 11, 1951, as amended on or about July 11, 1951, to take 16½ million gallons of water a day additional from the Perkiomen Creek; and also,

Resolved (if the House of Representatives concur), That the Attorney General of the Commonwealth of Pennsylvania be impowered to seek to revoke the permit issued to the Philadelphia Suburban Water Company by the Water and Power Resources Board on or about August 12, 1953, to build a dam on the Perkiomen Creek in Marlborough and Upper Frederick Townships, above the borough of Green Lane; and also,

Resolved (if the House of Representatives concur), That the Attorney General of the Commonwealth of Pennsylvania be impowered to seek to revoke the confirmation issued to the Philadelphia Suburban Water Company by the Water and Power Resources Board, in 1944, of the right to take 7½ million gallons of water per day from the Perkiomen Creek; and also,

Resolved (if the House of Representatives concur), That the Joint State Government Commission make a thorough investigation of the franchises, allocations of water, water supply rates, need and reasons for new rate increases, and any other appropriate matters which it deems necessary in order to ascertain the advisability of permitting the Philadelphia Suburban Water Company to seek new sources of supply and thereby cause increased expenditures without fully developing present facilities; and report its findings and recommendations to the 1957 Session of the General Assembly.

CONSIDERATION OF EXECUTIVE NOMINATIONS

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nominations reported at today's Session.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate made do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at today's Session.

Which was agreed to.

The nominations were read as follows:

JUDGE OF THE MUNICIPAL COURT OF THE FIRST JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. Sydney Hoffman, Esq., 3535 Kensington Avenue, Philadelphia, Philadelphia County, for appointment as Judge of the Municipal Court of the First Judicial District of Pennsylvania, composed of the City and County of Philadelphia, until the first Monday of January 1958, vice Hon. Charles McVeigh Willits, deceased.

GEORGE M. LEADER.

JUDGE OF THE COURT OF COMMON PLEAS OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Hon. Homer S. Brown, 744 Anaheim Street, Pittsburgh, Allegheny County, for appointment as Judge of the Court of Common Pleas of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, until the first Monday of January 1958, vice Hon. Russell H. Adams, deceased.

GEORGE M. LEADER.

JUDGE OF THE COURT OF COMMON PLEAS OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 16, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William F. Cercone, Esq., 1327 Island Avenue, Stowe Township, McKees Rocks, Allegheny County, for appointment as Judge of the Court of Common Pleas of the Fifth Judicial District of Pennsylvania, composed of the County of Allegheny, until the first Monday of January 1958, vice Hon. Emanuel F. Schifano, deceased.

GEORGE M. LEADER.

A motion was made by Mr. WATSON and Mr. WATKINS,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. LANE. Mr. President, I move that the Senate do now take a recess for twenty minutes for the purpose of holding a Democratic Caucus and a Republican Caucus.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF THE BOARD OF TRUSTEES OF NORRISTOWN STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate

the following persons for appointment as members of the Board of Trustees of Norristown State Hospital, for the term of four years, and until their successors are appointed and qualified:

Mrs. Catherine Dutilh Sharpless, Wendover Road, Rosemont, Montgomery County, vice Miss Nancy P. Highley, Norristown, removed from office.

Stanley J. Brody, Randall Road, Wyncote, Montgomery County, vice Dr. George W. Miller, Norristown, resigned.

Morris Gerber, 1646 West Main Street, Norristown, Montgomery County, vice Miss Esther M. Lee, Allentown, resigned.

Herbert G. Clark, 6157 Parkside Road, Flourtown, Montgomery County, vice Mrs. Rhoda Reath Crooks, Norwood, resigned.

Dr. Paul G. Hartman, Jr., 633 South Cannon Avenue, Lansdale, Montgomery County, vice William Y. Hunsberger, Souderton, resigned.

Henry Gouley, Esq., Box 549, Media, Delaware County, vice T. Allen Glenn, Jr., Norristown, resigned.

S. Marshall Gorson, 516 Hamilton Road, Merion, Merion Station, Montgomery County, vice Simon G. Moyer, Silverdale, resigned.

Dr. Clyde R. Flory, 27 Temple Avenue, Sellersville, Bucks County, vice Leonard T. McCloskey, Norristown, resigned.

GEORGE M. LEADER.

MEMBERS OF THE COMMISSION ON GOVERNMENTAL REORGANIZATION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Commission on Governmental Reorganization to serve until December 31, 1956:

Hon. Genevieve Blatt, Secretary of Internal Affairs, Pittsburgh, Allegheny County.

Hon. A. J. Drexel Biddle, Jr., Adjutant General, Annville, Lebanon County.

Hon. John S. Rice, Secretary of Property and Supplies, 60 West Broadway, Gettysburg, Adams County.

Hon. John H. Dent, Linden Drive, Jeannette, Westmoreland County.

Hon. Albert S. Readinger, 1722 Olive Street, Reading, Berks County.

Hon. George N. Wade, 312 North Twenty-sixth Street, Camp Hill, Cumberland County.

Hon. Albert W. Johnson, 409 Franklin Street, Smethport, McKean County.

Hon. Henry B. Leader, Legislative Secretary, Governor's Office, York, York County.

Albert M. Greenfield, Bankers Security Building, Philadelphia, Philadelphia County.

Dr. Leonard P. Fox, Executive Director, Pennsylvania State Chamber of Commerce, 122 Woodbine Street, Harrisburg, Dauphin County.

Dr. Paul H. Wueller, Associate Director, Joint State Government Commission, Aqueduct, Duncannon, Perry County.

Dr. William J. Keefe, Associate Professor and Chairman of the Political Science Department, Chatham College, 6201 Fifth Avenue, Pittsburgh 32, Allegheny County.

GEORGE M. LEADER.

MEMBERS OF THE STATE MILITARY RESERVATION COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the State Military Reservation Commission, to serve until the third Tuesday of January 1959, and until their successors shall have been appointed and qualified:

Leon Sacks, Esq., 2448 North Fifty-fourth Street, Philadelphia, Philadelphia County, vice Guy Woodward, Washington, whose term expired.

George W. Jarrett, 4096 Hawley Street, Pittsburgh 24, Allegheny County, vice Frank M. Wallace, Washington, whose term expired.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate James L. Gray, Sr., 180 Noble Avenue, Crafton, Pittsburgh 5, Allegheny County, for appointment as Justice of the Peace in and for the Borough of Crafton, Allegheny County, to serve until the first Monday of January 1958, vice Harry F. Dannals, resigned.

GEORGE M. LEADER.

COMMUNICATION FROM GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 973, PRINTER'S No. 607

Commonwealth of Pennsylvania,
Governer's Office, Harrisburg, May 17, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 973, Printer's No. 607, entitled "An Act to promote the welfare of the people of the Commonwealth by the reduction of unemployment in certain areas of the Commonwealth determined to be critical economic areas providing for the establishment of industrial development projects in such areas creating The Pennsylvania Industrial Development Authority as a body corporate and politic with power to allocate funds for and make secured loans to industrial development agencies for the payment of part of the cost of industrial development projects in critical economic areas authorizing the Authority to enter into agreements with the Government of the United States or any Federal agency or industrial development agency empowering the Authority to take title to sell convey and lease industrial development projects where necessary to protect loans made by the Pennsylvania Industrial Development Authority on industrial development projects providing that no debt of the Commonwealth its municipalities or powers granted by this act and providing for the examination political subdivisions shall be incurred in the exercise of any of the accounts and affairs of the Authority and making an appropriation."

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE CONCURRENT RESOLUTION No. 166 REFERRED TO COMMITTEE

The Clerk of the House of Representatives being intro-

duced, presented extract from the Journal of the House of Representatives which was twice read as follows and referred to the Committee on Rules:

JOINT STATE GOVERNMENT COMMISSION TO STUDY AND INVETIGATE VARIOUS ASSIGNMENTS

In the House of Representatives, April 3, 1956.

Whereas, the General Assembly requires for its use comprehensive factual information concerning the numerous problems before it, and

Whereas, for the purpose of obtaining such information the following resolutions have been introduced at this Session of the General Assembly:

Senate Concurrent Resolution No. 109
Senate Concurrent Resolution No. 143
Senate Concurrent Resolution No. 144
Senate Concurrent Resolution No. 145
Senate Concurrent Resolution No. 153
Senate Concurrent Resolution No. 156
Senate Concurrent Resolution No. 165
Senate Concurrent Resolution No. 167
Senate Concurrent Resolution No. 169
Senate Concurrent Resolution No. 170
Senate Resolution No. 92
Senate Resolution No. 12-a
House Concurrent Resolution No. 4
House Resolution No. 9
House Resolution No. 12
House Resolution No. 15
House Concurrent Resolution No. 29
House Resolution No. 33
House Resolution No. 37
House Resolution No. 39
House Concurrent Resolution No. 53
House Resolution No. 62
House Concurrent Resolution No. 69
House Resolution No. 72
House Resolution No. 76
House Resolution No. 81
House Concurrent Resolution No. 87
House Concurrent Resolution No. 88
House Concurrent Resolution No. 90
House Concurrent Resolution No. 91
House Concurrent Resolution No. 92
House Concurrent Resolution No. 96
House Concurrent Resolution No. 99
House Concurrent Resolution No. 104
House Concurrent Resolution No. 107
House Resolution No. 112
House Concurrent Resolution No. 115
House Resolution No. 125
House Resolution No. 128
House Concurrent Resolution No. 130
House Resolution No. 136
House Concurrent Resolution No. 141
House Concurrent Resolution No. 142
House Concurrent Resolution No. 155
House Resolution No. 160
House Concurrent Resolution No. 164 and

Whereas, by House Concurrent Resolution No. 79, Session of 1953, the Gerenal Assembly directed the Joint State Government Commission to make a continuing study of the public schools of this Commonwealth, such study to include, but not to be confined to, the following:

(a) State and local support of the public schools with particular emphasis on Commonwealth subsidies for school building rental and closed schools

(b) Model plans for public school buildings

(c) Administration of the public schools on the local level, with particular emphasis upon the administrative relationships between districts under district superintendents and districts under county superintendents

(d) Curricula of both elementary schools and high school and the methods and criteria employed in connection with the promotion of pupils and from time to time to report the findings of its continuing study to the General Assembly and

Whereas, the General Assembly deems such information useful to it and to the standing committees of the Senate and the House of Representatives; now, therefore be it

Resolved (the Senate concurring), That the mandates contained in the foregoing resolution together with such other matters as the Commission shall deem useful to the General Assembly and to the aforesaid standing committees, shall constitute the assignments to the Joint State Government Commission for study and investigation; and be it further

Resolved, That the executive committee of the Commission shall, taking into consideration the time and funds available therefore, determine the priority and extent of such studies and investigations, and report to the next regular Session of the General Assembly the Commission's findings and recommendations with such drafts of legislation necessary to carry the recommendations into effect.

HOUSE CONCURS IN SENATE BILL No. 201

He also returned to the Senate, Senate Bill No. 201, entitled:

An act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main starcase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 859

He also returned to the Senate, Senate Bill No. 859, entitled:

An Act making an apppropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research.

with the information that the House has passed the same without amendments.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 1062, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August, one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions; . . ." by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

and has appointed Messrs. SARRAF, McLAUGHLIN and TOOMEY as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House, as follows:

House Bill No. 113, entitled:

An Act requiring payments to certain school districts operating high schools making an appropriation to the Department of Public Instruction for that purpose.

Which was committed to the Committee on Rules.

House Bill No. 2117, entitled:

An Act making an appropriation to the House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage.

Which was committed to the Committee on Rules.

House Bill No. 2118, entitled:

An Act amending the "Public School Code of 1949" approved March 10 1949 (P. L. 30) increasing controller's salaries in districts of the first class A.

Which was committed to the Committee on Rules.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, re-reported as amended, House Bill No. 1143, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "The Administrative Code of 1929" by creating as a departmental administration advisory board the Coal Research Board in the Department of Mines prescribing its organization powers and duties and making an appropriation.

CALENDAR

HOUSE BILL No. 583 CALLED UP OUT OF ORDER

Mr. MAHANY. Mr. President, at this time I call up out of order, from page 5 of today's Third Reading Calendar, House Bill No. 583, Printer's No. 1829, for consideration.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 583, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. WAGNER. Mr. President and Members of the Senate, at midnight or thereabouts, the Minority Floor Leader presented the final amendments to House Bill No. 583 and House Bill No. 584 and explained, I thought very fairly and very adequately, the area of understanding and cooperation and support which these measures have received from all interested parties. Personally, I do not feel and never have felt that when these school bills are passed, there should be a lot of ballyhoo and a lot of breast beating and a lot of credit taken. However, I do feel that it is very pertinent to take five or six minutes to recall the progress of education in Pennsylvania since I first became interested in it, back in 1939. We have made tremendous strides and the men of both political parties have given a lot of sweat, toil and blood, at times, figuratively speaking, in order that the public school system of Pennsylvania might be advanced and the system go forward. However, in spite of all that, wartime and an inflated economy have had us desperately striving to recover lost ground from Session to Session.

Mr. President, I would just like to recall very briefly the amazing things that have happened in a brief span of years. In 1939, there was a bill introduced in the House of Representatives; the number as I recall it to this day was House Bill No. 906. It was called a "dream bill" because that bill presented an ideal in education. It held up a standard for the State to strive to reach. Nearly everybody doubted that it would ever come to pass. From that time on, things began to happen. The bill did not pass in 1939, but it stirred imaginations and it attracted consecrations on the part of some political leaders to bring these thing to pass.

In 1941, we find that the minimum salary of teachers in fourth class districts was raised to the magnificent sum of $1,000 per annum.

In 1943, we saw legislation passed which created the State School Commission.

In 1945, if you follow this Session by Session, under Act No. 403, we achieved a system of reimbursement which was called, by expert educators, the finest system of financing public schools on a State level that existed in the United States.

In 1947 came Act No. 515, which further advanced the 1945 plan.

In 1949 came the Building Program Authority. The Session of 1949 was appraised, by somebody fully qualified to appraise it, as the most adequate and comprehensive legislative package that had ever been enacted by a single Session of the Legislature.

The forward march continued, Mr. President, in Session after Session, in 1951 and and 1953. Now, again in 1956, we have, I think, achieved by common effort the goal which we sought, adequate salaries to attract and maintain our teachers and a building program which will give us sufficient buildings.

However, the thought that I want to add particularly this afternoon, Mr. President, is something that I have been thinking about very much since last Thursday night. I went back home last Thursday night and I read an editorial in a local newspaper which indicated that it might be all right for the Legislators to be proud of what they are doing for school teachers, but the citizens ought to remember that it is the taxpayers who pay the bill. The Legislature can give only when it collects from the taxpayers. Senator Dent, I think, emphasized that very accurately last night.

I say to the people of Pennsylvania this afternoon that we are well aware of the fact that we have assumed tremendous financial obligations for the people of Pennsylvania. We have done it with the feeling that the

people of Pennsylvania wanted it, as they expressed themselves through their P.T.A.'s, through their Chambers of Commerce, through their community organizations, through magazines, television and radio programs in the Nation. It is absolutely correct that it is going to cost more money. I think we should let the people understand that; I think we should be well aware of it ourselves and I think we should not be boastful, but very soberly proud in face of the knowledge that everybody from the Governor down is going to have a very serious time arranging to meet these financial obligations which are entailed. In that sober and serious vein, I think we should be gratified that to the best of the knowledge of those of us who have studied this matter diligently and continuingly, we are going to pass this afternoon a completely adequate program for our public schools.

I want to touch on one more thing, Mr. President, and then I am finished. The amendments were put in late last night. The word was around the State at daybreak this morning that the amendments last night had unloaded a portion of this increase to teachers upon the local school districts. Telephone calls were coming in from 100, 200 and 300 miles away, asking why this was done. Let there be no misapprehension and no misunderstanding. The Members of the Senate on both sides, who worked on these bills, early resolved that under no circumstances would we make the local school district or the local school directors whipping boys for the magnanimity of the Legislature of Pennsylvania, and provision is made in the bills. Everybody has acted in good faith and I suppose probably for the first time in the modern history of the Legislature we are making current reimbursements, so that the teacher who gets an additional $100 in June will find it coming through the school board, in cash, from Harrisburg. The reimbursement figure for this year has been sufficiently advanced that the $200 extra mandated increment for the next school term will be currently received by the local district from Harrisburg and also for the two succeeding years.

Mr. President, I want to say that in my opinion, without a great deal of fanfare, with no acrimony, with no tugging and tussling, but in good spirit, which evidenced fact that the Legislature thinks and its Members are aware of their obligations to our school children and to our teachers and our local districts, we have prepared to pass finally today a very, very fine program for the public schools of this Commonwealth.

Mr. SEYLER. Mr. President, a lot of brickbats have been thrown at this Session of the Legislature. It has ironically been called a historic Session; ironic I say in that it has been called historic because of its length. It is quite true that this has been the longest Session in the history of the Commonwealth, but I am of the opinion that when the achievements of this two years of legislation are summed up, it will be a historic Session for the achievements which have been made by this Legislature.

I would like to talk today about the achievements in public education, of which the bill under consideration now, in my opinion, is the capstone. This is really a historic Session for public education, because the advancements in this Session of the Legislature are tremendous and they are the greatest in the history of the Commonwealth.

Mr. President, let me just briefly review what the achievements for public education are and I only intend to hit the high spots. First of all, we have passed a school construction bill, known as Senate Bill No. 215, which has lifted the ceiling of State support for school construction and has permitted State support of sinking fund building as well as that by authorities which, in my opinion, constitutes the best school construction bill now on the books of any State in the forty-eight.

To take care of the problem of supply of teachers, we have provided for our teacher training institutions, the Teachers' Colleges. We have increased largely the sums of money for the maintenance of those Teachers' Colleges. We have authorized the General State Authority substantial improvements in buildings in order that we can house an increasing number of students who are preparing themselves to teach in this Commonwealth. We have raised the salaries of the staffs of those Teachers' Colleges and the salaries of the professors, so that we can continue to have an adequate supply of professors and a superior type of professors, competent to produce good teachers. We have done the same thing for our State supported universities which help in this job of producing teachers. We have voted more money for maintenance and building.

As far as the teachers in our public school system are concerned, and in order to make that more attractive to prospective teachers and keep the teachers in the profession, we have first of all improved our teachers' retirement system; we have instituted the automatic option provision which will be attractive to those teachers who are near the end of their careers and will keep them in the profession. These teachers are good, experienced teachers and could not be adequately replaced even by new teachers. We have substituted the best five years, in figuring the amount at which these teachers are to retire, instead of the previous last five. We have social security bills in process which, if they are adopted and voted for by the teachers in a free referendum, will, I believe, add to the security of our elder teachers.

Today, Mr. President, we are about to pass what I have termed as the capstone of this program, namely this teachers' salary bill. In order to keep teachers in the profession and to meet the competition of other States and occupations, we are voting a cost-of-living increase in this school year. In addition to that, we are making staying in the profession more attractive by raising the maximum salary and extending that so that it will reach $5800 for those having Masters' Degrees. We are also making it more attractive for young men and women to enter the teaching profession. We are doing this by increasing our starting salary from $2400, which is the present minimum salary, to $3,000 and eventually to $3600, in order to meet the competition which other States and other professions give us for the best young men and women whom we want in the teaching profession. We are increasing the amount of return for teachers of exceptional children in special classes, which is taking care of a very needed group among our school population.

Mr. President and gentlemen of the Senate, I say that, putting all this program together, this will constitute a historic achievement in public education.

I would like to make the following statements, which I believe can be documented and which I believe will stand up. First of all, I would like to say that the two

year Session of this Legislature will have made more progress for public education than any two year Session in the history of this Commonwealth. More money will have been voted for public education than in any other Session, and more new money will have been voted for public education than in any other Session.

My second statement; I would like to say that the achievements of this Session for public education will show more progress than that of any other State in the Union for these same two legislative years. There will be more new money voted for public education by the Commonwealth of Pennsylvania in these two years than by any other State in the same two years of legislation. I do not say that we will have more total money because, after all, we are raising ourselves, so to speak, by our bootstraps. Pennsylvania, at the beginning of this Session, was not high on the list of States in expenditures for public education. However, in new money and improvement we will have accomplished more than any other Legislature in the United States.

Mr. President, there are many other fields in which we made progress, too, but I have only cited the achievements made in public education. I am not a candidate for any office in this present year, but if I were and I was running for a position in this Legislature, I would proudly cite the record that this Legislature has made for public education as well as for many other needed and worthwhile causes in this Commonwealth.

Mr. PROPERT. Mr. President, House Bill No. 583, which is before us for consideration, and House Bill No. 584, which is the following bill on the Calendar, are companion bills. Although I am probably alone in my stand, I intend to vote against these bills.

I am thoroughly in accord with the bonus payment of $100 for the current school year for all professional employees. I, likewise, favor the increase in the mandated entry salary for teachers from $2400 to $3,000 for the year 1956-1957. In other words, I am in accord with the objectives of these bills in so far as the present biennium is concerned. However, Mr. President, I feel it is fundamentally and economically unsound for this Session of the Legislature to pass a bill making a commitment that future Sessions of the Legislature will have the burden of financing.

Mr. President, House Bill No. 583 provides for automatic increments of $200 for each and every teacher for seven, nine and eleven years, depending on the type of certificate which the teacher holds. I am unalterably opposed to automatic increases in salary, whether it be for teachers or anyone else. I believe all increases should be based on merit. To do otherwise is to destroy incentive. I favor better salaries for better teachers. A school district can only spend a certain portion of their budget for salaries, and by reason of the fact that they have to increase the salaries of all teachers, they may be prevented from rewarding an outstanding one. There are good and poor teachers, just as there are good and poor in any other profession and, unfortunately, our poor teachers are protected by tenure.

I also want to call your attention to the fact that the provisions of these bills increase the mandated maximum salary by $1,000, but the equalization level for subsidies to the local school districts is increased only $400. In other words, we are not only making commitments for future Sessions of the Legislature to finance, but we are mandating a $1,000 increase in maximum salaries and passing on to the local school boards the burden of imposing taxes to finance the greater portion of that increase. The increased cost to the Commonwealth for the next biennium, by the passage of these bills, will approximate $46,000,000. This is in addition to at least a $90,000,000 increase mandated under existing law.

In addition, Mr. President, it should be said that increases in teachers' salaries increase both Commonwealth and local school district liabilities on account of school employees retirement. This is estimated at six per cent per year for the Commonwealth, and six per cent per year for the local school district.

In conclusion, I want to say that I do not expect to win any popularity contest by this stand but, gentlemen, these are my honest, sincere convictions and I intend to stand by them by voting "no" on these two bills.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Harney,	McPherson, Jr.,	Taylor,
Berger,	Hays,	Miller,	Van Sant,
Blass,	Kessler,	Mullin,	Wade,
Camiel,	Kopriver, Jr.,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,		Stiefel,	Presiding Officer

NAYS—1

Propert,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

HOUSE BILL No. 584 CALLED UP OUT OF ORDER

Mr. MAHANY. Mr. President, I now call up out of order, from page 5 of today's Third Reading Calendar, House Bill No. 584, Printer's No. 1830, and ask that it be read for the third time and acted upon finally.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 584, entitled:

An Act to amend the act approved the 10th day of March 1949 (P. L. 30) entitled "Public School Code of 1949" by further providing for reimbursement by the Commonwealth to school districts and vocational school districts authorizing the revision of budgets and temporary loans and harmonizing the language of existing amendments

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Harney,	McPherson, Jr.,	Taylor,
Berger,	Hays,	Miller,	Van Sant,
Blass,	Kessler,	Mullin,	Wade,
Camiel,	Kopriver, Jr.,	Pechan,	Wagner,
Chapman,	Lane,	Peelor,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,		Stiefel,	Presiding Officer

NAYS—1

Propert,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 620, entitled:

An Act to amend the "Vehicle Code" act of May 1 1929 (P. L. 905) further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

MOTION THAT SENATE CONCUR IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 620, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 620, recalled from the Governor.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(During the calling of the roll, the following occurred):

Mr. LANE. Mr. President, I wish to be recorded as voting "no" on this motion.

The PRESIDING OFFICER. The gentleman from Washington will be so recorded.

Mr. McGINNIS. Mr. President, I desire to be recorded as voting "no."

The PRESIDING OFFICER. The gentleman from Allegheny will be so recorded.

Mr. SEYLER. Mr. President, I wish to be recorded as voting "no."

The PRESIDING OFFICER. The gentleman from York will be so recorded.

Mr. HAYS. Mr. President, I desire to be recorded as voting "no."

The PRESIDING OFFICER. The gentleman from Centre will be so recorded.

Mr. STIEFEL. Mr. President not having heard my name called, I wish to be recorded as voting "no."

The PRESIDING OFFICER. The gentleman from Philadelphia will be so recorded.

Mr. DiSILVESTRO. Mr. President, I wish to be recorded as voting "no."

The PRESIDING OFFICER. The gentleman from Philadelphia will be so recorded.

Mr. MULLIN. Mr. President, I desire to be recorded as voting "no."

The PRESIDING OFFICER. The gentleman from Philadelphia will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—15

Blass,	Harney,	Mahany,	Scott,
Chapman,	Kessler,	McPherson, Jr.,	Wolfe,
Diehm,	Kopriver, Jr.,	Pechan,	Fleming,
Flack,	Madigan,	Propert,	Presiding Officer

NAYS—26

Barr,	Hays,	Mullin,	Stiefel,
Berger,	Lane,	Ruth,	Taylor,
Camiel,	Mallery,	Schmidt,	Wade,
Derk,	McCreesh,	Seyler,	Wagner,
DiSilvestro,	McGinnis,	Silvert,	Watkins,
Donolow,	Miller,	Stevenson,	Watson,
Haluska,			Yosko,

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 929, entitled:

An Act amending the act of July 20 1917 (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing mileage

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 929, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 929, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner.
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming.
Haluska,	McPherson, Jr.,		Presiding Officer

NAYS—1

Stiefel,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1491, entitled:

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1491, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1491, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1886, entitled:

An Act to amend section two hundred one of the "Fiduciaries Act of 1949" approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto * * *" by changing the amount of wages salary or pension which an employer may pay to a deceased employee's spouse or other certain persons whether or not a personal representative has been appointed.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1886, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1886, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1890, entitled:

An Act reenacting and amending the "Trademarks Registration Act" approved September 26 1951 (P. L. 1518) extending the act to service-marks used to identify certain services and distinguish them from others.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1890, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1890, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1945, entitled:

An Act amending "The Administrative Code of 1929" approved April 9 1929 (P. L. 177) changing requirements in promulgating rules and regulations by the Department of Health.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1945, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1945, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1023, entitled:

An Act amending the "Borough Rural State Highway Law" *** changing or deleting certain routes and adding certain new routes.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1023

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1023.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1024, entitled:

An Act amending the "City State Highway Law" * * * adding certain new routes.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1024

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1024.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1025, entitled:

An Act amending the "Rural State Highway Law" * * * changing or deleting certain routes and adding certain new routes.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1025

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1025.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 8

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 8, entitled:

An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a bridge over the Ohio River in Beaver County between a point in or near the borough of Midland on the west side of the Ohio River to a point in or near the borough of Shippingport on the opposite side of the Ohio River in the vicinity of the Shippingport Ferry and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages and making an appropriation.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 8

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 8.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1792

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1792, entitled:

An Act relating to comic books magazines and other publications prohibiting and regulating the sale thereof in certain instances and imposing penalties.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1792

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1792.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stiefel,	Fleming,
Haluska,	McPherson, Jr.	Stevenson,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

The PRESIDING OFFICER. The Senate will be at ease for a few moments.

(The Senate was at ease).

HOUSE BILL No. 2115 CALLED UP OUT OF ORDER

Mr. LANE. Mr. President, I call up out of order, from page 11 of today's Second Reading Calendar, House Bill No. 2115, Printer's No. 1786, and yield to the Minority Leader, Senator Dent.

BILL RECOMMITTED

Mr. DENT. Mr. President, I move that House Bill No. 2115, on second reading, entitled:

An Act relating to branches of banking institutions; directing the Joint State Government Commission to study and investigate the establishment, maintenance and operation of such branches and to report to the next regular session of the General Assembly its findings and recommendations,with drafts of legislation necessary to carry such recommendations into effect, and prohibiting the establishment of branches by banking institutions in certain cases for a limited period of time.

be recommitted to the Committee on Rules, from whence it came.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. PROPERT. Mr. President, I rise to oppose this motion and ask that all my colleagues vote "no."

And the question recurring,

Will the Senate agree to the motion?

Mr. LANE. I ask for a roll call, Mr. President.

Mr. DENT. I ask for a roll call, Mr. President.

The yeas and nays were required by Mr. LANE and Mr. DENT, and were as follows, viz:

YEAS—23

Barr,	Flack,	McMenamin,	Seyler,
Camiel,	Hays,	Miller,	Silvert,
Dent,	Kopriver, Jr.,	Mullin,	Weiner,
Derk,	Lane,	Pechan,	Yosko,
DiSilvestro,	McCreesh,	Ruth,	Fleming,
Donolow,	McGinnis,	Schmidt,	Presiding Officer

NAYS—21

Berger,	Kessler,	Propert,	Wagner,
Blass,	Madigan,	Scott,	Watkins,
Chapman,	Mahany,	Stevenson,	Watson,
Diehm,	Mallery,	Taylor,	Whalley,
Haluska	McPherson, Jr.,	Wade,	Wolfe,
Harney,			

So the question was determined in the affirmative.

FINAL PASSAGE CALENDAR

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 1018, entitled:

An Act amending the act of July 25 1955 (P. L. 273) entitled "An act authorizing counties cities borough incorporated towns townships school districts poor districts and county institution districts to file and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which poltical subdivisions may act under the provisions thereof.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,

Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming.
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. LANE. Mr. President, I hope that the Majority realizes that we on the Democratic side are not wholeheartedly in agreement with the number of cuts which were placed in House Bill No. 1675. I imagine that when we pass it today, it is going to go to a Conference Committee.

Therefore, Mr. President, with that understanding, we are going to vote for the bill. However, I expect that we will be at ease for a moment now because the second team is over here.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee Government Commission under the Joint State Government Commission for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and the commission and making an appropriation to the Joint State.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 908, entitled:

An Act reenacting and amending the act of August 17 1951 (P. L. 1254) entitled "An act fixing the minimum pensions of policemen and firemen in certain cities" taking advantage of amendments to section 11 of article 3 of the Constitution.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,

DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1116, entitled:

An Act enabling governing bodies of cities of the second class to establish by ordinance the requirements of responsible bidders for city printing.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Barr,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wagner,
Camiel,	Kopriver, Jr.,	Peelor,	Watkins,
Chapman,	Lane,	Ruth,	Watson,
Dent,	Mahany,	Schmidt,	Weiner,
Derk,	Mallery,	Scott,	Whalley,
Diehm,	McCreesh,	Seyler,	Wolfe,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Donolow,	McMenamin,	Stevenson,	Fleming,
Flack,	McPherson, Jr.,	Stiefel,	Presiding Officer
Haluska,	Miller,	Taylor,	

NAYS—5

Berger,	Madigan,	Propert,	Wade,
Kessler,			

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1940, entitled:

An Act amending the act of June 3 1937 (P. L. 1225) entitled "The Game Law" requiring use of certain fees for removing overshadowing tree growth to produce underbrush sprouts and saplings for deer food and cover.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

Barr,	Harney,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wagner,
Camiel,	Kopriver, Jr.	Peelor,	Watkins,
Chapman,	Lane,	Ruth,	Watson,
Dent,	Mahany,	Schmidt,	Weiner,
Derk,	Mallery,	Scott,	Whalley,
Diehm,	McCreesh,	Seyler,	Wolfe,
DiSilvestro,	McGinnis,	Silvert,	Yosko,
Donolow,	McMenamin,	Stiefel,	Fleming,
Flack,	McPherson, Jr.	Stevenson,	Presiding Officer
Haluska,	Miller,	Taylor,	

NAYS—5

Berger,	Madigan,	Propert,	Wade,
Kessler,			

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1990, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an interstate compact concerning mental health and for related purposes.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I ask unanimous consent to offer an amendment at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, by way of explanation, I might say that this amendment adds the words "care, treatment, after-care, supervision" to the bill.

The Clerk read the amendment as follows:

Amend Sec. 1, (Art. VII), page 8, line 10, by inserting after "the" where it appears the second time: "institutionalization, care, treatment, after-care, supervision or."

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that House Bill No. 1990, Printer's No. 1477, on third reading, go over in its order, as amended.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING, AMENDMENT OFFERED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2017, entitled:

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating the passing of school buses and prescribing penalties.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. LANE. Mr. President, House Bill No. 2017 has been before the Membership for quite some time and I agree that it is, in all probability, good, constructive legislation.

However, in going over this particular bill, myself and a number of others on our side are quite disturbed about the subject matter contained in paragraph (d), on page 4, whereby it reads that:

"On highways having dual or multiple roadways separated by safety islands or physical traffic separation installations or center traffic line markings the driver of a vehicle on another roadway approaching a school bus which has stopped for the purpose of receiving or discharging any school child shall reduce the speed of his vehicle to not more than fifteen miles per hour and shall not resume normal speed until his vehicle has passed the school bus and any child who may have alighted therefrom or is about to enter the school bus."

Mr. President, we are thinking about the small school child who is maybe six or seven years of age and alights from a school bus, and we have vehicles approaching in the opposite direction. In all probability that child will be unable to get across that road.

We included in that section the words: "or center traffic line markings." That would mean, in my opinion, a white line which would be drawn down along the highway, and this child would take an awful chance with his life under this bill and I cannot vote for it in its present form. I understand, too, that even the American Federation of Labor is for the bill, but I cannot vote for it because I feel it is going to jeopardize the life of some little child. I would not want to stand here and vote for anything which I thought might hurt one child.

Therefore, Mr. President, I ask unanimous consent to offer an amendment, which will delete the portion contained on page 4, line 6, stating, "or center traffic line markings."

The PRESIDING OFFICER. Is there objection? The Chair hears none.

The Clerk read the amendment as follows:

Amend Sec. 1 (Sec. 1017.1), page 4, lines 6 and 7, by striking out "or center traffic line markings."

On the question,

Will the Senate agree to the amendment?

Mr. WADE. Mr. President, I am sure the gentleman from Washington, Senator Lane, has every good motive in offering this amendment. I am also sure that without exception on both sides of this Senate, we are all for the extreme in safety on the highways, especially as it pertains to school children. I think, too, we could come to an agreement that there is no way by legislation that we can take a group of these little children who are attending school, especially at the younger ages, across a four-lane highway without any danger whatever. If any such measure can be devised—

Mr. LANE. Mr. President, may we have a little order? I want to hear Senator Wade's speech.

The PRESIDING OFFICER. Will the Senate be in order? Will the conversation outside of rail cease? This is a very important measure; this amendment is very important and the answer which Senator Wade is giving is most important to all the Members.

Mr. WADE. If there could be a way devised to get the little children across a four-lane highway in absolute safety, I am sure that every Member of this body, and the House of Representatives as well, would vote for it.

Senator Lane's attempt, I think is an honest one to make the law a little safer than it is now. However, this is the recommendation of the National Committee on Uniform Traffic Regulations.

Mr. President, if I may, I will read from a section of the State Police Regulations to show the reason why the white line is included in this bill. I shall read from this regulation an opinion handed down by the then Attorney General to the Department of Revenue, and I quote:

"Driving on Divided Highways. Whenever any highway has been divided into two roadways by leaving an intervening space or by a physical barrier or clearly indicated dividing section so constructed as to impede vehicular traffic, every vehicle shall be driven only on the right-hand roadway," and so forth.

The reason the white line provision is in this bill is to clearly denote that it is an indication dividing the highway. Again, I repeat that I believe every Member of this body is extremely anxious to amend this law to make it safer if possible. I, for one, believe that the provision requiring the white line is a step in that direction.

Mr. MAHANY. Mr. President, about two days ago I was going to offer the same amendment as Senator Lane has offered, because I felt that a white line perhaps was not a marking which would be distinctive enough to separate the two portions of the highway into two separate roadways. However, upon checking with Mr. Cahalan, of the State Police, he told me about the regulation which was read by Senator Wade. Mr. Cahalan told me that under the present law, an automobile passing a school bus in the opposite direction on a four-lane highway, where that highway is separated by a white line, could travel as fast as fifty miles per hour and the State Police are powerless to do anything about it.

Mr. President, this bill, if enacted into law, will slow that car down to at least fifteen miles per hour. It is our desire to obtain uniformity throughout the Commonwealth for all four-lane highways, whether the two lanes are separated by the mushroom type of structure, white line, raised platform of some kind or a grass plot separating the two roadways, so that all people traveling on four-lane highways in the State of Pennsylvania will know what their responsibility is when they approach a school bus going either in the same direction as they are or in the opposite direction. Because of the uniformity of the law in this connection, it is deemed that it will result in a higher degree of safety on these highways throughout the Commonwealth for the school children.

Mr. President, with that explanation from the State Police representative and also because we now know of the rules and regulations covering our school bus stop law, we should not accept this amendment and we should vote for the bill as it appears.

Mr. LANE. Mr. President, the State Policeman also talked with me. However, if we are going to believe that we can enforce this by having a policeman at every school bus stop, it is sort of silly and ridiculous. As a matter of fact, I do not believe they can enforce this bill because in the provisions of the Motor Code today, I believe it provides that a vehicle must be followed at least one-eighth of a mile before it can be stopped for speeding. The police have to have a speedometer which is certified as correct. Is that going to be the case here? Are you going to have a white line one-eighth of a mile? I do not think they can do it.

Mr. President, I do not want to be arbitrary about this

and I do not suppose that my amendment is going to get anywhere, but I have to live with myself. I am going to tell you right now that if these amendments fail, I am going to vote against this bill. I will then feel that I have done the right thing. I am not going to be a party to murdering our little children on the highways by passing legislation such as this.

And the question recurring,

Will the Senate agree to the amendment?

(A voice vote having been taken, the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SEYLER. Mr. President, it is interesting to learn that an Attorney General and some people in the State Police Department have said that a white line in the middle of the road is the same thing as a physical break in the road when you and I know that it is not the same thing. It is very easy to say that it is, but from the standpoint of what the situation is, it is not.

A statement was made by Senator Wade, I believe, indicating that it is just impossible on a four-lane highway to make a safe way for children to cross the road. Whether the highway is two-lane, four-lane or six-lane, if we have the rule that when a school bus stops, all traffic stops and remains stopped until the children have crossed the road, that is the way to make that road safe for those children. I do not care how many lanes a road has; the only way to make it safe is to have the traffic stop.

Mr. President, I think the prime thing at issue here is the safety of children. School districts do not, whenever they can avoid it, have their buses stop on any highways that have a large amount of fast traffic. It is ridiculous to expect that this fifteen mile an hour provision will be obeyed if you say that it is difficult to get the stopping provision to be obeyed, because a fifteen mile an hour pace is one that is impossible for anyone to clock and it is a pace fast enough, I might say, to kill a child who goes across that road in the expectation that he is safe when the bus stops.

I, personally, Mr. President, am going to vote "no" because I consider this bad legislation as far as children's safety is concerned.

Mr. LANE. Mr. President, in talking with one of the co-sponsors of this legislation, I find that all he wanted to do was have inserted in the bill a jail sentence instead of a fine. Representative Murray advises me now that he does not want to own this bill in this particular form. As a matter of fact, he wants nothing to do with it and he, himself, opposes the bill. I do not think we should vote for it.

This is not a political matter. I think two of the sponsors are Democrats. We are doing the wrong thing when we pass this bill, and I am asking you to forget partisanism and think about our little children on these highways. I had an experience one time, gentlemen. I lived along the main highway and there was a car which came down the road and hit a little boy about six years of age. The car threw the boy up in the air about fifteen feet and that poor, little boy's skull hit that concrete and it sounded like someone mashing up a walnut. They took that boy to the hospital but, of course, he was dead, due to carelessness on our highways.

Mr. President, Pennsylvania is spending millions of dollars to make its highways modern and we should spend a little money to protect our children, because you cannot bring one life back. When you vote for this legislation, you certainly are voting to commit the murder of our children on these highways.

And the question recurring,

Shall the bill pass finally?

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 2017, Printer's No. 1681, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. PECHAN. Mr. President, I ask unaimous consent that House Bill No. 2096, Printer's No. 1775, on third reading, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2104, entitled:

An Act amending the act of May 7 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets * * *" changing certain routes and adding a new route

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question.

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska.	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passeed the same with amendments in which concurrence of the House is requested.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2107, entitled:

An Act amending the act of June 5 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. LANE. Mr. President, I wish to be recorded as voting "no" on this bill.

Mr. PECHAN. Mr. President, may we be at ease a moment?

The PRESIDING OFFICER. The Senate will be at ease.

(The Senate was at ease.)

And the question recurring,

Shall the bill pass finally?

Mr. McMENAMIN. Mr. President, this bill is rather deceptive and I think there is a lot more to it than what meets the eye on a casual reading of it. I think, as it stands, it can be so construed that it means the death knell of fair trade in Pennsylvania.

I do not know whether the Members of the Senate are for or against fair trade as a matter of policy, but I do think we should consider, before voting on the bill, that that is a possibility. I do not think that is the intent of the bill, but the way it is so worded is that, as a practical matter, it would be impossible to enforce an action for violation of the fair trade act in Pennsylvania if this bill is strictly construed by the courts.

For that reason, Mr. President, I would ask that the bill go over in order until tomorrow, so that the Members will have a better opportunity to study it, particularly in light of the discussion which some of us have had and vote on it tomorrow.

Mr. WEINER. Mr. President, I just merely wanted to add to what the Senator from Lackawanna said, in that every small storekeeper and every person who has a small individual business is only able to stay in business because of this fair trade act, and I think they are for this bill and have voiced their opinion once in this Session when this bill or a similar bill was in this Body.

I also would like to add that some of the people, who buy in large volumes, are very anxious for this type of act to go through because they eventually could put out all the small, little businessmen who have made up the very backbone of economic fiber in this Country.

BILL OVER IN ORDER

Mr. McMENAMIN. Mr. President, I now ask unanimous consent that House Bill No. 2107, Printer's No. 1818, on final passage, go over in its order.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, yesterday on the floor, I introduced a series of discharge resolutions pertaining to the railroad industry. At that time, I had another resolution concerning House Bill No. 397, an act requiring common carriers by railroad to furnish flag protection to all trains occupying main tracks and imposing duties on the Public Utility Commission.

The reason I did not put this resolution before the Senate yesterday was because I have been trying to work with the representatives of the railroads, the representatives of the various unions and the spokesmen for the unions up here on the Hill, in an attempt to reach some kind of a compromise. I had hoped that we would be able to work out a solution in this particular bill that would give both sides some measure of satisfaction. However, this afternoon, about 1:00 o'clock, I was informed by the representative of the railorad that their legal counsel took the position, after study, and he informed me that it was a very serious and earnest study, that there was no manner in which we could amend this bill that would not place what they termed to be a prohibitive cost upon the railroads in this Commonwealth.

Therefore, Mr. President, I come before you at this moment to give you what I know of the legislation in order that you may make a decision as to whether the question is one of money or whether the question is one of safety and the lives of employees of the railroads.

House Bill No. 397 requires all common carriers by railroad to furnish flag protection. This provision is in accordance with historic procedure on the railroads of the Nation. To my knowledge, only the Pennsylvania Railroad, of all the trunk line railroads, deviates from this practice. On all the other railroads, this is an absolute rule. Failure to comply with this rule, in all of its aspects, leaves those who violate the tenets of this rule subject to discipline and, in most instances, dismissal.

Section 1 makes it unlawful for any common carrier by railroad to operate or permit to be operated on or over its main tracks, in this Commonwealth, any passenger train, freight train, or any other train or lomcomotive, unless the train or lomotive has a qualified flagman on the crew. The flagman must be stationed at or near the rear end of the train or locomotive for the purpose of providing flag protection when the train or locomotive is stopped or delayed under such circumstances that it may be overtaken by following train or locomotive.

I would like to point out that a safe operation should know no bounds and certainly this requirement only implements the practice which prevails on most of the railroads, through rules which they have promulgated of their own volition. Rule 99, in the operating manual of most railorads, is comparable to the provisions of House Bill No. 397 and, generally speaking, with the exception of very few railroads, is by and large an absolute rule in full force and effect and no deviation from this principle is permitted.

Mr. President and Members of the Senate, I have learned, through my negotiations with both sides, that in Pennsylvania the B. & O. Railroad, operating within the confines of this State, the P. & L. E., operating within the confines of this State, and many of the short line roads already have in effect the provisions of this Act. The Pennsylvania Railroad has this same provision in

effect in every other State where it operates except the State of Pennsylvania. For many years, this has been a bone of contention.

As I stated yesterday, because of the nature of the employment of the men who work for the railroads, strikes are very rare. When they go out on strike, they injure a great many fellow citizens who must go back and forth to work and to and from their business places. They, therefore, have been sacrificed to the lamb of financial security for the railroads for the simple reason that they do hesitate to go out on strike to add another flagman to the crew.

If it is proper and safe, Mr. President, and a safe rule of conduct to place a flagman to the rear of the train when it is stopped out on the main tracks or any other tracks of the railroad, then is it not just as necessary to have a flagman at the front of that train? There are a great many of the Railroad Brotherhood Members who know by the sad experience of injury and, in many cases, the families have felt the cruel blow of death because of the lack of proper safety supervision on the railroads of this State. I am sure that the Members of this Senate will not be shedding too many tears when the question is one of money, when all of us know, from reading the financial pages of our State newspapers and the Nation's newspapers, that the Pennsylvania Railroad has reached its highest earning peak in its entire history. In this last quarter, its earnings were some twenty-three or twenty-four per cent higher than the previous quarter.

Mr. President, I have always said that I believe in a healthy and properous industry. However, I also believe in a healthy and prosperous people. One without the other is incompatible in my mind.

Therefore, Mr. President, I offer to the Senate this opportunity to correct an evil of long standing and to give aid and comfort to those who are employed on the railroads of this State.

SENATE RESOLUTION

TO DISCHARGE COMMITTEE ON LAW AND ORDER FROM FURTHER CONSIDERATION OF HOUSE BILL No. 397

Mr. DENT. Mr. President, I ask unanimous consent to offer a discharge resolution at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears no objection.

Mr. DENT offered the following resolution which was twice read as follows:

In the Senate, May 17, 1956.

Resolved, That House Bill No. 397, entitled "An Act requiring common carriers by railroad to furnish flag protection to all trains occupying the main tracks; imposing duties on the Public Utility Commission, and providing penalties," having been referred to the Committee on Law and Order on May 10, 1955, and the Committee not having reported the same to the Senate for a period of over ten days, the Committee is discharged from further consideration thereof.

MOTION TO ADOPT DISCHARGE RESOLUTION

Mr. DENT. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The roll was called and was as follows:

YEAS—21

Barr,	Haluska,	McMenamin,	Seyler,
Camiel,	Hays,	Miller,	Silvert,
Dent,	Lane,	Mullin,	Stiefel,
Derk,	McCreesh,	Ruth,	Weiner,
DiSilvestro,	McGinnis,	Schmidt,	Yosko,
Donolow,			

NAYS—25

Berger,	Kopriver, Jr.	Propert,	Wagner,
Blass,	Madigan,	Scott,	Watkins,
Chapman,	Mahany,	Stevenson,	Watson,
Diehm,	Mallery,	Taylor,	Whalley,
Flack,	McPherson, Jr.	Van Sant,	Wolfe,
Harney,	Pechan,	Wade,	Fleming,
Kessler,			Presiding Officer

So the question was determined in the negative.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 873

Mr. STEVENSON. Mr. President, I submit the report of the Committee of Conference on House Bill No. 873, entitled:

An Act amending the act of May 1, 1933 (P. L. 103), entitled "The Second Class Township Law," prescribing duties and limitations for township supervisors as to holding other township offices, the number of meetings to be held, keeping of records and fixing compensation of certain township officers; changing the expense allowances for delegates to supervisors convention and the officers eligible to attend; fixing the procedure for selling township property; making tax exempt properties liable for certain costs for fire protection; prescribing duties of auditors and fixing compensation of members of zoning board of adjustment; providing for the construction of sidewalks and curbs and the payment therefor; changing the provisions relating to abandoned cemeteries, the publication of ordinances, connecting with sewers of adjacent municipalities, and the dedication, laying out, opening, improving, changing, relocating, taking over and vacating roads, streets and highways.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 999

Mr. STEVENSON. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An Act providing for the compensation of the mayor, council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A.

The PRESIDING OFFICER. This report of Committee of Conference will appear on tomorrow's Calendar.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1295

Mr. HARNEY. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F. F. A. district dairy shows and in addition a

State Wide show to be held in the Fall of the year as preliminary to the State Farm Show.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

REPORT FROM COMMITTEE

Mr. BLASS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. BLASS, from the Committee on State Government, re-reported as committed, House Bill No. 1026, entitled:

An Act authorizing and empowering any administrative department of the Commonwealth of Pennsylvania when so designated by the Governor to cooperate with the United States in the distribution and use of surplus foods and commodities.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. WATSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair heas none.

Mr. WATSON, from the Committee on Executive Nominations, reported with a favorable recommendation the following nomination, made by His Excellency, the Governor of the Commonwealth:

SUPERINTENDENT OF PUBLIC INSTRUCTION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, April 3, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Dr. Charles H. Boehm, Yardley Road, Morrisville, Bucks County, for appointment as Superintendent of Public Instruction, for the term of four years, to compute from April 15, 1956, vice Hon. Francis B. Haas, Harrisburg, resigned.

GEORGE M. LEADER.

CONSIDERATION OF EXECUTIVE NOMINATION

Mr. WATSON asked and obtained unanimous consent for immediate consideration of the nomination read by the Clerk.

EXECUTIVE SESSION

A motion was made by Mr. WATSON and Mr. WATKINS, That the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nomination reported at today's Session.

Which was agreed to.

Whereupon,

A motion was made by Mr. WATSON and Mr. WATKINS, That the Senate do advise and consent to the nomination reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. WATSON. Mr. President, I move that the Executive Session do now rise.

Mr. WATKINS. Mr. President, I second the motion.

The motion was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. MAHANY asked and obtained unanimous consent to address the Senate.

Mr. MAHANY. Mr. President, a short time ago Senator Donolow talked on Senate Bill No. 1110, which relates to the commutation and diminution of sentences to persons convicted of the unlawful possession, selling, dispensing or giving away of drugs. This bill was put in my committee a day or two ago. The only reason we did not report it out at that time was because we thought there would not be a sufficient number of days remaining in the Session for it to clear the Senate and the House. If there are a sufficient number of days however—we do not know exactly when we are going to adjourn—we may be able to act on this bill.

For that reason, Mr. President, I am reporting Senate Bill No. 1110 from the Rules Committee, as committed, and also House Bill No. 2117, as amended.

REPORTS FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make reports from committee at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on Rules, reported as committed, Senate Bill No. 1110, entitled:

An Act amending the act of May 11, 1901 (P. L. 166) entitled "An act providing for the commutation of sentences for good behavior of convicts in prisons penitentiaries workhouses and county jails of this state and regulations governing the same" denying commutation or diminution of sentence to persons convicted of the unlawful possession selling dispensing or giving away of drugs.

He also, from the Committee on Rules, reported as amended, House Bill No. 2117, entitled:

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage.

STATEMENT BY MAJORITY LEADER CONCERNING SCHEDULED CEREMONY

Mr. MAHANY. Mr. President, we had scheduled a little

ceremony to take place here at four o'clock, Daylight Saving Time. We are now about an hour late in having it. I would suggest that we take up that ceremony at the present time and send a messenger to get our Lieutenant-Governor, Roy Furman, to come to the Senate Chamber if he finds it possible to do so.

The PRESIDING OFFICER. May I ask the gentleman from Crawford, Senator Mahany, if it is his intention to recess and come back for the Second Reading Calendar?

Mr. MAHANY. If you will send for the Lieutenant-Governor, then we can go on here until such time as he appears.

The PRESIDING OFFICER. Would the messenger please produce the Lieutenant-Governor?

SECOND READING CALENDAR

APPROPRIATION BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1974, entitled:

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania State Board of Censors.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 275, entitled:

An Act amending the act of May seventeen one thousand nine hundred twenty-nine (P. L. 1798) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and pre-increasing the amounts of payments from the Commonwealth to counties and making an appropriation.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 613, entitled:

An Act amending the act of June 23, 1931 (P. L. 932) entitled "The Third Class City Code" changing tax levy provisions when land and buildings are taxed separately.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 806, entitled:

An Act to promote the welfare of the people of the Commonwealth by rendering financial assistance to industrial development agencies engaged in promoting the development and expansion of business industry and commerce in the respective counties of the Commonwealth prescribing procedures for the rendering of such assistance and empowering the Department of Commerce of the Commonwealth to administer the same and making an appropriation.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1008, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "The Game Law" by further regulating violations and the imposition of penalties the duration of field trials and fox hunting and modifying the limitation of the purchase price of State game lands.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1109, entitled:

An Act amending the act of January 24, 1956 (Act No. 288) entitled "An act relating to chatel mortgages executed and filed prior to July 1, 1954 . . ." extending the lien of mortgages in certain cases.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1240, entitled:

An Act to amend the act approved the twenty-third day of May one thousand eight hundred eighty-seven (P. L. 164) entitled "An act to secure to laborers within this Commonwealth the benefit of the exemption laws of this Commonwealth and to prevent assignment of claims for the purpose of securing their collection against laborers outside of this Commonwealth" by forbidding creditors to sue residents debtors of this Commonwealth in the courts of another State where the creditor debtor and intended garnishee are within the jurisdiction of the Pennsylvania courts and providing penalties.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1297, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1774, entitled:

An Act amending the act of May 20, 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof . . ." extending the time for claiming credit for service with a school district of the first class and increasing the time of service which may be claimed.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1778, entitled:

An Act to authorize the transfer of certain automobiles used in child welfare programs and purchased with Federal funds to certain counties.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 604), entitled "State Highway and Bridge Authority Act" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1956, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres more or less of land situate in Hanover Township Beaver County Pennsylvania with the approval of the Governor.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

BILLS OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that the following bills, on second reading, go over in their order:

House Bill No. 2044, Printer's No. 1816; and

House Bill No. 2065, Printer's No. 1489.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land situate in Middleton Township Delaware County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

CEREMONY HONORING SENATE LEADERSHIP

The PRESIDING OFFICER. The Senate will be in order.

We are just a little bit late, an hour and twelve minutes beyond the hour we had set for the time-honored custom of having a little farewell party for the Members of the Senate at which we pay honor to the leadership on both sides of the Senate and the President of the Senate of Pennsylvania.

I want to say to all the Members that I hope they will pay attention for just a moment. At the conclusion of these ceremonies, we have a buffet and a reception down

in the Committee Rooms on E Floor. That is where Senator Mahany's and Senator Pechan's offices are located and where the Highways Committee meets. We hope that every Member of the Senate and their friends will come down to the reception.

Now that the Lieutenant-Governor has been able to return from his duties on the Pardons Board and is here, I would like to, at this time, recognize the gentleman from Cumberland, Senator Wade.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair

PRESENTATION TO LIEUTENANT-GOVERNOR ROY E. FURMAN, PRESIDENT OF SENATE

Mr. WADE. Mr. President, a short time ago we heard Senator Wagner, in a very elegant way, tell us about some things that had happened in this Session. One thing, particularly, that came as news to me was that this has been a very long Session. Senator Seyler well answered Senator Wagner and used those same expressions. I am sorry that our Lieutenant-Governor was not in the hall of the Senate at the time. He was attending to other official duties. However, anyone who is missing this is not missing anything and, apparently, that has unanimous approval.

I have the happy privilege this afternoon of paying tribute to some of our Senators here in the Senate. Particularly, at this time, I want to, on behalf of all the Membership of this Senate, present a little token of the esteem and admiration of this entire Body.

This afternoon, as I said awhile ago, we passed a rather large appropriation bill. We passed it quietly and with all votes. We have come to the place in this Session, I hope, where things we say do not amount to very much anymore. I know of a life insurance meeting, which was held recently at one of the local hotels, where the gentleman from the platform said, "According to the American table of mortality, when we reach the age of seventy-three, there are eighteen per cent more women living than men." One of the boys who was attending and who had partaken of a rather generous—both liquid and solid—luncheon said, "Well, who in the world cares how many women there are around at that age?"

Some of my colleagues, I am happy to say, do not comply with the American table of mortality. They are proving that it is an antiquated table. However, there is one gentleman here for whom I am sorry I do not have some token because he is a fine leader. He said the other day, when we were paying some tribute to one of the Members from Lackawanna County, that he was the only Member who apparently had gotten anything done during this long Session.

Mr. President, during our long debates here, we have just been trying to adjust government and our economy with the changing value of the dollar. Seriously, I think we might take cogninzance of the fact that even though our budget seemed high and our obligations high and the load a little heavy at times, perhaps we should remember that the taxpayers of the State of Pennsylvania still pay $8.00 to the Federal Government for every $1.00 for State government.

It is not my duty to create any new debates or discussions and I have the honor, as I said awhile ago, of presenting to our President, the Lieutenant-Governor, a little token of the esteem and admiration in which every Member of this Body holds him. I have had the privilege of attending Sessions here under four other Presiding Officers, the Honorable Samuel Lewis, the Honorable Daniel Strickler, the Honorable Lloyd Wood and the Honorable Jack Bell, now Judge Bell. I am sure that none of those Presiding Officers—and they were all good—were more fair in their decisions, and in recognizing both sides of the Senate, than our distinguished Lieutenant-Governor, the Honorable Roy E. Furman.

Therefore, Mr. President, on behalf of the entire Membership, which knows him more intimately as "Fast and Furious Furman," I present these little tokens of our esteem and admiration.

The PRESIDENT. Thank you very much, Senator Wade, and all the Senators of this Senate of Pennsylvania. I rather feel that I am not deserving of all this. However, I will say to you that I appreciate it very, very much.

In the statement that Senator Wade made, I do not know whether he was referring to my age or not. I can assure him, though, that I am glad there are more women than men in the United States.

I might say that, in presiding over this Body, it has been one of the most pleasant duties that I have ever had. It is not a tough job because all the Members of this Senate are good Members and they have conducted themselves properly, even though many times people have said to me what a hard job it is. I have said to them that it has been very, very easy and it has been easy because there has been a spirit of cooperation at all times, even though there has been disagreement over policies among the Members of the Senate. For that reason, it has made the job very easy for me.

Although it has been a long Session, I sincerely have enjoyed it very, very much. I certainly hope to have the same cooperation in the next Session, which will start in a few months from now.

I, again, thank the Members for this beautiful gift and I will long remember it and remember the spirit in which it was given. Thank you very, very much.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

PRESENTATION TO SENATOR M. HARVEY TAYLOR, PRESIDENT PRO TEMPORE OF SENATE

Mr. BARR. Mr. President and Members of the Senate, I saw our old friend, Pete Wambach, in the Senate about a half-hour ago. I think you all know Pete. He has been around this town for a good many years and I said, "Pete, I am going to present some gifts to some of my fine Republican friends and I wish you would dash me off a poem." I am going to read the poem he wrote for me. I think you will get a kick out of it, especially those of you on the Republican side, as we did on this side. The poem is as follows:

"There are strange things done in the midnight sun
in the room where the Senate grifts,
But the strangest thing is that Democrats should give Republicans gifts;
But in a spirit charitable, and with a hard-pressed smile,
We prove that the spirit of charity is on this side of the aisle.

That we should give these gifts to them—our guests must think it zany,

For we owe nothing to Taylor, Pechan, Berger or Mahany;

And it would be quite proper if in those boxes there,

We'd have a gift of emptiness, just boxes of hot air.

But no, in spirit charitable we Democrats combine,

To give the other side the gifts of light and gifts of time;

The gift of time, a calendar to mark each daily notch,

They've turned the hours into months, but we give them a watch.

And in another box, we give a lighter for its spark,

Which will light their way, for heaven knows they're always in the dark;

So Pechan, Taylor, Berger and Mahany now no fuss,

Here are your watch and lighters, now what've you got for us?"

Seriously, Mr. President, I am addressing my remarks now to my good friend and erstwhile enemy, the President pro tempore, Senator M. Harvey Taylor. I want to say that whatever our differences have been in politics, we are like lawyers who fight one another violently in court and then go out and have a good steak dinner together.

Senator Taylor and I have been in opposite political trenches for many years and we have both fought for the principles in which we believe. I have often presented him with some sharp appraisals of the party he has served and he has never spared the rod in blasting my political party.

Through the years I have been in the same company as Senator Taylor at many social gatherings and never has either one of us gone over to a corner and sulked. Besides, he is bigger than I am, although I think I can outrun him.

Today, as we head down the homestretch—and poor old Harvey must go to Philadelphia tomorrow—I would like to present this gift in the spirit of good fellowship. After this little shindig is over, Harvey and I will go downstairs to have a drink of some kind of juniper juice and I will give him the first slug out of the bottle.

Mr. TAYLOR. Mr. President, when you are pushing eighty, you do not care how many women are around. I want to say to Joe Barr that I do not care how fast he can run, just so he cannot run any faster than I, politically.

I do not know how to thank you people for this. You have been so kind to me for so many years that I always get a lump in my throat. Thank you.

PRESENTATION TO SENATOR JOHN H. DENT, MINORITY LEADER

Mr. WADE. Mr. President, may I add a word to what Senator Barr said just a moment ago? One of the finest things about this club, known as the Pennsylvania Senate, is the friendships which have developed over the many years and that those friendships do not stop at party lines. Regardless of how heated a debate is in this Chamber, when the debate ceases friendships continue as before.

I should have said to the Honorable Roy Furman that I also have an S. S. S. Certificate for him, as I have for the next recipient of the generosity of the Membership of this Senate.

I might say that several months ago, when the Honorable David Lawrence, Mayor of Pittsburgh, called up and asked me if I could move over and make room for another Member of the Senate in the Thirty-First District, I generously acceded to that wish immediately because I felt it might be the Lieutenant-Governor. However, it developed into being Senator Barr. He and I are now both members of the Thirty-First District and we get along fine. We have developed a warm friendship and our families have carried on with that friendship.

Mr. President, now it is my pleasant duty to present to a gentleman, known to his intimate friends as "Silent John Dent," a little token of our esteem, admiration and friendship and a certificate in the S.S.S. Club.

To you, Johnny, our best wishes. We hope that we will have the privilege of hearing you again next Session.

Mr. DENT. Mr. President, for a moment I thought the bankers were appreciating the action we took this afternoon.

Mr. President, Members of the Senate, Lieutenant-Governor, my closet friends and admirers, the newspaper fraternity, and my friends who are here this afternoon, I notice that they are giving me a watch. A watch reminds me of a story that probably was the reasoning behind the selection of this very fine timepiece. As you all know, I am a man of very few words. However, I do use them quite often. Maybe this is to remind me because most of you notice that I very seldom wear a watch. It reminds me of a fellow who was making a speech and after he had talked for quite a long, long time, he started fumbling around and he said, "You know, if I have talked too long it is because I do not have a watch." A wise guy in the rear of the audience said, "Mr., it is too late for a watch; there is a calendar right behind you."

Gentlemen of the Senate, we are reaching, I hope, the last days of this Session. We have had some moments when I thought that I would be mad enough at all of you over there to never even talk to you again, let alone sit down and eat with you. However, the funny thing about it is that when I go through the swinging gates of this Senate Chamber, for some reason or another, I am just mad at nobody. I find that all of the things we believe are so important, and all of the crises that we have before us on important legislation, melt away with the sinking of the sun at night. Tomorrow always brings forth a new sun and the warmth of a new day and an opportunity to renew the friendships I have enjoyed for twenty-two years.

The PRESIDING OFFICER. Thank you, Senator Dent.

MRS. ROY E. FURMAN, MRS. JOHN H. DENT, MRS. JOHN J. HALUSKA AND MRS. JOSEPH M. BARR PRESENTED TO SENATE

Mr. BARR. Mr. President and Members of the Senate, I want to add to what Senator Wade said about the Lieutenant-Governor in that this is about the first time in the twenty years I have been here that we have had a Lieutenant-Governor who had a right eye. The Republican Lieutenant-Governors all had one eye.

Before going any further, I would like to present to the Senate the wife of the Lieutenant-Governor, Mrs. Furman; the wife of the Minority Leader, Mrs. Dent; the wife of our Caucus Chairman, Mrs. Haluska; and the

wife of the real Senator from the Thirty-First District, Mrs. Barr.

PRESENTATION TO SENATOR ROWLAND B. MAHANY, MAJORITY LEADER

Mr. BARR. Mr. President, and Members of the Senate, we have been here for almost seventeen months. Twelve months have been taken up by Senator Dent and Senator Mahany talking, and during the other five months the other forty-five of us got a few words in edgewise.

Truely, however, I want to say to Senator Mahany that I count him as one of my personal friends and as one of my fair political enemies. My friendship for him goes beyond Senator Mahany; it extends to his wife, Mabel, and his son, Dickey. I have had many pleasant times with them when they have come down to our fair city of Pittsburgh. I have also had the pleasure of visiting with them in Florida, and I will miss Rowland when this Session is over. As the Majority Leader, I think he has been a fair and square person. He has called the shots as he has seen them and not as we have seen them.

In closing, I hope that Senator Mahany will be the leader next year, although I think he will be the Minority Leader, and it is with pleasure that I present to him this token of our esteem.

Mr. MAHANY. Mr. President, the last statement that Senator Barr made is just wishful thinking. I feel quite sure that the leader on this side will be the Majority Leader.

I certainly appreciate this very fine gift. We are all going to be known here as Republicans with all of us having similar gifts. We will have the watch to keep track of the time and the lighters to make our lives a little bit lighter, perhaps. I do not want to go on here at great length because it is becoming quite gushy. The syrup is really flowing over this green carpet like it never flowed before.

There is one gift that I thought the Senator would give me, in addition to the lighter and the watch, and that is the gift of his great amanuensis, that artistic gentleman of the poison pen. I speak of George Pennington. I thought perhaps you might let me have him for a little while, just in order for me to make up a poem to shoot back at you.

Even though the Session might end some day, Senator Barr is not going to miss seeing me because I expect to go down to Pittsburgh and play golf with him. Outside of his being in Chicago for a little while, where I feel he will be quite as busy there as Senator Taylor will be in Philadelphia next Saturday, we will probably be seeing quite a bit of each other. I hope that by that time, too, my wife and little boy, Dicky, will be able to join me here in Pennsylvania. That is one of the regrets that I had about this long Session. I had intended to spend some time down in the sunny South this last winter. However, due to fact that Senator Dent talked so long and Governor Leader could not make up his mind, it was necessary for me to stay here in Pennsylvania instead of being down there in that gay land of Florida.

Anytime Senator Barr or any of the other fellows can get together with me, I will certainly appreciate the honor of having you. I hope that perhaps all of us can have a little Session of the Senate down in Pompano Beach next year.

PRESENTATION TO SENATOR FRANK W. RUTH, MINORITY WHIP

Mr. WADE. Mr. President, to get on with our program, may I say to Mrs. Furman that certainly the statement made by Senator Barr is correct. Lieutenant-Governor Furman has two eyes. I sometimes think he has more than two eyes because not long ago, in one of the consent Sessions, he announced the vote as 47-0. In looking around the hall of the Senate, I could not count very many Senators until I took a second count and then I saw "Senator Thompson," Senator Flynn," "Senator Hines," "Senator Peters," "Senator Musselman," "Senator Cameron," "Senator Davis," who is known as "Killer Davis" at times, "Senator Reiter," Senator Lindgren," "Senator Holton," and "Senator Pennington." Incidentally, "Senator Pennington" himself made the suggestion this afternoon—and certainly it is in the tenor of this meeting—that the Republican Party create a new club and instead of the G.O.P., it should be G.R.O.P., "Get Rid of Pennington."

I also saw in attendance at that particular time "Senator Baer," "Senator Kaminski," "Senator Scotzin," "Senator Bohr" and "Senator Tiny "Hafer."

Now, Mr. President, it is my happy duty to make a presentation to a Member who has served long and faithfully in the Senate and in the House as well. I remember him very well when I served in the House quite a long time ago. He has served here in a dual capacity very frequently, and I say in all sincerity that I never knew anyone, minister or otherwise, who could offer the fine prayers that Senator Ruth offers. It is now my happy privilege to present to Senator Ruth, known to his good friends as 'Rough and Ready Ruth," a little token of the admiration of his colleagues.

Mr. RUTH. Mr. President, Senator Wade and fellow Senators, I certainly appreciate this gift. I have been here a long time; it is my twenty-third Session and, as nearly as I remember. I missed one day during this Session. That was due to the fact that the dentist called me there.

There are many things we learn during the years. There is one thing, however, I never knew until a few weeks ago. When I came in here more than twenty years ago, I was amazed at the very comfortable chairs we have here. I did not know the reason why until a few weeks ago. I heard a man say that the mind can only consume as much as the seat can endure. Perhaps that is the reason these chairs were put in here.

I have enjoyed my work very much here and I have always tried to render every service I could. I am beyond the time when I get overly excited about anything. I know it does not work out. I have enjoyed my work here and I hope we can work together for a long time.

I want to thank you very much for this gift.

PRESENTATION TO SENATOR ALBERT R. PECHAN, MAJORITY WHIP

Mr. BARR. Mr. President, the next fellow on the Hit Parade is the "Pitt Panther." His hours are by appointment and his office is in Ford City. If any of your people want one hundred per cent dental work performed, with a good fair price, see Doctor Pechan.

I have known Senator Pechan since before he was a dentist. His fraternity was just a half block from where

my fraternity was, on Bellevue Avenue in Pittsburgh. Senator Pechan was a member of the A.T.O. He is one of those smart fellows; he got married while he was still in college. I think that is the reason why he turned out to be the doctor he is and the good politician that he is.

I do not know how Senator Mahany would have gotten along without him. Anytime Senator Mahany was absent from the Senate, there was Senator Pechan standing at the loud speaker. I will say that he has been a good Whip. He has kept the twenty-six fellows, to our despair, in their chairs when we hoped they would not be there. That is not an easy job, with all the departments there are around Capitol Hill and the errands which our fellows have to run. However, Doc tells his fellows that they must run them when we are not in Session.

Senator Pechan, on behalf of all the Members of the Senate, I want to present to you a watch and a lighter.

Mr. PECHAN. Mr. President and Members of the Senate, I am a bit like "Pop-Pop"; I am moved with a little bit of a lump in my throat.

Senator Barr referred to me as a dentist, and I am just wondering whether I am either fish or fowl anymore since I have come to the Senate. My patients back in Ford City say that I am more interested in politics than I am in teeth. Down in the Republican Caucus, when we are arguing, my fellow Senators say that they believe I am a better dentist than I am a Senator. I really do not know where I stand. When Senator Lane sees me coming to the microphone, he says, "There is the second team." When Senator Holland was here, he called me the "galley slave." However, all in all, I have enjoyed it very much. It has been a little rough on my health, I guess.

When I first came down here, seventeen months ago, I thought I would give up fishing. I thought I could do that as a hobby. I got to love it here and I have made some great friends. I want to say that the closest friends I have in this world are Members on both sides of this aisle.

I want to thank you very much.

PRESENTATION TO SENATOR JOHN J. HALUSKA, MINORITY CAUCUS CHAIRMAN

Mr. WADE. Mr. President, my final pleasant duty is to present, in addition to other things, a certificate in the S.S.S. Club, with dues paid in full, to Senator Ruth and another Senator, as well. You may be somewhat interested in knowing what the S.S.S. Club is; it is known as the "Short and Snappy Session Club."

Seriously, Mr. President, I want to tell of a little incident that happened on the West Shore some recent years ago when we had a bad flood. Members of the American Legion were using boats to take folks out of their homes, sometimes out of the upper stories of their homes. During the process of this, some folks who were with me in a boat noticed, in what would be the yard of a residence, a straw hat float down a certain distance and then make a complete right angle turn and go across what would perhaps be the yard, which was then under water, and then turn and come back to the place of beginning. It did that several times and, finally, we made inquiry as to what this unusual phenomenon was. One of the men explained to us that that was grandpa and, come hell or high water, he mowed the lawn on Wednesday.

The last presentation is to a man affectionately known to his colleagues and all Members of the Senate as "Hell or High Water Hoxsey Haluska." It is now my pleasure to present this gift to Senator Haluska, who will fight strongly for anything in which he believes and certainly every Member of this Senate hopes and prays that the thing in which he is engaged will develop as he fully expects. My congratulations to him for the strong fight he puts up and our best wishes to him in the days ahead.

Mr. HALUSKA. Mr. President, I do not know how any Senate Caucus Chairman merits a gift. We had twenty-four Members, with twenty-four talking at one time. It was my duty to pick one of them out. Now when you drop that gavel, everybody jumps. I never knew how badly it sounded until last week when I was in deep study and my good friend and neighbor, Senator Lane, picked up my gavel and dropped it and I jumped three feet. I realize now just how mean I have been.

I do appreciate this gift given by my colleagues and I appreciate the kind remarks made by Senator Wade. I want to tell him that I want to come back next year and talk about Hoxsey because I believe in what I said throughout the Session. I am fighting for a cause; I am fighting for God and Country. I hope that I shall live long enough to prove to my colleagues those words.

Again, I thank you most kindly for the courtesies you have shown me throughout this Session and I hope to be back with most of you next Session.

PRESENTATION TO SENATOR JAMES S. BERGER, MAJORITY CAUCUS CHAIRMAN

Mr. BARR. Mr. President and Members of the Senate, I am having the usual interference from my friends, the Newspaper Correspondents. They said that I should tell Senator Berger that we will not give him anything until he gets those bills out.

Mr. President, we refer to Senator Berger as the "Mighty Mite," and when he sets his course he is hard to change. I think he does a remarkable job in conducting that Republican Caucus. I will say that he also does a remarkable job in keeping quiet about what goes on in the Republican Caucus, and, I think that is a thing to be admired in anyone politically. Caucuses are like a meeting of a family; what goes on there is no one else's business.

Jim comes from Potter County where I used to think there were more bears than people. I also found out in 1954 that the people up there are very smart. They sent a Democrat to the House of Representatives and I never thought the day would come when the backyard of Mason Owlett would be electing a Democratic House Member.

I want to say, in conclusion, that I wish Senator Berger the best of luck. If they let us out here during hunting season, I will be up in Potter County to do a little hunting with you. On behalf of all the Members of the Senate, I wish you and the members of your family everything which is good and everything which is nice.

Mr. BERGER. Mr. President and Members of the Senate, I want to thank you very sincerely for this kind remembrance and I want to thank Joe Barr for the kind words that accompanied it. Even bears make mistakes sometimes and we trust that it will not happen again.

Mr. President, I know the hour is growing late and

there are other activities to be indulged in. I cannot miss this opportunity, however, to say to my colleagues on both sides of the aisle, and to the friends that I believe I have made both inside the aisle and outside of it, that it has been a genuine pleasure and privilege to associate with you as one of your colleagues and to all of you I hope not only long life and happiness, but I can even at this mellow moment say to all of you I wish you political success as well. Thank you.

The PRESIDING OFFICER. We will try to get through with this in a very few moments. However, I do want to say, as Chairman of the Committee on Arrangements, just a word of caution to Senator Taylor, Governor Furman, Senator Dent and Senator Mahany.

I would suggest to them that they check up on Senator Wade and Senator Barr; they are cheating them. They have another present coming to them. I do not know why Senator Barr and Senator Wade did not give it to them, but each of them has something additional to be received. There are radios sitting over here for each of them; I do not know why they were not presented.

Mr. WADE. Mr. President, our apologies, but we thought the gentlemen had heard too much already.

PRESENTATION TO SECRETARY OF SENATE, ASSISTANT SECRETARY OF SENATE, CHIEF CLERK OF SENATE, SENATE LIBRARIAN AND OTHER PERSONNEL

Mr. WAGNER. Mr. President, we are becoming a little bit concerned about the time element, and for that reason I think I shall make my little part in this presentation a package deal. I will announce to whom the gift go and send them to the desk.

When Senator Wade was referring to some token Sessions and the vote being 47-0, I half expected him to say that he looked around and saw nobody present except zero. There have been times when it seemed like really no one was on the floor. Yet, during all those days, most of us have tried to be faithful and we have been here most of the time. During all those days there has been a certain coterie of personnel here, always on the job. In fact, they were not only on the job when we have been in Session, but on the job when we have been at home. A poet once said:

"The sun comes up and the sun goes down and life is weak or strong, But somehow as the days go by. we seem to get along."

We have gotten along during these long Sessions, when the sun has come up and gone down an infinite number of times and we are not yet finished.

We have had the indispensable services of Senator G. Harold Watkins, our Senate Secretary; of Senator J. Fred Thomas, our Senate Chief Clerk; and of Librarian Charles L. Lathero. Sometimes, I wonder whether his initial "L." stands for legs, because he is in motion most of the time in carrying out the wishes and giving services to the Senators. We had the services of the fourth man, Mr. Mark Gruell, the Assistant Secretary. I am going to send to the desk a gift for each of them. They are gifts which I think will remind them of the clasp of the hand of friendship and association, and gifts which will, by their nature, link them to those who are the donnors. As I send these to the desk, I hesitate to do it the way they are packaged. They make me look a bit like a bag man, if you know what I mean. The four gifts for Senator Thomas, Charles Lathero, Senator Watkins and Mr. Gruell are similar and are packaged.

At the same time, I am going to ask Mr. Gruell if he will, on behalf of the Senators, distribute our forms of appreciation for the valient and overtime services of a host of the personnel up front and out back, who have been with us day and night, week in and month out. When Mr. Gruell does that, I think, Mr. President, it will complete these presentations.

PRESENTATION BY MAJORITY LEADER TO MRS. ROY E. FURMAN

Mr MAHANY. Mr. President, I have been on the receiving end of these gifts up until now. I find, as I grow older, that it is a lot nicer to give gifts than it is to receive them. When I was a little kid, I did not believe that when I was around the Christmas tree. However, I find now that I do enjoy giving gifts much more than I do receiving them.

I am not going to gild the lily a great deal here as I present each of these gifts. I do want all of the fellows to know that I enjoy giving them and I appreciate the fine cooperation that I have received from my Assistant, Senator Pechan; the Caucus Chairman, Senator Berger; and my good friend, Senator Taylor.

I also want Senator Dent to know that I appreciated his kindness, at least outside of the Senate Chamber. Although we had to wage war here at times in the Senate, as he said, after we left the Senate Chamber it was possible for us to form, keep and maintain a wonderful friendship between us. I wish he and his good wife, Babe, every success. The only name I know his wife by is Babe, if she will forgive me, I will refer to her as Babe. He and his wife have been very kind to me. They have invited me to their house; I have enjoyed their hospitality. The same goes for Senator Barr and his wife, Alice. Lieutenant-Governor Furman and his wife, Mary, have invited me to their home but, as yet I have not had the opportunity of going there. I hope, after this Session is over, that I will be able to get around to also partake of the many fine things which they have at their home.

At this time, not in the order of their importance, but in the order that my good friend George Albro, gives them to me, I would like to make a few presentations. I understand that Senator Dent and I are going to combine in presenting a gift to Lieutenant-Governor Furman. I have this gift marked "Roy Furman," but instead of giving it to him, I am going to give it to his wife, Mary. Roy is going to receive one from both Senator Dent and me.

PRESENTATION BY MAJORITY LEADER TO SENATOR JOHN H. DENT, MINORITY LEADER

Mr. MAHANY. Senator Dent, I hope you will use these if you ever go to the horse races. You will be able to see the horses come in and I hope you have the horse that finishes first.

These glasses will enable you to take a closer look at the joint baby that you and I had, known as the categorical sales tax.

PRESENTATION BY MAJORITY LEADER TO SENATOR FRANK W. RUTH, MINORITY WHIP

Mr. MAHANY. Now a gift to the Peter Marshall of the

Pennsylvania Senate, my good friend, Senator Ruth, who, no matter what day it was or what the time, was always willing to come to the Senate and start us off with a prayer. They were always fine prayers. I hope that some day we will be able to make a little collection of the prayers which Senator Ruth has given us here because, certainly, they are masterpieces and come from the heart and not from the book. They are wonderful prayers, Senator.

PRESENTATION BY MAJORITY LEADER TO SENATOR JOHN J. HALUSKA, MINORITY CAUCUS CHAIRMAN

Mr. MAHANY. John Haluska, who in his own right is somewhat of a wizard and sleight of hand performer, has done a good job in the Senate and I appreciate the kindness and courtesies which he has rendered to me and the other Senators over the past months.

Senator Haluska, here is a gift for you.

PRESENTATION BY MAJORITY LEADER TO SENATOR JAMES S. BERGER, MAJORITY CAUCUS CHAIRMAN

Mr. MAHANY. Here is a gift for good, old Jim Berger, whom I do not know what I would have done without down in the Caucus. It seems that he and I always saw eye to eye on almost every bill.

PRESENTATION BY MAJORITY LEADER TO SENATOR ALBERT R. PECHAN, MAJORITY WHIP

Mr. MAHANY. Here is a gift for Senator Pechan. He has admired that little radio I have down in my office so often that I thought I better get one for him because if I did not, he might take the one I had.

Senator Pechan, here is a radio just like mine.

Senator Taylor, I will give you your gift tomorrow.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PERSONAL PRIVILEGE

Mr. DENT. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The gentleman from Westmoreland, Mr. Dent, will state his question of personal privilege.

Mr. DENT. Mr. President, I was going to ask for permission to make a very short speech, but knowing what you fellows consider my short speeches to be I decided just to rise to a question of personal privilege.

I deem it a very great personal privilege for me to be able to stand up here and pay my respects to a man whom I have had the pleasure of serving with in this Senate for a great many years. I should say a great many months, but I had the pleasure of serving with him many years ago over in the House of Representatives.

I am not going to take the time of the Senate, because it is getting late, to try to give to you my own personal estimae of our Lieutenant-Governor Roy E. Furman. I think that his behavior in the position that he holds in this State, and the esteem in which he is held by the Members of this Senate who serve with him, is as great a tribute as can be paid to him.

Therefore, at this time, on behalf of Senator Mahany and myself, I would like to present to the Lieutenant-Governor a small token of our appreciation of his being able to see out of both eyes at the same time.

Mr. MAHANY. Before the President acknowledges his gift, I would like to make a short statement.

I have not as yet said how grateful and appreciative I am, not only on behalf of myself but also on behalf of all my Republican colleagues, of the fair and impartial way in which Lieutenant-Governor Roy Furman has conducted the Sessions of the Senate. We certainly have no criticism of any kind whatsoever. We are not like the batter who is struck out and called out by the umpire and turn around and starts to gripe about it.

We have no criticism; we have only admiration and gratitude for the fair and impartial manner in which he has treated us during this long Session of the Legislature.

The PRESIDENT. It looks like I am hitting the jack pot today. Again, I say thanks and I sincerely appreciate this gift.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

PRESENTATION BY MINORITY LEADER TO SENATOR ROWLAND B. MAHANY, MAJORITY LEADER

Mr. DENT. Mr. President, I would now like to present something to Rowland Mahany. Not many people in Pennsylvania have ever heard of him, but I have known him quite intimately. He is a worthy antagonist. He has a quality which I would like to have, but I was not blessed with it and it is too hard to acquire in a lifetime, and that is the quality of keeping his temper, of being unruffled and smiling through regardless of how rough the going gets. For that reason, he has endeared himself to the Membership, I am sure, of this Senate and specially to me.

Rowland, I know that soon, God willing, you will be going down to the sunny clime of Florida to become reacquainted with your family and I thought perhaps this little gift would be nice to take with you. If, after you get down to Florida, you find that the gift can be used usefully, there are sufficient items in it that will accept the invitation to dinner.

PRESENTATION BY MINORITY LEADER TO SENATOR ALBERT R. PECHAN, MAJORITY WHIP

Mr. DENT. Mr. President, without any fanfare I just have a small token of appreciation of the many fine favors which have been paid me by the leadership on the other side, especially those who have to do with the details.

Senator Pechan comes from my home county. I suppose that Armstrong County at one time had the distinction of having three Senators in the Senate at one time, Senator Walker, Senator Pechan and myself. Of course, they outvoted me because they were two-to-one, but that is only true of Armstrong County. I often wonder if I had lived there whether I would have been voting on the other side or voting on this side, because it seems a man votes somewhere near where he lives. Although I cannot picture myself being a Republican at this moment, stranger things have happened.

Senator Pechan, I know that when you have taken over

Senator Mahany's place you have always been as courteous and as thoughtful as it is possible to be under such trying circumstances. I would like to present you with this gift and, if you can, remember the fine days we had together.

PRESENTATION BY MINORITY LEADER TO SENATOR JAMES S. BERGER, MAJORITY CAUCUS CHAIRMAN

Mr. DENT. Senator Berger, I do not know whether Joe Barr got around to giving you the name that we call you by. I was called out at the time, but we sort of liken you to the Rock of Gibraltar. Darn, you are stubborn when you make up your mind. I am telling all of you right now that I would rather tangle with a dozen ordinary fellows in a debate on a question of getting a bill out of committee than to debate with Senator Berger when he makes up his mind. He will say, "No, let it be the number one bill next January." I believe we will have more number one bills next January than we ever had in the entire history of the State of Pennsylvania.

Jim, I enjoyed the many years with you and I hope the Lord spares both of us and the voters still consider us to be able enough and good enough to represent them so that we may enjoy many days together.

The PRESIDING OFFICER. This has lasted a little longer than we had hoped it would, but we do have a photographer here who would like to take a picture of the Lieutenant-Governor, the President pro tempore, Senator Mahany, Senator Dent, Senator Ruth, Senator Haluska, Senator Berger and Senator Pechan in the front of the Senate, Would you, gentlemen, come up front, please?

Mr. WATKINS. Mr. President, on behalf of Senator Watson and myself, we want to concur in everything that has happened here this afternoon. We would just like to be able to say again every word that has been said because we think everyone was so deserving and it has been a great privilege for us to serve with these great leaders.

We were just wondering if someone had overlooked us, because every year we always receive the booby prize. We recall those two pots we received at the last Session. The handle broke on mine and Senator Watson says that his broke, too.

We were just wondering if you had forgotten us or just overlooked us.

The PRESIDING OFFICER. We have not forgotten you, Senator. A week from next Friday we have a presentation for you.

NOMINATION BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE UNEMPLOYMENT COMPENSATION BOARD OF REVIEW

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Maurice Abrams, 8102 Heacock Lane, Wyncote, Montgomery County, for appointment as a member of the Unemployment Compensation Board of Review, to serve until July 1, 1961, and until his successor shall have been appointed and qualified, vice J. K. Clement, Harrisburg, removed from office.

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 1086

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 1086, entitled:

An Act to repeal the act, approved the twenty-eighth day of May, one thousand nine hundred fifteen (P. L. 642), entitled "An act for the protection of the public health; by providing that persons, firms, or corporations, who are operating or conducting hotels, restaurants, dining-cars, or other public eating-places in this Commonwealth, shall not employ or keep in their employ, as cooks, waiters, kitchen-help, chambermaids, or other house-servants, any person or persons who are suffering from trachoma, active tuberculosis of the lungs, open skin tuberculosis, syphillis, gonorrhea, open external cancer, or barber's itch, or who are carriers of typhoid fever; and further providing that no dishes, receptacles, or utensils used in eating or drinking shall be furnished to patrons or customers of any such public eating-place, unless the same have been thoroughly cleansed since used by another individual; and further providing that no towels shall be furnished in any wash-room in connection with any such public eating-place, unless such towels be laundered or discarded after each individual use; and further providing that no common drinking-cups shall be furnished at any public drinking-place operated in connection with any such public eating-place; and providing penalties for violations of the provisions of this act."

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1092

He also returned to the Senate, Senate Bill No. 1092, entitled:

An Act amending the act of August 9, 1955 (P. L. 323), entitled "The County Code," providing for special enrollments for determining population of counties for purpose of changing classification.

with the information that the House has passed the same without amendments.

SENATE BILL No. 26 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 26, entitled:

An Act amending the State Highway and Bridge Authority Act of April 18, 1949 (P. L. 604), by increasing the power of the Authority to borrow money and issue evidences of inbedtedness therefor to construct a toll bridge over the Monongahela River.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 188, RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 188, entitled:

An Act relating to the practice of Opthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered qualified Opthalmic Dispensers creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for penalties for violations of the provisions thereof and providing for appeals to Court.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 596, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 596, entitled:

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 880, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 880, entitled:

A Supplement to the "State Employes Retirement Law" * * * by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 2055, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 2055, entitled:

An Act to further amend section 9 of the act approved the 18th day of July, 1917 (P. L. 1043), by providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDING OFFICER. The bill, as amended, will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 944

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 944, entitled:

An Act reenacting and amending the title and the act of August twenty-fourth, one thousand nine hundred fifty-one (P. L. 1417), entitled, as amended, "Corporation Income Tax Law," extending its provisions for an unlimited period of time, changing the deduction of dividends and the definition of corporation and of net income, imposing the tax on certain corporations, companies and associations not heretofore taxed under this act, and increasing the rate of tax, and redefining certain allocation factors.

The PRESIDING OFFICER. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1650

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1650, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

The PRESIDING OFFICER. This Report of Committee of Conference will appear on tomorrow's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1955

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1955, entitled:

An Act amending the act of September 8, 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriaion to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five," making the moneys appropriated available for flood damage of October, 1955.

The PRESIDING OFFICER. This Report of Committee of Conference will appear on tomorrow's Calendar.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1662

Mr. PROPERT. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development, operation and maintenance of the Independence Mall in Philadelphia.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1311

Mr. WADE. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making appropriation out of the Motor License Fund.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

BILLS ON FIRST READING

Mr. MAHANY. Mr. President, I move that the Senate do now proceed to the first reading of all bills reported from committees for the first time at today's session.

Mr. PECHAN. Mr. President. I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1110, entitled:

An Act amending the act of May 11, 1901 (P. L. 166) entitled "An Act providing for the commutation of sentences for good behavior of convicts in prisons penitentiaries workhouses and county jails of this state and regulations governing the same" denying commutation or diminutation of sentence to persons convicted of the unlawful possession selling dispensing or giving away of drugs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 2117, entitled:

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ANNOUNCEMENT CONCERNING RETURN OF BILLS

The PRESIDING OFFICER. The Senate Librarian has asked the Chair to announce that all Committee Chairmen please return all bills in their possession to him; that is Senate and House Bills.

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Friday, May 18, 1956, at 9:30 o'clock, a. m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:12 o'clock, p. m., Eastern Standard Time, until Friday, May 18, 1956, at 9:30 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

THURSDAY, May 17, 1956

The House met at 10:00 a. m. EST.
The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

O Thou, in whose life we find our life, through the gift of whose Spirit we do our work and bear our burdens; grant us now the sense of Thy nearness.

Our Heavenly Father, we thank Thee for the fullness of living that was so characteristic of our now departed friend and servant, Clarence Lawyer. We thank Thee for his graciousness, love, courtesy, kindness so fully manifested in his home, Church, community, and in his working and fellowship in this legislative body.

In this hour, may Thy divine visitation heal the hearts that have been broken. May heaven's benediction of divine grace and peace abide with all his loved ones. Give them the reassurance this morning that God is and that even as Christ rose from the dead we also shall rise and that happy are those who are dead in the Lord for they are alive for evermore.

Further grant that as Thy children we shall not keep our feet so closely pressed to earth that we cannot look up and see the wonders of Thy grace and love for us. Dwell Thou in us that we may dwell in Thee. In the name of Jesus Christ, Thy Son, our Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Wednesday, May 16, 1956 will be postponed until printed. The Chair hears none.

ANNOUNCEMENT OF DEATH OF MEMBER

The SPEAKER. The Chair has the unhappy duty of announcing the death of the Honorable Clarence M. Lawyer, Jr., who was a Member of this House from York county.

The Chair appoints as members of a delegation representing this House Messrs. Stebbins, Hass and Rudisill, representing York County, Mr. Worley, representing Adams County, Messrs. Stoner and George, representing Cumberland County, Messrs. Ogilvie, Ziegler, Hocker and Moody, representing Dauphin County, and Messrs. Murray, Wood, Royer and Eshleman, representing Lancaster County.

The funeral will be held Saturday, May 19th at 11:00 a. m., DST, at the First Presbyterian Church, Queen and Market Streets, York. Burial will be in the National Cemetery at Gettysburg.

The Chair names as Chairman of the delegation the Honorable Richard O. Hass, long a personal friend of the deceased.

SENATE MESSAGE

SINE DIE ADJOURNMENT

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, May 15, 1956.

Resolved (The House of Representatives concurring), That this Regular Session of the General Assembly adjourn Sine-Die on the eighteenth day of May 1956, at 8:00 p. m. o'clock Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 992.

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and submit it to the Governor and the Joint State Government Commission and requiring the Governor to review such plan and submit it to the General Assembly and making an appropriation

Referred to the Committee on Rules.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 1574

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 10, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1574, Printer's No. 1676, entitled "An Act authorizing the City of Philadelphia to accept the conveyance under certain conditions of the site of Fort Mifflin."

GEORGE M. LEADER.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1517.

An Act amending the act of May 2, 1945 (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities, counties and townships; prescribing the rights, powers and duties of such Authorities heretofore or hereafter incorporated; authorizing such Authorities to acquire, construct, improve, maintain and operate projects, and to borrow money and issue bonds therefor; providing for the payment of such bonds, and prescribing the rights of the holders thereof; conferring the right of eminent domain on such Authorities; authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof; and conferring exclusive jurisdiction on certain courts over rates," further regulating the membership of the governing body of transit authorities

HOUSE BILL No. 1727.

An Act making an appropriation to the Department of Forests and Waters for the purchase of strip mined and adjacent areas and mineral rights on lands under the jurisdiction of the department.

HOUSE BILL No. 1965.

An Act authorizing the Department of Property and Supplies with approval of the Governor to acquire sixty-three acres more or less of land in Washington Township Erie County for use of Edinboro State Teachers' College and making an appropriation.

HOUSE BILL No. 2013.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for advance payments reimbursements and tuition in the case of area technical schools.

With the information that the Senate has passed the same without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 39.

An Act amending the act of July eleven one thousand nine hundred and seventeen (P. L. 758) entitled "An act for the protection of the public health by regulating the possession control dealing in giving away delivery dispensing administering prescribing and use of certain drugs and keeping records thereof by regulating the use of drugs in the treatment of the drug habit by providing for the revocation and suspension of licenses of physicians dentists veterinarians pharmacists druggists and registered nurses for certain causes and by providing for the enforcement of this act and penalties" further defining drugs coming within the scope of said act and changing the penalties for the illegal possession sale dispensing or giving away of drugs and limiting the powers of the courts to suspend sentence grant probation or parole in such cases.

SENATE BILL No. 526.

An Act amending the act of May 27, 1949 (P. L. 1903), entitled "An act providing for powers, responsibilities, duties and limitations of the Governor, Adjutant General, Department of Military Affairs, Pennsylvania State Armory Board, Military Reservation Commission in connection with the armed Military and Naval forces and the internal security of the Commonwealth; for the definition, organization, powers and limitations of the unorganized militia, Pennsylvania National Guard, Pennsylvania Guard, Naval Militia, Pennsylvania Naval Militia and for coordination with the government of the United States in the organization and functioning of the Pennsylvania National Guard and the National Guard of the United States apportioned the Commonwealth," further regulating membership of the Military advisory Commission.

SENATE BILL No. 893.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" changing and clarifying benefit contribution and credit provisions when employes are placed under social security providing for payments by the Commonwealth and for reimbursements from appropriations.

SENATE BILL No. 975.

An Act authorizing the Department of Forests and Waters to convey certain lands located in Whitemarsh Township Montgomery County in order to facilitate the further development of Fort Washington Park.

SENATE BILL No. 1065.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" changing standards for approval by the Department of Public Instruction of leases and sinking fund charges entered into or incurred by school districts of the first class first class A and second class.

SENATE BILL No. 1075.

An Act amending the act of July 25, 1953 (P. L. 585) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 24.1 acres more or less of land situate in the City of Erie Erie County Pennsylvania" authorizing the conveyance of the land to the City of Erie without consideration for public purposes.

SENATE BILL No. 1087.

An Act amending the act of May 26, 1949 (P. L. 1828) entitled "An act concerning the investment powers and duties of guardians committees trustees and other fiduciaries except personal representatives and prescribing the nature and kind of investments which may be made and retained by such fiduciaries" further prescribing the eligibility for authorized investments of the obligations of municipality authorities.

SENATE BILL No. 1097.

An Act authorizing the Department of Property and Supplies with the consent of the Department of Military Affairs and the approval of the Governor to sell or give all or part of the Cold Springs Military Reservation in Lebanon County formerly known as Camp Shand to the Pennsylvania Game Commission.

SENATE BILL No. 1102.

An Act amending the act of May 5 1933 (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" authorizing keeping of investments in the name of the corporation or a nominee.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1073, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the Commonwealth requiring nonresident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of Commonwealth shall be admitted in evidence prescribing the duties of and fixing the fees of the Secretary of the Commonwealth and providing penalties

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 1077, entitled:

An Act amending "The General State Authority Act of 1949 * * * increasing the power of the Authority to borrow money and issue evidence of indebtedness therefor and allocating the proceeds of the increased borrowing and unexpended money previously borrowed

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation"

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 282, entitled:

An Act amending "The Third Class City Code" * * * fixing minimum salaries for paid firemen in certain cities

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 562, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two tracts of land containing 2.42 acres more or less in the city of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 563, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire sixty-two acres more or less of land in the City of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 656, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania to provide for a deficiency in the maintenance of wards of the Commonwealth at said institution

The first section was read.

On the question,

Will the House agree to the section?

Mr. POLEN offered the following amendment:

Amend Sec. 1, page 1, line 1, by striking out "one hundred ten thousand dollars ($110,000)" and inserting in lieu thereof "fifty thousand dollars ($50,000)".

It was agreed to.

The section was agreed to as amended.

The second section and title were separatly read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 695, entitled:

An Act amending the "Banking Code" * * * further providing for the power of bank and trust companies and trust companies to establish and maintain mortgage investment funds

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 910, entitled:

An Act establishing minimum compensation and increments for administrators and members of the faculty of the Thaddeus Stevens Trade School and imposing duties on the board of trustees of such school and the Superintendent of Public Instruction

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. McCANN offered the following amendments:

Amend Sec. 2, page 2, lines 10, to 13, by striking out "two thou-" in line 10, all of lines 11, 12 and 13, and inserting in lieu "for the school year 1956-1957 three

thousand dollars ($3000) for the school year 1957-1958 three thousand two hundred dollars ($3200) for the school year 1958-1959 three thousand four hundred dollars ($3400) and for the school year 1959-1960 three thousand six hundred dollars ($3600) minimum annual service increment two hundred dollars ($200) minimum number of service increments seven (7) maximum mandated annual salary" five thousand dollars ($5000).

Amend Sec. 2, page 2, lines 16 to 19, by striking out "two thou-" in lines 16, and all of lines 17, 18 and 19, and inserting in lieu "for the school year 1956-1957 three thousand dollars ($3000) for the school year 1957-1958 three thousand two hundred dollars ($3200) for the school year 1958-1959 three thousand four hundred dollars ($3400) and for the school year 1959-1960 three thousand six hundred dollars ($3600) minimum annual service increment two hundred dollars ($200) minimum number of service increments nine (9) maximum mandated annual salary five thousand four hundred dollars ($5400).

Amend Sec. 2, page 3, lines 3, 4 and 5, by striking out "two thousand four hundred dollars" in line 3, all of lines 4 and 5, and inserting in lieu "for the school year 1956-1957 three thousand dollars ($3000) for the school year 1957-1958 three thousand two hundred dollars ($3200) for the school year 1958-1959 three thousand four hundred dollars ($3400) and for the school year 1959-1960 three thousand six hundred dollars ($3600) minimum annual service increment two hundred dollars ($200) minimum number of service increments eleven (11) maximum mandated annual salary five thousand eight hundred dollars ($5800)".

Amend Sec. 2, page 3, lines 17, 18 and 19, by striking out all of said lines and inserting in lieu "for the school year 1956-1957 four thousand dollars ($4000) for the school year 1957-1958 four thousand two hundred dollars ($4200) for the school year 1958-1959 four thousand four hundred dollars ($4400) and for the school year 1959-1960 four thousand six hundred dollars ($4600) minimum annual service increment two hundred dollars ($200) minimum number of service increments seven (7) maximum mandated annual salary six thousand dollars ($6000)".

Amend Sec. 2, page 4, lines 2 to 5, by striking out "three thou-" in line 2, all of lines 3, 4 and 5, and inserting in lieu "for the school year 1956-1957 four thousand dollars ($4000) for the school year 1957-1958 four thousand two hundred dollars ($4200) for the school year 1958-1959 four thousand four hundred dollars ($4400) and for the school year 1959-1960 four thousand six hundred dollars ($4600) minimum annual service increment two hundred dollars ($200) minimum number of service increments nine (9) maximum mandated annual salary six thousand four hundred dollars ($6400)."

Amend Sec. 2, page 4, line 8, by striking out "or" and inserting in lieu "certificate."

Amend Sec. 2, page 4, line 8, by inserting after "certificate" or Master's Degree.

Amend Sec. 2, page 4, lines 10 to 17, by striking out all of said lines and inserting in lieu "for the school year 1956-1957 four thousand dollars ($4000) for the school year 1957-1958 four thousand two hundred dollars ($4200) for the school year 1958-1959 four thousand four hundred dollars ($4400) and for the school year 1959-1960 four thousand six hundred dollars ($4600) minimum annual service increment four hundred dollars ($400) minimum number of service increments four (4) provided that such principals holding a Master's Degree shall receive thereafter two (2) additional service increments of two hundred dollars ($200) each maximum mandated annual salary six thousand six hundred dollars ($6600)."

Amend Sec. 2, page 4, line 18, by striking out "(10)" and inserting "(9)".

Amend Sec. 2, page 4, line 19, by striking out "or" and inserting "certificate".

Amend Sec. 2, page 4, line 20 by inserting after "certificate" or Master's Degree.

Amend Sec. 2, page 5, lines 1 to 8, by striking out all of said lines and inserting in lieu "for the school year 1956-1957 four thousand four hundred dollars ($4400) for the school year 1957-1958 four thousand six hundred dollars ($4600) for the school year 1859-1959 four thousand eight hundred dollars ($4800) and for the school year 1959-1960 five thousand dollars ($5000) minimum annual service increment four hundred dollars ($400) minimum number of service increments four (4) provided that such principals holding a Master's Degree shall receive thereafter two (2) additional service increments of two hundred dollars ($200) each maximum mandated annual salary seven thousand dollars ($7000)".

Amend Sec. 2, page 5, line 9, by striking out "(12)" and inserting "10".

They were agreed to.

The section was agreed to as amended.

The third, fourth, fifth and sixth sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 961, entitled:

An Act amending "The Game Law" * * * authorizing the raising and disposition of nongame pheasants and eggs without propagating permits.

The first section was read.

On the question,

Will the House agree to the section?

Mr. GUSS offered the following amendment:

Amend Sec. 1, (Sec. 101), page 2, line 17, by inserting after "captivity" with the approval of the commission.

It was agreed to.

The section was agreed to as amended.

The second section and title were separately read and agreed to.

And said bill having read at length the second time, and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1014, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire lands comprising the Captain Wililam Phillips' Rangers Memorial in Liberty Township Bedford County providing for the control management supervision improvement restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission and making an appropriation.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1042, entitled:

An Act amending "Pennsylvania Board of Parole Law" * * * removing the ceiling on salaries of the secretary of the board and of district supervisors.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1091, entitled:

An Act amending the "Public School Employes Retirement law" *** authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 113, entitled:

An Act requiring payments to certain school districts operating high schools making an appropriation to the Department of Public Instruction for that purpose.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews, Speaker
Garlock,			

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2117, entitled:

An Act making an appropriation to the House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Rovansek,
Amarando,	Gelfand,	McCann,	Royer,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Curwood,	Kehler,	Needham,	Varallo,
Davis,	Keller,	Ogilvie,	Varner,
Donahue,	Kent,	Olsen,	Vaughan,
Donaldson,	Kline,	O'Neil,	Verona,
Dougherty,	Knecht,	Pacchioli,	Wall,
Down,	Kolankiewicz,	Parry,	Wallace,
Ehrgood,	Kooker,	Pashley,	Walsh,
Eilberg,	Kornick,	Paulhamus,	Wargo,
Erb,	Kratz,	Petrosky,	Waterhouse,
Eshleman,	Lafore,	Pettigrew,	Weidner,
Ewing,	Leiby,	Polaski,	Welsh,
Farabaugh,	Leisey,	Polen,	Wescott,
Filo,	Leonard,	Pomeroy,	Wheeler,
Fineman,	Leven,	Price,	Whitenight,
Flint,	Light,	Pursley,	Willaredt,
Floyd,	Limper,	Readinger,	Williams,
Flynn,	Lippincott,	Reibman,	Wilt,
Foster,	Lopresti,	Reidenbach,	Wood,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rubin,	Andrews, Speaker

NAYS—1

Worley,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 2118, entitled:

An Act amending the "Public School Code of 1949" approved March 10, 1949 (P. L. 30) increasing controller's salaries in districts of the first class A.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	**Maxwell,**	Royer,
Amarando,	Gelfand,	**McCann,**	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	**McInroy,**	Scarcelli,
Banker,	Goldstein,	**McKeever,**	Schuster,
Barnatovich,	Gramlich	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	**Meholchick,**	Smith, C. C.,
Boles,	Hamilton, R. K.,	**Metz,**	Smith, Wm. B.
Bonner,	Hass,	**Mihm,**	Snider,
Boory,	Haudenshield,	**Mikula,**	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	**Moody,**	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	**Muldowney,**	Strausser,
Brown,	Houk,	**Mullen,**	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	**Murray, H. P.,**	Thomas,
Cianfrani,	Jones, G. E.,	**Murray, J. J.,**	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	**Musto,**	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Curwood,	Kehler,	Needham,	Varallo,
Davis,	Keller,	**Ogilvie,**	Varner,
Donahue,	Kent,	Olsen,	**Vaughan,**
Donaldson,	Kline,	O'Neil,	Verona,
Dougherty,	Knecht,	Pacchioli,	Wall,
Down,	Kolankiewicz,	Parry,	Wallace,
Ehrgood,	Kooker,	Pashley,	**Walsh,**
Eilberg,	Kornick,	Paulhamus,	Wargo,
Erb,	Kratz,	Petrosky,	Waterhouse,
Eshleman,	Lafore,	Pettigrew,	Weidner,
Ewing,	Leiby,	Polaski,	Welsh,
Farabaugh,	Leisey,	Polen,	Wescott,
Filo,	Leven,	**Pomeroy,**	Wheeler,
Fineman,	Leonard,	**Price,**	Whitenight,
Flint,	Light,	Pursley,	Willaredt,
Floyd,	Limper,	Readinger,	**Williams,**
Flynn,	Lippincott,	Reibman,	**Wilt,**
Foster,	Lopresti,	Reidenbach,	Wood,
Frank,	Lovett,	**Renwick,**	Yetter,
Frascella,	**Lutty,**	**Rigby,**	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	**Rovansek,**	**Andrews,** Speaker

NAYS—1

Worley,

NOT VOTING—8

Adam,	**Bazin,**	**Greenwood,**	Magee,
Ashton,	Cochran,	**Kromer,**	**Young,**

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 201, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	George,	McCormack,	**Rudisill,**
Amarando,	Gibb,	McGee,	**Sarraf,**
Anderson, M. S.,	**Gibson,**	McInroy,	Scarcelli,
Anderson, S. A.,	**Goldstein,**	McKeever,	**Schuster,**
Banker,	**Gramlich,**	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	**Meholchick,**	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	**Smith, Wm. B.,**
Boles,	Hass,	**Mihm,**	**Snider,**
Bonner,	**Haudenshield,**	Mikula,	**Stank,**
Boory,	**Heavey,**	Miller,	**Stebbins**
Bower,	**Helm,**	Mills,	**Steckel**
Branca,	**Henzel,**	Monroe,	**Stephens**
Breisch,	Hewitt,	Moody,	**Stevenson,**
Brennan, A. P.,	**Hocker,**	Moran,	**Stone**
Brennan, J. J.,	**Holt,**	Moscrip,	**Stoner**
Brenninger,	**Horst,**	Muldowney,	**Strausser**
Breth,	Houk,	Mullen,	**Stroup**
Brown,	**Isaacs,**	Munley,	**Swartz,**
Bucchin,	**Jenkins,**	**Murphy,**	**Taylor,**
Bullen,	Johnson,	**Murray, H. P.,**	**Thomas**
Capano,	Jones, G. E.,	Murray, J. J.,	**Thompson,**
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	**Toll,**
Cioffi,	Jump,	Musto,	**Tompkins,**
Comer,	Kamyk,	Naugle,	**Toomey,**
Cooper,	Kehler,	Needham,	**Varallo,**
Curwood,	Keller,	Ogilvie,	**Varner,**
Davis,	**Kent,**	**Olsen,**	Vaughan,
Donahue,	**Kline,**	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	**Wallace,**
Down,	Kooker,	Pashley,	**Walsh,**
Ehrgood,	**Kornick,**	Paulhamus,	**Wargo,**
Eilberg,	Kratz,	Petrosky,	**Waterhouse,**
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	**Welsh,**
Ewing,	Leisey,	**Polen,**	**Wescott,**
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	**Whitenight,**
Fineman,	Light,	**Pursley,**	**Willaredt,**
Flint,	Limper,	**Readinger,**	**Williams,**
Floyd,	**Lippincott,**	Reibman,	**Wilt,**
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	**Renwick,**	**Worley,**
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	**Yetzer,**
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews, Speaker
Garlock,	McCann,	**Rubin,**	
Gelfand,			

NAYS—1

Auker,

NOT VOTING—8

Adam,	Bazin,	**Greenwood,**	Magee,
Ashton,	**Cochran,**	Kromer,	**Young,**

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection
Senate Bill No. 474, Printer's No. 213 and
Senate Bill No. 572, Printer's No. 646
were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 859, entitled:

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	**McCann,**	**Rubin,**
Amarando,	**George,**	McCormack,	**Rudisill,**
Anderson, M. S.,	**Gibb,**	**McGee,**	**Sarraf,**
Anderson, S. A.,	**Gibson,**	**McInroy,**	**Scarcelli,**
Auker,	Goldstein,	**McKeever,**	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	**Guthrie,**	**Meholchick,**	**Smith, C. C.,**
Blair,	**Hamilton, R. K.,**	**Metz,**	Smith, Wm. B.,
Boles,	**Hass,**	**Mihm,**	**Snider,**
Bonner,	**Haudenshield,**	**Mikula,**	**Stank,**
Boory,	**Helm,**	**Miller,**	**Stebbins,**
Bower,	**Heavey,**	**Mills,**	**Steckel,**
Branca,	**Henzel,**	**Monroe,**	**Stephens,**
Breisch,	**Hewitt,**	**Moody,**	**Stevenson,**
Brennan, A. P.,	**Hocker,**	**Moran,**	**Stone,**
Brennan, J. J.,	**Holt,**	**Moscrip,**	**Stoner,**
Brenninger,	**Horst,**	**Muldowney,**	**Strausser,**
Breth,	**Houk,**	**Mullen,**	**Stroup,**
Brown,	**Isaacs,**	**Munley,**	**Swartz,**
Bucchin,	**Jenkins,**	**Murphy,**	**Taylor,**
Bullen,	**Johnson,**	**Murray, H. P.,**	**Thomas,**
Capano,	**Jones, G. E.,**	**Murray, J. J.,**	**Thompson,**
Cianfrani,	**Jones, T. H. W.,**	**Murray, P. G.,**	**Toll,**
Cioffi,	**Jump,**	**Musto,**	**Tompkins,**
Comer,	**Kamyk,**	**Naugle,**	**Toomey,**
Cooper,	**Kehler,**	**Needham,**	**Varallo,**
Curwood,	**Keller,**	**Ogilvie,**	**Varner,**
Davis,	**Kent,**	**Olsen,**	**Vaughan,**
Donahue,	**Kline,**	**O'Neil,**	**Verona,**
Donaldson,	**Knecht,**	**Pacchioli,**	**Wall,**
Dougherty,	**Kolankiewicz,**	**Parry,**	**Wallace,**
Down,	**Kooker,**	**Pashley,**	**Walsh,**
Ehrgood,	**Kornick,**	**Paulhamus,**	**Wargo,**
Eilberg,	**Kratz,**	**Petrosky,**	**Waterhouse,**
Erb,	**Lafore,**	**Pettigrew,**	**Weidner,**
Eshleman,	**Leiby,**	**Polaski,**	**Welsh,**
Ewing,	**Leisey,**	**Polen,**	**Wescott,**
Farabaugh,	**Leonard,**	**Pomeroy,**	**Wheeler,**
Filo,	**Leven,**	**Price,**	**Whitenight,**
Fineman,	**Light,**	**Pursley,**	**Willaredt,**
Flint,	**Limper,**	**Readinger,**	**Williams,**
Floyd,	**Lippincott,**	**Reibman,**	**Wilt,**
Flynn,	**Lopresti,**	**Reidenbach,**	**Wood,**
Foster,	**Lovett,**	**Renwick,**	**Worley,**
Frank,	**Lutty,**	**Rigby,**	**Yetter,**
Frascella,	**Mahan,**	**Rosen,**	**Yetzer,**
Frost,	**Markley,**	**Rovansek,**	**Ziegler,**
Gaffney,	**Maxwell,**	**Royer,**	**Andrews,**
Garlock,			**Speaker**

NAYS—0

NOT VOTING—8

Adam,	**Bazin,**	**Greenwood,**	**Magee,**
Ashton,	**Cochran,**	**Kromer,**	**Young,**

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate. with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1029, entitled:

An Act amending the "Uniform Commercial Code" of April 6, 1953 (P. L. 3) *** further regulating filing with respect to perfecting security interests.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—24

Anderson, M. S.,	**Cianfrani,**	Leonard,	Polaski,
Anderson, S. A.,	**Dougherty,**	McCann,	**Readinger,**
Barnatovich,	**Eilberg,**	McCormack,	**Toll,**
Boory,	Jones, G. E.,	**Mihm,**	**Walsh,**
Brennan, J. J.,	**Kamyk,**	**Olsen,**	Wheeler,
Bucchin,	**Kornick,**	Pashley,	Williams,

NAYS—126

Agnew,	**Gramlich,**	McInroy,	**Smith, Wm. B.,**
Amarando,	Guss,	McKeever,	Snider,
Auker,	Guthrie,	McLaughlin,	Stank,
Banker,	Hamilton, R. K.,	**Meholchick,**	**Stebbins,**
Bell,	**Haudenshield,**	**Mikula,**	**Stephens,**
Bonner,	**Helm,**	Miller,	**Stevenson,**
Bower,	**Hocker,**	**Mills,**	Stone,
Brown,	**Horst,**	Moody,	Stoner,
Bullen,	**Houk,**	Moran,	Strausser,
Capano,	**Isaacs,**	Moscrip,	Stroup,
Cioffi,	**Jenkins,**	Muldowney,	**Swartz,**
Comer,	Johnson,	Munley,	Taylor,
Curwood,	**Jump,**	Murphy,	Thomas,
Davis,	Kehler,	Murray, J. J.,	Tompkins,
Donahue,	Keller,	Murray, P. G.,	Toomey,
Donaldson,	Kent,	Musto,	Varner,
Down,	Kline,	Needham,	Wall,
Ehrgood,	Knecht,	**Ogilvie,**	**Wallace,**
Erb,	Kolankiewicz,	O'Neil,	Wargo,
Eshleman,	Kooker,	Pacchioli,	Waterhouse,
Ewing,	Kratz,	Parry,	**Weidner,**
Farabaugh,	Leiby,	Paulhamus,	**Welsh,**
Filo,	Leisey,	Petrosky,	Wescott,
Floyd,	Leven,	Pomeroy,	**Whitenight,**
Foster,	Light,	Reibman,	Willaredt,
Frank,	Limper,	Reidenbach,	Wilt,
Frascella,	**Lippincott,**	**Renwick,**	Wood,
Frost,	Lopresti,	Rigby,	Worley,
Gaffney,	Lovett,	Rosen,	Yetter,
Gelfand,	Mahan,	Scarcelli,	Yetzer,
Gibb,	Maxwell,	Smith, C. C.,	Andrews,
Goldstein,			**Speaker**

NOT VOTING—55

Adam,	**Flynn,**	Magee,	Royer,
Ashton,	**Garlock,**	Markley,	**Rubin,**
Bazin,	George,	McGee,	**Rudisill,**
Blair,	Gibson,	McWherter,	Sarraf,
Boles,	**Greenwood,**	Metz,	**Schuster,**
Branca,	**Hass,**	Monroe,	Sherman,
Breisch,	**Heavey,**	Mullen,	Sigman,
Brennan, A. P.,	**Henzel,**	**Murray, H. P.,**	Steckel,
Brenninger,	**Hewitt,**	Naugle,	**Thompson,**
Breth,	**Holt,**	Pettigrew,	**Varallo,**
Cochran,	**Jones, T. H. W.,**	**Polen,**	Vaughan,
Cooper,	Kromer,	Price,	Verona,
Fineman,	**Lafore,**	**Pursley,**	**Young,**
Flint,	**Lutty,**	Rovansek,	**Ziegler,**

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. PETROSKY asked and obtained permission for the Committee on Highways to meet during the session of the House.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 873, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" prescribing duties and limitations for township supervisors as to holding other township offices the number of meetings to be held keeping of records and fixing compensation of certain township officers fixing officers of the State association changing the expense allowance for delegates to supervisors' conventions and the officers eligible to attend fixing the procedure for selling township property making tax exempt properties liable for certain costs for fire protection prescribing duties of auditors and fixing compensation of members of zoning board of adjustment providing for the construction of sidewalks and curbs and the payment therefor changing the provisions relating to abandoned cemeteries the publication of ordinances connecting with sewers of adjacent municipalities and the dedication laying out opening improving changing relocating taking over and vacating roads streets and highways

And has appointed Messrs. Stevenson, Harney and Dent a Committee of Conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F F A district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show

And has appointed Messrs. Harney, Madigan and Hays a Committee of Conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1648, entitled:

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines

And has appointed Messrs. Flack, Wagner and Lane a Committee of Conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia

And has appointed Messrs. Propert, Watkins and Stiefel a Committee of Conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

And has appointed Messrs. Propert, Watkins and Haluska a Committee of Conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 1062

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licensees and permittees prescribing penalties fines forfeitures and misdemeanors re-

quiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers

And has appointed Messrs. Watkins, Watson and Donolow a Committee of Conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the difference existing between the two Houses in relation to said bill.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 1062 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1062

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. SARRAF, McLAUGHLIN and TOOMEY.

Ordered, That the Clerk inform the Senate accordingly.

RECESS

Mr. READINGER. Mr. Speaker, I suggest to the Chair that a recess be declared until 1:00 o'clock Standard Time. I would like a Democratic caucus and I understand the Republicans desire a caucus also at 12:30 Standard Time.

The SPEAKER. The gentleman from Berks, Mr. Readinger, suggests a recess until 1:00 o'clock Standard Time and respective caucuses at 12:30 Standard Time. The Chair hears no objection. The House is now in recess.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 944

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 944.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 944, entitled "An act amending the act of August twenty-fourth one thousand nine hundred fifty-one (P. L. 1417) entitled as amended 'An act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties' changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increasing the rate of tax for a limited period of time."

Respectfully submit the following bill as our report.

EDWARD J. KESSLER,
HENRY J. PROPERT,
JOHN H. DENT
(Committee on the part of the Senate.)

J. DEAN POLEN,
HARRIS G. BRETH,
ALLEN M. GIBSON
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. JOHNSON. Mr. Speaker, I just want to say to the membership, particularly on the Republican side of the House, that this Conference Report on House Bill 944 consists of amendments to what is called the Corporate Income Tax, not the CNI.

There have been a few corrective changes made in the bill. Our conferee was Mr. Allen Gibson and he reports that the conference report was necessary in order to make the bill constitutional.

We, therefore, ask the Members to vote for this Conference Report.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Tompkins,
Cooper,	Kamyk,	Naugle,	Toomey,
Curwood,	Kehler,	Needham,	Varallo,
Davis,	Keller,	Ogilvie,	Varner,
Donahue,	Kent,	Olsen,	Vaughan,
Donaldson,	Kline,	O'Neil,	Verona,
Dougherty,	Knecht,	Pacchioli,	Wall,
Down,	Kolankiewicz,	Parry,	Wallace,
Ehrgood,	Kooker,	Pashley,	Walsh,
Elberg,	Kornick,	Paulhamus,	Wargo,
Erb,	Kratz,	Petrosky,	Waterhouse,
Eshleman,	Lafore,	Pettigrew,	Weidner,
Ewing,	Leiby,	Polaski,	Welsh,
Farabaugh,	Leisey,	Polen,	Wescott,
Filo,	Leonard,	Pomeroy,	Wheeler,
Fineman,	Leven,	Price,	Whitenight,
Flint,	Light,	Pursley,	Willaredt,
Floyd,	Limper,	Readinger,	Williams,
Flynn,	Lippincott,	Reibman,	Wilt,
Foster,	Lopresti,	Reidenbach,	Wood,
Frank,	Lovett,	Renwick,	Worley,

Frascella,	Lutty,	Rigby,	Yetter,
Frost,	Mahan,	Rosen,	Yetzer,
Gaffney,	Markley,	Rovansek,	Ziegler,
Garlock,	Maxwell,	Royer,	Andrews, Speaker

NAYS—1

Auker,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1650

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1650.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1650, entitled: Making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania to the Huntingdon Volunteer Fire Company to the Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No 1 and to the Cresson Voluntary Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property.

Respectfully submit the following bill as our report:

A. R. PECHAN,
MURRAY PEELOR,
WILLIAM L. LANE,
(Committee on the part of the Senate.)

J. DEAN POLEN,
PHILIP LOPRESTI,
ROBERT I. OGILVIE,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews, Speaker
Garlock,			

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1955

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1955.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1955, entitled: "An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled 'An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five,' making the moneys appropriated available for flood damage of October, 1955, and any flood damage during the year of one thousand nine hundred and fifty-six."

Respectfully submit the following bill as our report:

WILLIAM Z. SCOTT,
JOHN T. VAN SANT,
JOSEPH J. YOSKO,
(Committee on the part of the Senate.)

C. O. WILLIAMS,
DONALD E. WHITENIGHT,
ADAM T. BOWER,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 596, entitled:

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death

On the question,

Shall the bill pass finally?

Mr. SARRAF. In the title of the bill the word "medicine" was deleted so that the amendment would read that both physicians and osteopathic surgeons may be included. That is the reason for the amendment.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 880, entitled:

A Supplement to the "State Employes Retirement Law" * * * by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions

On the question,

Shall the bill pass finally?

Mr. FROST. Mr. Speaker, I have not seen the amendment, but as I understand it changed the date from July 1, 1956, to July 1, 1957, because the date July 1, 1956, is so close it would not give a long enough time.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Vaughan,
Davis,	Kent,	Olsen,	Varner,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Fineman,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Flint,	Light,	Pursley,	Willaredt,
Floyd,	Limper,	Readinger,	Williams,
Flynn,	Lippincott,	Reibman,	Wilt,
Foster,	Lopresti,	Reidenbach,	Wood,
Frank,	Lovett,	Renwick,	Worley,
Farabaugh,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 2055, entitled:

An Act to further amend section 9 of the act approved the 18th day of July 1917 (P. L. 1043) by providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 188, entitled:

An Act relating to the practice of Ophthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered qualified Ophthalmic Dispensers creating a

State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for penalties for violations of the provisions thereof and providing for appeals to Court

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Toll,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Cioffi,	Jump,	Musto,	Thompson,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Verona,
Donahue,	Kline,	O'Neil,	Vaughan,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews, Speaker
Garlock,			

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1086, entitled:

An Act to repeal the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 642) entitled "An act for the protection of the public health by providing that persons firms or corporations who are operating or conducting hotels restaurants dining-cars or other public eating-places in this Commonwealth shall not employ or keep in their employ as cooks waiters kitchen-help chamber-maids or other house-servants any person or persons who are suffering from trachoma active tuberculosis of the lungs open skin tuberculosis syphilis gonorrhea open external cancer or barber's itch or who are carriers of typhoid fever and further providing that no dishes receptacles or utensils used in eating or drinking shall be furnished to patrons or customers of any such public eating-place unless the same have been thoroughly cleansed since used by another individual and further providing that no towels shall be furnished in any wash-room in connection with any such public eating-place unless such towels be laundered or discarded after each individual use and further providing that no common drinking-cups shall be furnished at any public drinking-place operated in connection with any such public eating-place and providing penalties for violations of the provisions of this act"

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I have a memorandum addressed to me from the Secretary of Health which I would like to read to the membership of the House in connection with this bill. It reads as follows:

> P. L. 1945, Act 369, repealed an act of 1927 which was thought to have repealed completely the basic Restaurant Act of 1915. One section of the Act of 1915 was not repealed. This section required the semi-annual examination of food handlers and the issuance of food handlers certificates.
>
> "Modern practice in restaurant sanitation does not place any reliance upon a food handlers certificate which may not be valid 24 hours after the examination. Therefore, in 1945, the Act 369 eliminated the food handlers certificate. A recent study has revealed that our practice for the past ten years has been carried out on the assumption that the previous Acts (1915 and 1927) had been fully repealed.
>
> This bill, Senate Bill 1086, which is before us today was requested to correct this legislative error.

I have another memo from the Director of Preventive Services, J. Thomas Millington, addressed to the Secretary of Health under date of April 20, 1956, which reads as follows:

> "This bill (referring to Senate Bill 1086) seems to be the revision which we requested on November 29, 1955, to repeal the original Public Eating Place Laws which required a medical certificate for food handlers and to satisfy the intention of the Department as expressed in the present Restaurant Act of 1945."

In other words, it appears what we are doing in Senate Bill 1086 is to repeal a law which has been superseded by a later act, the Act of 1945.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz	Parry,	Wallace,
Down,	Kooker,	Pashley,	Wargo,
Ehrgood,	Kornick,	Paulhamus,	Waterhouse,
Eilberg,	Kratz,	Petrosky,	Weidner,
Erb,	Lafore,	Pettigrew,	Walsh,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Willaredt,
Filo,	Leven,	Price,	Wilt,
Fineman,	Light,	Pursley,	Wheeler,
Flint,	Limper,	Readinger,	Whitenight,
Floyd,	Lippincott,	Reibman,	Williams,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1092, entitled:

An Act amending the act of August 9, 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" providing for special enrollments for determining population of counties for purpose of changing classification

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—181

Agnew,	Gelfand,	McKeever,	Sarraf,
Amarando,	George,	McLaughlin,	Scarcelli,
Anderson, M. S.,	Gibb,	McWherter,	Schuster,
Anderson, S. A.,	Gibson,	Meholchick,	Sherman,
Banker,	Goldstein,	Metz,	Sigman,
Barnatovich,	Gramlich,	Mihm,	Smith, C. C.,
Bell,	Guss,	Mikula,	Smith, Wm. B.,
Blair,	Hamilton, R. K.,	Mills,	Snider,
Boles,	Hass,	Monroe,	Stank,
Bonner,	Haudenshield,	Moody,	Stebbins,
Boory,	Heavey,	Moran,	Steckel,
Branca,	Hewitt,	Moscrip,	Stephens,
Brennan, A. P.,	Hocker,	Muldowney,	Stone,
Brennan, J. J.,	Holt,	Mullen,	Stoner,
Brenninger,	Horst,	Munley,	Strausser,
Breth,	Isaacs,	Murphy,	Stroup,
Brown,	Jenkins,	Murray, H. P.,	Swartz,
Bucchin,	Johnson,	Murray, J. J.,	Taylor,
Bullen,	Jones, G. E.,	Murray, P. G.,	Thomas,
Capano,	Jones, T. H. W.,	Musto,	Thompson,
Cianfrani,	Jump,	Naugle,	Toll,
Cioffi,	Kamyk,	Needham,	Tompkins,
Comer,	Kehler,	Ogilvie,	Toomey,
Cooper,	Keller,	Olsen,	Varallo,
Curwood,	Kent,	O'Neil,	Varner,
Davis,	Knecht,	Pacchioli,	Vaughan,
Donahue,	Kolankiewicz,	Parry,	Verona,
Donaldson,	Kornick,	Pashley,	Wallace,
Dougherty,	Kratz,	Paulhamus,	Walsh,
Down,	Lafore,	Petrosky,	Wargo,
Ehrgood,	Leiby,	Pettigrew,	Waterhouse,
Eilberg,	Leisey,	Polaski,	Weidner,
Eshleman,	Leonard,	Polen,	Welsh,
Ewing,	Leven,	Pomeroy,	Wescott,
Farabaugh,	Light,	Price,	Wheeler,
Filo,	Limper,	Readinger,	Whitenight,
Fineman,	Lopresti,	Reibman,	Willaredt,
Flint,	Lovett,	Reidenbach,	Williams,
Floyd,	Lutty,	Renwick,	Wilt,
Flynn,	Mahan,	Rigby,	Wood,
Foster,	Markley,	Rosen,	Worley,
Frank,	Maxwell,	Rovansek,	Yetter,
Frascella,	McCann,	Royer,	Yetzer,
Frost,	McCormack,	Rubin,	Ziegler,
Gaffney,	McGee,	Rudisill,	Andrews,
Garlock,			Speaker

NAYS—16

Auker,	Guthrie,	Kline,	Miller,
Bower,	Helm,	Kooker,	Pursley,
Breisch,	Henzel,	Lippincott,	Stevenson,
Erb,	Houk,	McInroy,	Wall,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

Mr. READINGER. Mr. Speaker, I present the report of the Comittee of Conference on Senate Bill No. 318.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 572, entitled:

An Act amending the Liquor Code of April 12, 1951 (P. L. 90) by authorizing issuance of special temporary permits for the retail sale of malt or brewed beverages at baseball parks under certain circumstances

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, this is the bill which would allow beer to be sold in the two major ball parks, one in Philadelphia and one in Pittsburgh.

I intend to vote for it because I think beer is already in the ball parks. I unfortunately do not get to the big league games very often, but I am realiably informed by many people that for years it has been a common practice for people to bring beer to a ball game if they desire to drink beer.

Just a few weeks ago I read of a very disgraceful incident which happened in Philadelphia when people who had brought beer into the ball park in bottles or cans were throwing those receptacles at an outfielder.

If this bill passes, it will certainly have a strong tendency to eliminate the practice of people bringing their own beer in hard containers. I understand the ball parks, or the organizations which manage and own the ball parks, would sell beer in nothing except paper containers.

We cannot change the desires and habits of people. It is legal to drink beer in Pennsylvania, and a lot of people like to drink it while they are watching a ball game.

In my opinion, this is an eminently sensible bill, and I do not think the economics or the moral issues amount to a great deal. It is a matter of convenience for the people who go to ball games.

I am going to vote for it and I am asking the membership of the House to vote for it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—47

Amarando,	Holt,	Munley,	Sigman,
Anderson, S. A.,	Jones, G. E.,	Pacchioli,	Smith, Wm. B.,
Branca,	Kehler,	Pashley,	Stank,
Brennan, J. J.,	Kolankiewicz,	Petrosky,	Steckel,
Bucchin,	Lippincott,	Pettigrew,	Taylor,
Cianfrani,	Lovett,	Polaski,	Thomas,
Comer,	McCann,	Pomeroy,	Toll,
Dougherty,	McCormack,	Readinger,	Varallo,
Eilberg,	McGee,	Renwick,	Wargo,
Fineman,	McKeever,	Rosen,	Williams,
Floyd,	Monroe,	Rubin,	Yetzer,
Gaffney,	Muldowney,	Scarcelli,	

NAYS—132

Agnew,	Gibson,	Mahan,	Rudisill,
Anderson, M. S.,	Goldstein,	Markley,	Sarraf,
Auker,	Gramlich,	Maxwell,	Schuster,
Banker,	Guss,	McInroy,	Sherman,
Barnatovich,	Guthrie,	McLaughlin,	Smith, C. C.,
Bell,	Hamilton, R. K.,	Meholchick,	Snider,
Bonner,	Hass,	Metz,	Stebbins,
Boory,	Haudenshield,	Mihm,	Stephens,
Bower,	Heavey,	Mikula,	Stevenson,
Breisch,	Helm,	Miller,	Stone,
Brennan, A. P.,	Henzel,	Mills,	Stoner,
Brown,	Hewitt,	Moody,	Strausser,
Bullen,	Hocker,	Moran,	Stroup,
Capano,	Horst,	Moscrip,	Swarts,
Cooper,	Houk,	Murray, H. P.,	Toomey,
Curwood,	Isaacs,	Murray, J. J.,	Varner,
Davis,	Jenkins,	Murray, P. G.,	Vaughan,
Donahue,	Jump,	Musto,	Verona,
Donaldson,	Kamyk,	Naugle,	Wall,
Down,	Keller,	Needham,	Wallace,
Ehrgood,	Kent,	Ogilvie,	Walsh,
Eshleman,	Kline,	Olsen,	Waterhouse,
Ewing,	Knecht,	O'Neil,	Weidner,
Farabaugh,	Kooker,	Parry,	Welsh,
Filo,	Kornick,	Paulhamus,	Wheeler,
Flint,	Kratz,	Polen,	Whitenight,
Flynn,	Leisey,	Price,	Willaredt,
Foster,	Leonard,	Pursley,	Wilt,
Frank,	Leven,	Reibman,	Wood,
Frascella,	Light,	Reidenbach,	Worley,
Frost,	Limper,	Rigby,	Ziegler,
Garlock,	Lopresti,	Rovansek,	Andrews,
George,	Lutty,	Royer,	Speaker
Gibb,			

NOT VOTING—26

Adam,	Cioffi,	Jones, T. H. W.,	Mullen,
Ashton,	Cochran,	Kromer,	Murphy,
Bazin,	Erb,	Lafore,	Thompson,
Blair,	Gelfand,	Leiby,	Tompkins,
Boies,	Greenwood,	Magee,	Wescott,
Brenninger,	Johnson,	McWherter,	Yetter,
Breth,			Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

REPORTS FROM COMMITTEES

Mr. WALSH from the Committee on Highways, reported as committed, Senate Bill No. 864, entitled:

An Act directing the Highway & Bridge Authority in cooperation with the City of Harrisburg and at the expense of the Commonwealth to construct a by-pass through the southwest corner of Capitol Park.

Mr. WALSH from the Committee on Highways, reported as committed, Senate Bill No. 977, entitled:

An Act amending the "State Highway Law" ***, authorizing the department to provide for certain work on public utilities owned by municipality authorities.

Mr. READINGER from the Committee on Rules, reported as committed, Senate Bill No. 992, entitled:

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and to submit it to the Governor and the Joint State Government Commission and requiring the Governor to review such plan and submit it to the General Assembly and making an appropriation.

Mr. KOLANKIEWICZ from the Committee on Rules, re-reported as committed, Senate Bill No. 1000, entitled:

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law" fixing minimum salaries for prothonotaries and deputies in Philadelphia.

Mr. READINGER from the Committee on Rules, re-reported as amended, Senate Bill No. 1022, entitled:

An Act relating to condemnation proceedings requiring the filing of plans or legal descriptions and imposing duties on the recorder of deeds.

BILLS ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bills reported from Committee as committed were read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 864, entitled:

An Act directing the Highway & Bridge Authority in cooperation with the City of Harrisburg and at the expense of the Commonwealth to construct a by-pass through the southwest corner of Capitol Park.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 977, entitled:

An Act amending the "State Highway Law" ***, authorizing the department to provide for certain work on public utilities owned by municipality authorities.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 992, entitled:

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and to submit it to the Governor and the Joint State Government Commisison and requiring the Governor to review such plan and submit it to the General Assembly and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1295

Mr. FARABAUGH. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1295.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1648

Mr. POLEN. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1648.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 873

Mr. POLEN. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 873.

The SPEAKER. The report will lie over for printing under the Rules.

BILL ON FINAL PASSAGE POSTPONED

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. READINGER.

The House resumed the consideration on final passage of House Bill No. 2113, entitled:

An Act amending "The Pennsylvania Occupational Disease Act" approved June 21, 1939 (P. L. 566) changing liability provisions with respect to certain diseases

On the question recurring,

Shall the bill pass finally?

Mr. JOHNSON. Mr. Speaker, as the Members of this House know, during the early part of 1956 there were—and of course during part of 1955—many conferences held between employers and representatives of employes so that they could agree upon a Workmen's Compensation bill, together with an Occupational Disease bill, that would pass this session of the Legislature with bipartisan support. As we all know that was accomplished, compromise was arrived at and we now have on our books a liberal workmen's compensation law and, of course, a liberal Occupational Disease law which was a result of an agreement on both sides.

In the Occupational Disease law, an amendment was put in which made all types of occupational diseases compensable under the Workmen's Compensation Act. In other words, there was added to the compensable diseases under the OD Act, as we will call it, many diseases heretofore not covered under the law.

Also you perhaps all realize that the State of Pennsylvania for two reasons has contributed toward the cost of occupational disease compensation. One reason is that compensation is generally based on an accidental injury whereas occupational disease is a progressive injury brought on by an occupation.

Secondly, because of the diseases being in industries that are suffering because of economic hardship, the Commonwealth has stepped in and helped pay the load of them. There are those two reasons.

This session of the Legislature we have a bill before us in the amount of $7 million which is the Commonwealth's share based on a 60-40 basis, and in some cases 100 per cent, for the Commonwealth's share of paying compensable occupational diseases under the Workmen's Compensation Act.

I believe the wide coverage given to occupational diseases in the conference committee was at the request of the administration and at the requests of representatives of employes, and the conference felt that this new group of diseases should be covered. Everybody knew that the Commonwealth would participate on a 60-40 basis by reason of these occupational diseases and the bill was signed. Now, in the dying days of the session, you are coming forward and in this bill, as I understand it, are saying to the employer: Yes, we did sit down with you and compromise and agree on a very splendid workmen's compensation bill, but now we feel we made a terrible blunder in extending such a wide coverage in occupational diseases. So we are running out on our deal and we are introducing House Bill 2113 which will take away from the Commonwealth any obligation to participate in the new type of compensable injuries provided for by the Act and placing all of the burden on the employer.

If this bill does not pass today, you are not hurting the man who labors and gets an occupational disease, he will get his coverage. All you are doing is placing it all on the employer. We will be running out on an agreement made when both sides sat down in good faith and agreed on these two bills which have already been passed.

Therefore, in the interest of fair play, I believe that we should not vote for this bill today. There is $7 million being appropriated into the fund. I understand it is costing the State much less money than anticipated,

around $150,000 to $200,000 a month, now, for their share of occupational diseases.

If by any chance the $7 million is not enough money during this biennium and by reason of our great generosity in extending workmen's compensation coverage to this wide field of occupational diseases, if you must come in for a deficiency appropriation when we come into our new session, we can say you warned us that perhaps the $7 million would not be enough, but I think it is unfair at this time, this late in the session, to pass this bill and place that entire burden on the employer in view of the compromises made, and in view of the good feeling that prevails now between employer and employe over these very splendid Workmen's Compensation and Occupational Disease Acts that we now have on the books.

Therefore, I am asking the Membership of the House to vote down this bill.

Mr. READINGER. Mr. Speaker, I desire to ask the gentleman whether under the terms of House Bill 2113 it is not correct to say that the occupational disease which is causing the Department of Labor and the Commonwealth some concern, is a certain type of dust which miners are subjected to in the bituminous coal regions?

Mr. JOHNSON. I believe the disease that they are worried about at the present time is, if I can pronounce it correctly, called pneumoconiosis. I believe that is what it is called, it is not expressed by that term in the bill because I think the bill formerly just covered silicosis and asbestosis.

This is a new type of disease that they are worrying about. I might say for the gentleman's information that I interrogated the Department to find out whether there are presently any claims of record for coverage under that type of disease, whether there are any claim petitions filed or any cases before the referees, and I was told that there were not any cases nor had there been any paymnts made.

I believe I have completed my answer that I am familiar with the disease they are worried about, and I further state that I understand there are no claim petitions outstanding or any claims presently for compensation for that type of disease.

Mr. READINGER. May I ask the gentleman further whether he has conferred with Mr. Ullman on this matter during the last several days?

Mr. JOHNSON. The answer is, yes. I had a conference with Mr. Ullman this morning on this bill.

Mr. READINGER. I believe the man's name is Ullman, is that correct?

Mr. JOHNSON. You pronounce it.

Mr. READINGER. May I ask the gentleman further whether Mr. Ullman was one of the men connected with the series of conferences which resulted in the passage of the bill we are now seeking to amend, the Occupational Disease Act?

Mr. JOHNSON. My answer to that, Mr. Speaker, is that I cannot say. I was not in on the conference, and all I know is that representatives of employers, employes and the state government were in on the conference.

Mr. READINGER. Does the gentleman know that most of the occupational disease cases that are causing the concern at the time arise in the bituminous coal region?

Mr. JOHNSON. Mr. Speaker, my answer to that is that where it occurs is immaterial, because it is compensable under the law and the only question that we are involved in is whether the State is going to participate in the payment of the injuries or whether it is going to be placed entirely on the employer.

Mr. READINGER. I thank the gentleman, Mr. Speaker.

Mr. Speaker, the information I have received on this bill is that the $7 million which is being appropriated to the Department of Labor and Industry to pay the Commonwealth's share of these occupational disease claims will not be sufficient to carry the burden of the number of cases which will arise in the bituminous coal region.

The Department rightly takes the position, in my opinion, that the taxpayers of Pennsylvania should not subsidize large companies like United States Steel, Bethlehem Steel Company, and so forth, which I believe employ most of the miners who will be subjected to this disability.

The anthracite region is a distressed region and a distressed industry. As I understand this bill it will not affect the anthracite region, but it would throw the burden of paying these compensable claims—and Mr. Johnson is entirely right when he says this bill will not affect the claimants, they will still be entitled under the Occupational Disease Act to benefits if they become disabled, but this bill would throw the financial burden of paying for those claims on those companies employing the disabled men and not on the Commonwealth.

If this bill does not pass and the burden goes way beyond the $7 million appropriated, it will be necessary for the Department to come back here in January of next year and request a deficiency appropriation to pay whatever the state has had to pay.

I would like the membership to vote for this bill and place the burden of paying these claims on the companies employing the men. I think in the next year or so our experience will dictate what should be done. If the burden is an undue burden on the industry, then perhaps the Commonwealth should step in and pay. Under the circumstances we think this is a good bill and one for which every Member should vote.

Mr. LOVETT. Mr. Speaker, I would like to interrogate the gentleman, Mr. Johnson.

The SPEAKER. Will the gentleman from McKean, Mr. Johnson, permit himself to be interrogated?

Mr. JOHNSON. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, do you understand under Workmen's Compensation in Pennsylvania these companies carry insurance to cover the workmen's compensation? Do you understand that?

Mr. JOHNSON. That is true. That is axiomatic. They can self-insure if they want to.

Mr. LOVETT. They can what?

Mr. JOHNSON. They can self-insure if they want to under certain conditions, that is, they can act as their own carrier of insurance under certain conditions such as posting a bond, and so forth.

Mr. LOVETT. Mr. Speaker, would the gentleman admit that if these companies were not self-insured but insured with the Workmen's Compensation Fund in the state of Pennsylvania that it would not matter very much, that it would not cost them any more?

Mr. JOHNSON. I would say, Mr. Speaker, in answer to the gentleman that if this frightful burden that they are worrying about is placed on the employer, it would of course mean an appreciable increase in his workmen's compensation insurance rates. Yes, it would.

Mr. LOVETT. Does the gentleman have any figures to show just what the increase would be on these companies in their premiums?

Mr. JOHNSON. Mr. Speaker, in answer to the gentleman I would say, I have no figures at the present time. My only answer is that under present law, to repeat, this new type of occupational disease is not only pneumoconiosis, but I understand there are some plants in which they are making talcum powder where a type of respiratory illness occurs.

There are plants were there are various other types of particles in the air which over a period of time may cause a permanent disease to the respiratory organs, which may be compensable.

I grant you we do not know how large a field this is because it is new. The door has been opened. What it will cost the Commonwealth between now and the end of the biennium, which is just about a year away, I do not know, but I do not think it will be an appreciable sum of money.

I do not believe by reason of the fact that it will not cost an appreciable sum of money the Commonwealth should now run out on the agreement which was made when everybody sat down in good faith and agreed to make these diseases compensable. The Commonwealth should pay its share as it does in other diseases of the respiratory organs.

Mr. LOVETT. Mr. Speaker, if we had the right of workmen's compensation to cover all companies and all men in industry, could he give me any figures whereby there would be any great increase in the premium to those different companies if they were covered in that manner?

Mr. JOHNSON. No. Mr. Speaker. I will say nobody has any figures on it because there is no experience. That is the reason why the Commonwealth should not now try to shift the burden to somebody else when they have in good faith assumed it at conferences held during this very session of the Legislature.

Mr. LOVETT. Mr. Speaker, I thank the gentleman for his remarks on the question.

For the life of me, I cannot see why the state of Pennsylvania and the taxpayers of Pennsylvania should bear the burden when we have insurance to cover these subjects.

This particular piece of legislation, to my mind, would not be necessary at all if we had the right kind of a workmen's compensation insurance setup in Pennsylvania whereby all companies would be insured in the Workmen's Compensation Fund in the state of Pennsylvania. Due to the fact that we do not have that, this particular bill is necessary to make those best able to pay their share and relieve the taxpayers of Pennsylvania of that burden.

Mr. READINGER. Mr. Speaker, just one more word in relation to something said by the gentleman from McKean, Mr. Johnson.

He has repeated several times that the Commonwealth is trying to run out on some kind of an agreement made at the time the 1955 changes were made in the law.

I questioned Mr. Ullman this morning about that matter, because it had been called to my attention and I knew that Mr. Ullman had sat in on practically all of the conferences which led to the adoption of the 1955 changes in the law.

He told me that the matter was not even discussed. It was probably overlooked by the people who were discussing the drafting of the legislation. The fact that these lung dust cases would arise was brought to their attention later on. As I remember his conversation, he said there was an agreement that those bills would not be amended after they were drafted. I understand there were several amendments inserted in them in the Senate.

I certainly do not want the House membership to think there is any breach of faith on the part of the Commonwealth or the administration in this matter.

Mr. Ullman was very close to the situation and he very emphatically tells me there is no breach of faith in pushing for the passage of this bill before us today.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—97

Anderson, M. S.	Gelfand,	Mihm,	Sarraf,
Anderson, S. A.	Goldstein,	Mikula,	Schuster,
Barnatovich,	Hamilton, R. K.,	Mills,	Sherman,
Bonner,	Hass,	Monroe,	Smith, Wm. B.,
Boory,	Heavey,	Moran,	Snider,
Branca,	Holt,	Muldowney,	Stank,
Brennan, J. J.,	Jenkins,	Munley,	Stebbins,
Bucchin,	Kamyk,	Murphy,	Stephens,
Capano,	Kolankiewicz,	Murray, J. J.,	Stone,
Cianfrani,	Kornick,	Musto,	Swartz,
Cioffi,	Leiby,	Needham,	Taylor,
Comer,	Leonard,	Olsen,	Thomas,
Curwood,	Leven,	Pacchioli,	Toll,
Dougherty,	Limper,	Pashley,	Varallo,
Eilberg,	Lopresti,	Paulhamus,	Verona,
Farabaugh,	Lovett	Petrosky,	Wallace,
Filo,	Lutty,	Polaski,	Walsh,
Fineman,	Maxwell,	Polen,	Wargo,
Flint,	McCann,	Readinger,	Welsh,
Floyd,	McCormack,	Reibman,	Wheeler,
Flynn,	McGee,	Reidenbach,	Whitenight,
Frank,	McKeever,	Renwick,	Williams,
Frascella,	McLaughlin,	Rovansek,	Yetzer,
Gaffney,	Meholchick,	Rudisill,	Andrews,
Garlock,			Speaker

NAYS—77

Agnew,	Gramlich,	Leisey,	Royer,
Auker,	Guthrie,	Light,	Smith, C. C.,
Banker,	Haudenshield,	Lippincott,	Steckel,
Bell,	Helm,	Mahan,	Stevenson,
Bower,	Henzel,	Markley,	Stoner,
Breisch,	Hewitt,	McInroy,	Strausser,
Brown,	Hocker,	Metz,	Stroup,
Cooper,	Horst,	Miller,	Toomey,
Davis,	Houk,	Moody,	Varner,
Donaldson,	Isaacs,	Moscrip,	Vaughan,
Down,	Johnson,	Murray, H. P.,	Wall,
Ehrgood,	Jump,	Murray, P. G.,	Waterhouse,
Erb,	Kehler,	Naugle,	Weidner,
Eshleman,	Keller,	Ogilvie,	Wescott,
Ewing,	Kent,	Parry,	Willaredt,
Foster,	Kline,	Pomeroy,	Wilt,
Frost,	Knecht,	Price,	Wood,
George,	Kooker,	Pursley,	Worley,
Gibb,	Kratz,	Rigby,	Ziegler,
Gibson,			

NOT VOTING—31

Adam,	Breth,	Kromer,	Rubin,
Amarando,	Bullen,	Lafore,	Scarcelli,
Ashton,	Cochran,	Magee,	Sigman,

Bazin,	Donahue,	McWherter,	Thompson,
Blair,	Greenwood,	Mullen,	Tompkins,
Boies,	Guss,	O'Neil,	Yetter,
Brennan, A. P.,	Jones, G. E.,	Pettigrew,	Young,
Brenninger,	Jones, T. H. W.,	Rosen,	

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage Senate Bill No. 26, entitled:

An Act amending the State Highway and Bridge Authority Act of April 18 1949 (P. L. 604) by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor to construct a toll bridge over the Monongahela River.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Anderson, M. S.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	Meholchick,	Schuster,
Banker,	Gramlich,	McKeever,	Sherman,
Barnatovich,	Guss,	McLaughlin,	Sigman,
Bell,	Guthrie,	McWherter,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boies,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

PERMISSION GRANTED COMMITTEES TO MEET DURING SESSION

Mr. READINGER asked and obtained permission for the Committee on Cities-Counties—First Class to meet during the session of the House.

Mr. READINGER asked and obtained permission for the Committee on Appropriations to meet during the session of the House.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address House.

Mr. READINGER. Mr. Speaker, there seems to be a lot of unrest around here today with Members talking about leaving on trains, and so forth.

For the information of the Membership, so they will know what is being planned, we are planning to call up the sales tax amendments today. We hope to be able to finish this session before 6:00 o'clock. There are some resolutions which should be acted upon, and it is highly important that the Members do not leave before we complete the business of the day.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1662

Mr. GRANVILLE E. JONES. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1662.

The SPEAKER. The report will lie over for printing under the Rules.

REPORTS FROM COMMITTEES

Mr. SARRAF from the Committee on Appropriations, reported as amended, House Bill No. 1796, entitled:

An Act making an appropriation to the City of Philadelphia to be used in preparing and furnishing a permanent berth for the cruiser Olympia.

Mr. ISAACS from the Committee on Cities—Counties First Class, reported as comimtted, Senate Bill No. 798, entitled:

An Act amending the act of May 23, 1949 (P. L. 1669), entitled, as amended, "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses, professions, occupations, trades, vocations and commercial activities therein; providing for its levy and collection; conferring and imposing powers and duties on the board of Public Education, receiver of school taxes and school treasurer in such districts; and prescribing penalties," further defining taxable receipts, and making such definition applicable to all tax returns and tax payments made after the effective date hereof.

Mr. SARRAF from the Committee on Rules, re-reported as committed, House Bill No. 452, entitled:

An Act relating to and regulating the practice of massage providing for the licensure and for the revocation and suspension of licenses of masseurs and masseuses by

the Department of Public Instruction cnoferring powers and imposing duties upon the Department of Public Instruction and prescribing penalties.

BILL ON FIRST READING

Pursuant to the resolution adopted February 28, 1956, bill reported from Committee as committed was read the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 798, entitled:

An Act amending the act of May 23, 1949 (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" further defining taxable receipts and making such definition applicable to all tax returns and tax payments made after the effective date hereof.

And said bill having been read at length the first time,

Ordered, To be laid asside for second reading.

HOUSE RESOLUTION No. 68

Mr. READINGER. Mr. Speaker, I call up House Resolution No. 68 on page 10 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, May 3, 1955.

One Harry (Jerry) Butler filed an appeal from the unanimous decision of the Luzerne County Court in the election contest involving the 2nd Legislative District of Luzerne County

As a result of the appeal there was brought to the attention of the members of the House Committee on Election and Apportionment the record in the proceedings which showed a flagrant abuse and disregard of the election laws in Luzerne County by the officials acting by or on behalf of the Luzerne County Board of Elections and the Luzerne County Registration Commission

The record indicates that this disregard of the election laws in Luzerne County has existed to such an extent that this is an open and notorious scandal.

The record indicates that there were obvious erasures on the official election records in the custody of the election officials of Luzerne County therefore be it

Resolved That a committee consisting of three memmers of the House be appointed by the Speaker of the House of Representatives to investigate election frauds and conditions and registration frauds and conditions in Luzerne County and be it further

Resolved That the entire record in these investigation proceedings be referred to the Attorney General of Pennsylvania for such additional action as he shall deem appropriate

HOUSE RESOLUTION No. 168

Mr. READINGER. Mr. Speaker, I call up House Resolution No. 168 on page 10 of today's calendar.

The resolution was read as follows:

In the House of Representatives, April 9, 1956.

The counties of Bucks Chester Delaware Montgomery and Philadelphia are each portions of a single great metropolitan area of the Commonwealth of Pennsylvania There is within the aforementioned five counties 3 cities 85 boroughs 125 townships and 241 school districts and population forecasts indicate a greatly increasing population with attendant economic development for this area over the next several decades

It is recognized that a great many economic social and governmental problems are common to two or more of the aforementioned units in the metropolitan area therefore be it

Resolved That the House of Representatives memoralize the Governor to establish and convene not later than June 1, 1956 a commission to be known as the Study Commisison of the Philadelphia Metropolitan Area and to consist of fifteen members three each to be residents of each of the aforementioned five counties and the chairman to be appointed without reference to his residence except that he shall be a resident of one of the five counties and be it further

Resolved That the Governor authorize such commission to

1 Make a study of the facts which the commission deems appropriate on any subject related to proper orderly and efficient growth and development of the five-county metropolitan area and its relationship to the larger metropolitan region and to make a report of its findings and recommendations to the Governor and the General Assembly the municipalities and other bodies concerned

2 Accept the services of any organization created for or dedicated to the improvement of local government

3 Accept gifts or grants

4 Raise by public subscriptions sufficient funds to carry out the provisions of this resolution

5 Cooperate and coordinate with appropriate federal State and local agencies of government in the collection and interpretation of factual information bearing on the work of the commission and

6 Employ such expert technical and clerical employes as may be necessary to carry out its work and be it further

Resolved That the members of any commission receive no compensation for their services

On the question,

Will the House adopt the resolution?

Mr. BELL. Mr. Speaker, a few days ago this House passed, and the other body passed House Bill 1361 known as the Regional Planning Law. The Regional Planning Law—and I have to explain this to give my opposition to the present resolution—provides that the legislative bodies of two or more political subdivisions, counties, cities, boroughs, and so on, may set up regional planning commissions. They may receive funds for that purpose from political subdivisions and they may receive grants from the federal and state governments, individuals and foundations.

The planning work under this bill, which I presently understand is on the Governor's desk for his signature, would include surveys, land use studies, urban removal plans, technical services and other elements of comprehensive planning programs.

With respect to funds, the planning commission could enter into agreements or contracts regarding the acceptance or utilization of funds or assistance. The membership of these regional planning commissions would be determined by the respective legislative bodies of the political subdivisions. In other words, today on the Governor's desk, unless he has already signed it, is located legislation which will permit an orderly legal study of the problems such as would be facing the metropolitan district of the Greater Philadelphia Area.

This is an orderly approach to the solution of a great urban problem which we all know exists. It is an orderly approach which would promote cooperation between the respective counties involved. This bill passed this House

with the affirmative vote of myself and others from the suburban counties.

Now I would like to point out what exists in Resolution 168. In the first place, the resolution is poorly written. It provides for a fifteen man commission and it calls on the Governor to establish and convene it. At no place in the resolution is set forth who appoints the fifteen men.

Next, its purpose is to make a study of the facts which the commission deems appropriate on any subject related to proper, orderly and efficient growth and development of the five-county metropolitan area. There is nothing contained in this purpose which is not already in the Regional Planning Law.

It also states that the commission set up could accept gifts or grants. That is also already in this Regional Planning Law which is the subject of the bill in front of the Governor. This is a very interesting portion of this resolution. The resolution states that this commission can raise by public subscription sufficient funds to carry out the provisions of this resolution. I do not know what that means. Does it mean that a commission requested to be set up by this House will go around with its hat in its hand begging for money from individuals to finance a study? No, I do not think this is an orderly way to go about it.

Again, ladies and gentlemen of the House, we have a bill which has passed this House, a bill which has passed in another place, with not a single vote in opposition. It is on the desk of the Governor and it will do the same thing in an orderly legal manner. We are called on today to vote in favor of a poorly written resolution. I ask that everyone in this House vote "no" on this resolution.

Mr. McCORMACK. Mr. Speaker, I just want to point out to the House that the resolution clearly by implication establishes that the Governor is to appoint a commission. He is to establish a commission.

I want to point out one more reason for the necessity of such a commission. Just in yesterday's paper I believe I read of a situation that developed in Mr. Bullen's own county of Delaware on Marshall Road. The residents out there are appealing to the city of Philadelphia to do something about the traffic condition that exists out there on Marshall Road.

So I say to you this is only one of the many problems which will be solved if we pass this very important and essential resolution.

Mr. BELL. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. McCormack.

The SPEAKER. Will the gentleman from Philadelphia, Mr. McCormack, permit himself to be interrogated?

Mr. McCORMACK. I shall, Mr. Speaker.

Mr. BELL. Mr. Speaker, I would like a simple answer. Mr Speaker, does the gentleman from Philadelphia know what the meaning of the word "appoint" is?

Mr. McCORMACK. I would like to give the gentleman, Mr. Speaker, a simple answer. Yes.

Mr. BELL. Mr. Speaker, does not the gentleman from Philadelphia believe that a resolution should contain the word "appoint" if it is desired that the Governor appoint members?

Mr. McCORMACK. What is that Printer's number? Mr. Speaker, in answer to the gentleman I would like to point out the wording of the resolution is, "Resolved that the House of Representatives memorialize the Governor to establish and convene . . . "

Now, if we memorialize the Governor to establish and convene a commission, the answer is that the Governor is going to appoint the commission.

Mr. BELL. I thank the gentleman, Mr. Speaker.

Mr. Speaker, I think that it would be much clearer if the word "appoint" were put in here.

In rebuttal to Mr. McCormack with respect to the township of Upper Darby and highway conditions, since when has the responsibility of the State Highway Department been terminated with respect to intercounty roads?

Mr. TOLL. Mr. Speaker, I would like to say a word or two about this bill.

Ladies and gentlemen of the House, it is now in our hands, and the opportunity has been given us to establish a commission to eliminate the kind of bickering which has gone on in the last few months regarding the Joint-Service bill and the bill relating to the various problems which involve these communities.

This is for Bucks and Chester and Delaware and Montgomery and Philadelphia. It is not just a Delaware County Bill. Once and for all we can have a commission of three members from each county and they can consider and settle all the problems that are involved and the problems are considerable.

Let me read you a telegram which I got from an outstanding Philadelphian. He says:

> Congratulations on your introduction of Resolution No. 168 for a study commission for this area of Pennsylvania. A check yesterday indicates that a nation-wide foundation with substantial resources may be interested in this project. It is not unlikely that this foundation will be willing to participate in financing the objective research of your proposed study commission should Resolution 168 be passed and should a request for such financial aid be made. We urge you to make all possible efforts to secure adoption of House Resolution 168 before adjournment. Certainly the rapid population and economic growth of southeastern Pennsylvania justifies the fruition of a temporary commission such as you propose.

And it is signed Robert T. McCracken, Chairman of the Executive Committee of the Greater Philadelphia Movement.

He is an independent citizen, a well known lawyer, and a former partner of Justice Owen J. Roberts who writes a telegram of this kind in support of this resolution.

I think you ought to give it serious consideration and vote for it.

Mr. BULLEN. Mr. Speaker, May we please have a slow roll call?

The SPEAKER. Will the gentleman be satisfied with a division?

Mr. BULLEN. Mr. Speaker, we accept the division.

On the question recurring,

Will the House adopt the resolution?

On a rising vote, seventy-five Members having voted in the affirmative and fifty-six in the negative, the question was determined in the affirmative and the resolution was adopted.

SENATE RESOLUTION SERIAL No. 177

Mr. READINGER. Mr. Speaker, I call up Senate Resolution No. 177 on page 10 of today's calendar.

The resolution was read, considered and adopted as follows:

In the Senate, May 8, 1956.

The two National cemeteries located in Pennsylvania have been closed to additional interments of veterans of our wars, and closing them in their entirety is imminent due to lack of sufficient space.

Since neither of the two present National cemeteries can be considered appropriate for possible last resting places for those who fought for our Commonwealth and our Country, and who may die today or in the future, it is the sincere opinion of the great majority of the veterans in Pennsylvania that a new National cemetery should be established within the Commonwealth of Pennsylvania at an entirely new location, and that cemetery be associated with the present and future requirements of those who fought in the wars of our Country.

It is known, from official sources, that there is available within the Commonwealth of Pennsylvania, a tract of one hundred acres to three hundred and fifty acres, situated at the Indiantown Gap Military Reservation, and this could be made available to the United States Department of the Army, for the purpose of establishing a new National cemetery. Bills to accomplish this purpose have been introduced in the House of Representatives and the Senate of the Eighty-fourth United States Congress; therefore be it

Resolved (the House of Representatives concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to support and enact into legislation measures establishing a new National cemetery in Pennsylvania; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each house of the Congress of the United States and to each Senator of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2101

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 2101.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 2101, entitled: "An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (Pamphlet Laws) (Act No. 381) entitled 'An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property providing for licenses reports payment and collection of tax interest and penalties assessments collections liens reviews and appeals conferring powers and imposing duties upon the Department of Revenue public officers manufacturers wholesalers retailers corporations partnerships associations and individuals and making an appropriation' by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees"

Respectfully submit the following bill as our report:

ROWLAND B. MAHANY,
JOHN H. DENT,
E. J. KESSLER,
(Committee on the part of the Senate.)

ALBERT S. READINGER,
J. DEAN POLEN,
ALBERT W. JOHNSON,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. READINGER. Mr. Speaker, as everybody here knows this Conference Report contains the amendments to the sales tax law which was passed on March 7th.

I would not feel compelled to speak on the matter if I did not still feel so deeply that the House is making and continuing to make a mistake by retaining the stamp plan.

This Conference Report now provides that the stamp plan should go into effect on January 1st of 1957, or as soon thereafter as the plan can be put into effect, depending on the limitations of the ability of the state to get the stamps printed, distributed, and so forth.

We have argued the matter very thoroughly before and at great length. I think the newspapers have covered every conceivable phase of the arguments for and against the use of the stamp plan, so I think the public by this time is very well informed concerning its operation, its cost, and its efficiency or lack of efficiency.

The Minority Leader of the House several days ago was quoted in the newspapers as saying that the Governor was blamed for the fact that the stamp plan could not go into effect on July 1st. I do not think His Excellency, the Governor, needs any defense. I think it is quite obvious to all of us that if orders had been given immediately after the passage of the sales tax on March 7th to have the stamps prepared, and so forth, they would still not be ready. According to the best information I have been able to obtain, it will take about 33 weeks to prepare them, to distribute them and to put this plan into operation.

I think the Minority Leader probably spoke hurriedly and without much thought when he accused the Governor of delaying the operation of this plan.

I think this Conference Report should be adopted for the reason that there are many corrections made in the present Sales Tax act. The language has been clarified so that the law will spell out as clearly as can be done what is taxable and what is not taxable.

There are several changes in the law which could not be considered correctional changes, but they were considered by the conferees to be proper changes in connection with this sales tax.

I want to reiterate once more that the Republican party of Pennsylvania and its Members in this Legislature have been the ones who have insisted we have a sales tax as a means of raising money. The bill was passed mainly with their votes and we expect these amendments to be passed mainly with their votes.

But I made a commitment the day the bill passed the House originally. I promised to urge the Democratic Members who were then voting for the passage of the sales tax to vote for these correctional amendments.

I have done so, and I believe that today those persons who voted originally for the bill will vote for these amendments. I am asking them to do so.

Mr. CHARLES C. SMITH. Mr. Speaker, I do not believe there is too much to say in regards to the Conference Report on 2101, but I do think there is some-

thing I should say for the Majority Leader's benefit.

First of all, I think as he well knows, or should know, the stamp plan has never been a point of issue in this Conference Report. The Senate did not amend it. Therefore, according to the Rules of the House it never, never, never entered into the report regardless of what he or anyone else says. It has never been a point of issue, so that is beside the point.

I think on 2101 we are now getting into the basis of a philosophy of government. The Majority Leader is perfectly right in saying he has not agreed and his party has not agreed with this tax and that we on this side of the House have properly accepted responsibility for it. It is just a matter of philosophy of government, whether you believe in an income tax or a wage tax, or whether you believe in a sales tax.

We feel that 2101 with the present amendments is going to make the present Sales Tax Law which is now on the books a better law. We feel it makes it far more selective.

I am perfectly willing to agree with the gentleman that there are some inequities. I believe in fairness all of us know there are inequities in almost any tax bill that passes.

We feel that under 2101 we are eliminating some of the difficulties. We feel we are making a better law of the present law which is now on the books.

I might carry on by saying that the Governor and ourselves, as everyone knows, have not agreed on the philosophy of a wage tax versus a selective sales tax. We on this side certainly feel the people of Pennsylvania prefer a selective sales tax.

Because of our difference in thought, or philosophy, whatever you might want to call it, and I might say because of some poor cooperation from the Attorney General's department in issuing regulations, we have necessarily had to work over these amendments to the bill much more, pinpoint them a lot more, than we would have had to do under normal circumstances.

If we had had a Republican Governor and a Republican Attorney General, we probably would have had a much broader viewpoint on the matter of interpretation. Because of the fact that regulations have not been issued and because we had to pinpoint everything, we had to spend a lot more time unnecessarily than we would have had to under normal circumstances.

I feel this 2101 is going to help the law that is now on the books. We are willing to accept some of the responsibility. We have thought, and we still think, it will serve and solve the financial crisis we have talked about. If it is not a crisis, it will at least serve and help the financial situation in Pennsylvania.

We do not think we are doing anything unfairly. We think it is being done with sincerity. Because we have a basic difference in philosophy we are willing to rest on the basic difference in philosophy.

Mr. LOVETT. Mr. Speaker, in regard to the Conference Report on 2101, Printer's No. 1826, we have heard a lot of discussion on who is to blame for the delay in this session of the Legislature. I want to say at the outstart that the delay somewhat has been blamed on the Governor of Pennsylvania. I say that is not the truth. The delay that has been here, in my mind, has been due to the Republican Senate and the Republican House Members. Let us be fair about the thing. Let us put the blame where it belongs.

The SPEAKER. The gentleman can impute blame upon the House if he likes, but he is not privileged to impute blame upon the other chamber.

POINT OF ORDER

Mr. BELL. Mr. Speaker, I raise the point of order whether the gentleman is in order discussing the blame for this long delay.

The SPEAKER. The Chair would request that the gentleman from Westmoreland do not follow some previous examples, all of which were not connected with his side of the House and use the occasion to make a political address. He must confine his remarks to the question at issue, the merits or demerits of the Conference Report.

Mr. LOVETT. Mr. Speaker, may I ask if it is permissible for the gentleman to at least answer the gentleman who raised the point of order.

The SPEAKER. The question before the House is on adopting the Conference Committee Report, its merits and demerits, and the reasons why the House should proceed to enact it.

Mr. LOVETT. Mr. Speaker, this Conference Report is long delayed. The legislation that we now have before us on this Conference Report in my mind is unnecessary. We have a tax law on the books in Pennsylvania today. We are collecting a sales tax. There is no need for an additional conference report to my mind. We have passed the sales tax in Pennsylvania. That other place over there insisted that we have a sales tax in Pennsylvania. The Members in this House, on that side of the House, insisted that we have a sales tax in Pennsylvania. Therefore, we now have a sales tax in Pennsylvania. I voted for that sales tax in Pennsylvania in order to expedite the business of this session of the Legislature, in order that we may get out of Harrisburg and finish up this session of the Legislature.

I now find that after bending over backwards, to bring this session of the Legislature to as speedy a conclusion as we could, that we now have a conference report on the bill that we passed and is now law in Pennsylvania.

Now I say in all fairness, that the reason why this delay is here in this Conference Report is due to the fact that the opposition party in this state insisted upon a sales tax in Pennsylvania. The gentleman who spoke before me said that the people of Pennsylvania want a sales tax. I say to that gentleman how does he know whether the people of Pennsylvania want a sales tax. I know my people in Pennsylvania did not want a sales tax. We wanted a tax placed upon those best able to pay.

Gentlemen, I say to you we should defeat this conference report. We now have a law in Pennsylvania for a sales tax.

Mr. READINGER. Mr. Speaker, I submit to the House that the gentleman from Westmoreland is just completely and unqualifiedly wrong in his argument. I still think these amendments should pass.

Mr. JUMP. Mr. Speaker, I would like to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. JUMP. Mr. Speaker, I have had numerous letters from housewives. It seems among the various stores they go into to buy material to make a dress, some stores charge the tax and some do not. Which is correct?

The SPEAKER. The Chair would suggest that the gentleman from Luzerne is sightly out of order in his line of discussion. The merits or demerits of the report are before us and not the regulations or the enforcement of the present Act.

Mr. JUMP. Mr. Speaker, I am merely asking if that is incorporated in this Conference Report?

Mr. READINGER. Mr. Speaker, being a fearless lawyer, I will answer the gentleman's question if the Chair will permit me.

The SPEAKER. The gentleman will proceed.

Mr. READINGER. I would say under the present law and also under this Conference Report dress material is not taxable.

I would add that many merchants who sell material which could be used for both dresses and drapes, or other household decoration material, have been charging the tax because they do not know what the use will be. I think in the very near future a regulation will be issued by the Sales Tax Division of the Department of Revenue which will clarify the matter and the merchants will know what to do and the people will know when to pay it.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—128

Agnew,	Hass,	McInroy,	Schuster,
Banker,	Haudenshield,	Metz,	Smith, C. C.,
Bell,	Heavey,	Mihm,	Smith, Wm. B.,
Blair,	Helm,	Mikula,	Snider,
Boies,	Henzel,	Miller,	Stank,
Bonner,	Hewitt,	Mills,	Stebbins,
Bower,	Hocker,	Moody,	Steckel,
Breisch,	Horst,	Moscrip,	Stephens,
Brennan, A. P.,	Houk,	Munley,	Stevenson,
Brown,	Isaacs,	Murphy,	Stone,
Bullen,	Jenkins,	Murray, H. P.,	Stoner,
Capano,	Johnson,	Murray, J. J.,	Strausser,
Cooper,	Jones, T. H. W.,	Murray, P. G.,	Stroup,
Davis,	Jump,	Naugle,	Swartz,
Donahue,	Kamyk,	Ogilvie,	Tompkins,
Donaldson,	Kehler,	Olsen,	Toomey,
Down,	Keller,	O'Neil,	Varner,
Ehrgood,	Kent,	Parry,	Vaughan,
Erb,	Kline,	Paulhamus,	Wall,
Eshleman,	Knecht,	Petrosky,	Walsh,
Ewing,	Kooker,	Polen,	Wargo,
Flynn,	Kornick,	Pomeroy,	Waterhouse,
Foster,	Kratz,	Price,	Weidner,
Frank,	Lafore,	Pursley,	Wescott,
Frost,	Leiby,	Readinger,	Wheeler,
Garlock,	Leisey,	Reibman,	Willaredt,
George,	Light,	Renwick,	Wilt,
Gibb,	Lippincott,	Rigby,	Wood,
Gibson,	Mahan,	Royer,	Yetzer,
Goldstein,	Markley,	Rubin,	Ziegler,
Gramlich,	Maxwell,	Rudisill,	Andrews,
Guthrie,	McCann,	Sarraf,	Speaker
Hamilton, R. K.,			

NAYS—50

Amarando,	Fineman,	Lovett,	Polaski,
Anderson, M. S.,	Flint,	Lutty,	Reidenbach,
Auker,	Floyd,	McCormack,	Scarcelli,
Barnatovich,	Frascella,	McKeever,	Sherman,
Branca,	Gaffney,	McLaughlin,	Taylor,
Bucchin,	Gelfand,	Meholchick,	Thomas,
Cianfrani,	Guss,	Moran,	Toll,
Comer,	Holt,	Muldowney,	Wallace,
Curwood,	Jones, G. E.,	Musto,	Welsh,
Dougherty,	Kolankiewicz,	Needham,	Whitenight,
Eilberg,	Leonard,	Pacchioli,	Worley,
Farabaugh,	Leven,	Pashley,	Yetter,
Filo,	Limper,		

NOT VOTING—27

Adam,	Breth,	McGee,	Sigman,
Anderson, S. A.,	Cioffi,	McWherter,	Thompson,
Ashton,	Cochran,	Monroe,	Varallo,
Bazin,	Greenwood,	Mullen,	Verona,
Boory,	Kromer,	Pettigrew,	Williams,
Brennan, J. J.,	Lopresti,	Rosen,	Young,
Brenninger,	Magee,	Rovansek,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REASON FOR VOTE

Mr. AUKER filed the following reasons for his vote.

Reason for vote against the amendments on House Bill 2101, Printer's No. 1826, commonly known as the sales tax act.

The original act as passed provided for stamps to be delivered to the buyer upon purchase of any merchandise taxed under the act in proportion to the amount of tax chargeable under the act, the stamp provision to be effective July 1st, 1956. The Governor of this state in direct violation of his oath of office has deliberately neglected to take the proper steps, for political reasons, to have the stamps printed for distribution to retailers by the July 1st dead line. There has been a deliberate and intentional program on the part of the Leader Democratic administration to sabotage, for political reasons, the stamp provision of the sales tax act. Even though it was popular with the people, even though the majority of the people of Pennsylvania wanted the stamp provisions, and even though it was part of the law of the State of Pennsylvania. There was ample time to have the stamps printed, distributed, and ready to be dispensed to buyers by July 1st, 1956. The reasons given for the delay by the Democratic administration are fantastic to say the least, without reasons, merit or factual basis whatsoever.

As the stamp provision is now written in the amendments as embodied in the Conference Report provides that the stamp provision shall not go into effect until January 1st, 1957, or until such time as in the discretion of the Governor if such circumstances exist as to prevent the stamps being printed and distributed. This is too wide a latitude to allow on such an important provision of a very important act, an act that effects every consumer-buyer in this state and every charitable institution in the state.

The stamp provision amendment is tied in with a package amendment to the sales tax act, and therefore must be voted upon as a package and not as individual amendments. This is a bad legislative procedure and should be changed so that these amendments could be voted upon separately. I am sure that the clarifying amendments would pass and the stamp amendments would fall.

The clarifying amendments, other than the stamp amendments were necessary in order to clarify provisions of the original sales tax act, which it was found necessary

so to do in order to override the interpretations placed upon various provisions of the sales tax act, for purely political purposes, and contrary to the intent of the legislature, both the House and Senate, the duly elected representatives of the people.

I believe that the stamp provision of the act is more important than the other clarifying amendments; that the people as a whole, the people in my district of Altoona, want the stamp provision in the act more than they do the clarifying amendments, and that by postponing the effective date of the stamp provision and giving the Governor such wide latitude as to even the postponed date, that the stamp provision will never be put into effect during this biennium, and probably never unless there is elected into office a Republican House and a Republican Senate, and who then will insist that Governor Leader live up to his oath of office and administer the law as he has taken oath so to do, and carry out the wishes of the people as expressed through their duly elected repersentation in both houses of the Legislature of the great Commonwealth.

In voting "no" on this amendment package to the sales tax act, I am voting my honest, conscientious, firm opinion, and feel that I am voting and expressing the will and desire of the people in Altoona, who have signally honored me by electing me as their Representative in the state government. I feel, that, even though the amendments may fall by my vote, that I am being morally and politically honest. I am taking this stand against my party and against considerable pressure exerted upon me to vote "aye" on this amendment package. I feel and believe that my people should so want me to vote. My duty first is to my God—and next to the people who have elected me and whom I represent. I will not be clubbed into committing by my vote what I would believe to be an act of political and intellectual dishonesty, and would rather sit here in a session for another six months rather than commit such a breach. This is the kind of honest, sincere, able, representation that I am trying to give my people, who have so signally honored me in choosing me as their elected Representative at Harrisburg in the state government. As long as I am so signally honored I shall do my utmost, with the help of God to always do just that.

RESOLUTION

SHIPMENT OF MEMBERS' FILES

Mr. STANK offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 17, 1956.

Resolved, That the Bureau of Publications, through the Department of Property and Supplies, be directed to ship the files of bills and journals of the Members to the addresses designated by them as directed by the Chief Clerk of the House.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1311

Mr. PETROSKY. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1311.

The SPEAKER. The report will lie over for printing under the Rules.

RESOLUTION

CONDOLENCE

Messrs. MIHM and VAUGHAN offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 17, 1956.

The Honorable Frank J. Zak, Pittsburgh florist and former member of the House of Representatives died last week at Pittsburgh, Pennsylvania.

Mr. Zak was born and reared in the Twenty-third Ward, North side, Pittsburgh and received his education in public and private schools. At the age of twelve years he became interested in floriculture and found it so fascinating that in later years he established a florist business and made it his lifework. In 1926 he was elected to the House of Representatives where he proved to be an able legislator.

Mr. Zak during his lifetime was a respected and leading North side citizen, who because of his kindly and sincere character, the warmth and width of his friendship, touched and inspired the lives of all whom he came in contact with; therefore be it

Resolved, That the House of Representatives extend to his widow, Marie Zak, his relatives and to his countless friends most sincere sympathy and express to them the thought that although he is dead the memory of the nobility and strength of his character and his public service will live on; and be it further

Resolved, That the Chief Clerk of the House transmit a copy of this resolution to his widow, Marie Zak, Pittsburgh, Pennsylvania.

RESOLUTION

Mr. ERB offered a resolution which was filed with the Clerk.

SENATE MESSAGE

SENATE RESOLUTION FOR CONCURRENCE

Senate Resolution Serial No. 176.

Referred to the Committee on Rules.

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm, to preside.

Mr. HELM IN THE CHAIR.

BILL ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 173, entitled:

An Act providing for the establishment of police pensions pension funds or pension annuities in certain boroughs towns and townships and the regulation and maintenance thereof providing for continuance of existing funds or transfer thereof to funds herein established prescribing rights of beneficiaries and repealing certain acts

On the question,

Shall the bill pass finally?

Mr. PARRY. Mr. Speaker, I am opposed to these amendments. However, I am going to vote for this bill as amended not because I think it is a fair bill but because I am told it is the only bill that His Excellency, the Governor, will approve. It is a start in the right direction.

I represent a district comprised of boroughs and townships, none of which employ eight or more police officers. Our officers are required to work longer hours for less pay than those of larger boroughs and cities, yet no provision is made for their security.

I would be the last person to deprive any police officer of the pension he so justly deserves. However, if I am

reelected to this House in November, I promise that the first bill I will introduce in the 1957 Legislature will be an amendment to this bill which will protect the police officers of the small municipalities who in my opinion are certainly entitled to this security.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2048.

An Act making an appropriation to the Department of Public Instruction for the payment of costs incurred in administering the Special School Milk Program in cooperation with the Federal Government

With the information that the Senate has passed the same with amendments in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 2, by striking out after the word "Program" the following: "upon the condition that the Federal Government pays the entire cost of all milk purchased in the administration of this program" and inserting in lieu thereof the following: "as provided for under rules and regulations of the United States Department of Agriculture."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boles,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1787.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the establishment of a professorship in the School of Medicine

With the information that the Senate has passed the same with amendments in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 3, by inserting after the word "Commonwealth" the following: "Jonas E. Salk."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Guss,	McKeever,	Schuster,
Banker,	Goldstein,	McLaughlin,	Sherman,
Barnatovich,	Gramlich,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hass,	Metz,	Smith, Wm. B.,
Boles,	Hamilton, R. K.,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murray, J. J.,	Taylor,
Bullen,	Johnson,	Murphy,	Thomas,
Capano,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Ewing,	Leiby,	Polaski,	Welsh,
Fahleman,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Rigby,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Mahan,	Royer,	Yetzer,
Frost,	Markley,	Rosen,	Ziegler,
Gaffney,	Maxwell,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1781.

An Act amending the act of July 28, 1953 (P. L. 723) entitled "An act relating to counties of the second class amending revising consolidating and changing the laws relating thereto" enabling county commissioners to establish by resolution the requirements of responsible bidders for county printing

With the information that the Senate has passed the same with amendments in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 3, line 2, by inserting after the word "conclusive" the following: "(4) The words "prevailing wage rate" as used in this act shall be construed to mean at least the minimum wages which are received by employes of any printing firm or firms in second class counties as a result of collective bargaining agreements negotiated by an employer or employers with a responsible organization representing the employes if the wage rates so arrived at vary in any district in such county then any printing firm which pays wages at least equal to those provided for in any of such agreements shall for the purposes of this act be deemed to be paying the prevailing wage rate

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Schuster,
Banker,	Goldstein,	McKeever,	Sherman,
Barnatovich,	Gramlich,	McLaughlin,	Sigman,
Bell,	Guss,	McWherter,	Smith, C. C.,

Blair,	Guthrie,	Meholchick,	Smith, Wm. B.,
Boies,	Hamilton, R. K.,	Metz,	Snider,
Bonner,	Hass,	Mihm,	Stank,
Boory,	Haudenshield,	Mikula,	Stebbins,
Bower,	Heavey,	Miller,	Steckel,
Branca,	Helm,	Mills,	Stephens,
Breisch,	Henzel,	Monroe,	Stevenson,
Brennan, A. P.,	Hewitt,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toll,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Tompkins,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1854

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. POLEN, READINGER and JOHNSON.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1941, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1941

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. READINGER, POLEN and CHARLES C. SMITH.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1942, entitled:

An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 P. L. 1965) entitled "An act imposing a permanent and temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records requiring registration of carriers for hire imposing duties on such persons requiring persons selling or delivering fuels to licensed dealer-users to furnish information imposing certain costs on counties conferring powers and imposing duties on State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensees and providing penalties" by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1942

The SPEAKER. The Chair appoints as a Committee o Conference on the part of the House, Messrs. READINGER, POLEN and CHARLES C. SMITH.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1113, entitled:

An Act amending the act of April 9 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" providing for the establishment by the Department of Property and Supplies of standards for the design construction repair alteration equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein repealing inconsistent legislation directing the Department of Property and Supplies to make a report to the next General Assembly and making an appropriation.

Mr. READINGER. Mr. Speaker, I move that the House recede from its non-concurrence and concur in the amendments made by the Senate.

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Auker,	Goldstein,	McKeever,	Schuster,
Banker,	Gramlich,	McLaughlin,	Sherman,
Barnatovich,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Blair,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Boies,	Hass,	Mihm,	Snider,
Bonner,	Haudenshield,	Mikula,	Stank,
Boory,	Heavey,	Miller,	Stebbins,
Bower,	Helm,	Mills,	Steckel,
Branca,	Henzel,	Monroe,	Stephens,
Breisch,	Hewitt,	Moody,	Stevenson,
Brennan, A. P.,	Hocker,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Tompkins,
Comer,	Kamyk,	Naugle,	Toomey,
Cooper,	Kehler,	Needham,	Varallo,
Curwood,	Keller,	Ogilvie,	Varner,
Davis,	Kent,	Olsen,	Vaughan,
Donahue,	Kline,	O'Neil,	Verona,
Donaldson,	Knecht,	Pacchioli,	Wall,
Dougherty,	Kolankiewicz,	Parry,	Wallace,
Down,	Kooker,	Pashley,	Walsh,
Ehrgood,	Kornick,	Paulhamus,	Wargo,
Eilberg,	Kratz,	Petrosky,	Waterhouse,
Erb,	Lafore,	Pettigrew,	Weidner,
Eshleman,	Leiby,	Polaski,	Welsh,
Ewing,	Leisey,	Polen,	Wescott,
Farabaugh,	Leonard,	Pomeroy,	Wheeler,
Filo,	Leven,	Price,	Whitenight,
Fineman,	Light,	Pursley,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Reibman,	Wilt,
Flynn,	Lopresti,	Reidenbach,	Wood,
Foster,	Lovett,	Renwick,	Worley,
Frank,	Lutty,	Rigby,	Yetter,
Frascella,	Mahan,	Rosen,	Yetzer,
Frost,	Markley,	Rovansek,	Ziegler,
Gaffney,	Maxwell,	Royer,	Andrews, Speaker
Garlock,			

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RESOLUTION

Messrs. KOLANKIEWICZ, LIMPER, CIANFRANI, CURWOOD, WILLIAM B. SMITH, FLINT, FRANK, Miss LEIB, Messrs. McKEEVER, EILBERG, FINEMAN, Mrs. ANDERSON, Mrs. VARALLO, Mr. HOLT, Mrs. MONROE, Messrs. McLAUGHLIN, LUTTY, FRASCELLA, YETTER, WILT, COMER, BRANCA, GELFAND, TAYLOR, CIOFFI, ROBERT K. HAMILTON, STONE, Mrs. REIBMAN, Messrs. PACCHIOLI, GAFFNEY, WHITENIGHT, GUSS, SHERMAN, BUCCHIN, Mrs. PASHLEY, Messrs. FLOYD, KAMYK, OLSEN, DOUGHERTY, MULLIN, McGEE, GIBB and DONALDSON offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, May 17, 1956.

During the 17 months of the legislative session of 1955, Lieutenant Governor Roy E. Furman, President of the Senate has gained the admiration and respect of all the members of the General Assembly. The members of the General Assembly and those whose privilege it is to work with and for him have found that in his position of trust and responsibility as President of the Senate he has not only displayed outstanding ability in directing and solving the complex legislative problems of the Senate, but has given to the leadership and members of the House of Representatives the most splendid, patient and kindly cooperation in expediting legislative matters in the House. Therefore, it is only proper that personal recognition and honor should be bestowed upon him for his commendable endeavors by conveying to him through this House resolu-

tion the respect and regard the legislators have for him for a job well done; therefore be it

Resolved, That the House of Representatives in testimony of its appreciation wishes to congratulate Lieutenant Governor Roy E. Furman for the fine and outstanding contribution he has made to this legislative session and extend to him its sincere thanks for the splendid cooperation its has recieved from him. In addition, the House of Representatives wishes further to tender to him the warmest wishes for continued success in every position of honor and confidence that may be bestowed upon him in the future, all of which he will truly earn and will rightly deserve; and be it further

Resolved, That the Chief Clerk of the House transmit a copy of this resolution, certified under the seal of the House, to Lieutenant Governor Roy E. Furman, President of the Senate.

ADJOURNMENT

Mr. ROVANSEK. Mr. Speaker, I move that this House do now adjourn until Friday, May 18, 1956 at 10:00 a. m. EST.

The motion was agreed to, and (at 5:45 p. m. EST) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., FRIDAY, MAY 18, 1956. No. 184.

SENATE

FRIDAY, May 18, 1956.

The Senate met at 9:30 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Our dear Lord and Saviour, we thank Thee for this hour, as we look with joy toward going to our homes and resuming our places there. There is also a tinge of sadness around our hearts that we are parting. We think today of some of those who started the Session with us and are not here anymore. We realize that in the days to come, one by one of us will also go through that mysterious doorway where we walk through the valley of the shadow with Thee.

We thank Thee for the exuberance of youth and for the opportunity that we have been able to give, and those opportunities in the past, that youth shall be free, that they can come from anywhere into our government, into our communities and enjoy the blessings which those who have lived before us have given to us. If we have been able to add anything to those liberties, we thank Thee. Wherein we have failed, we ask Thee to forgive.

Bless us in our Session today that we may do those things that shall redound to Thy honor and glory, in a world without end, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. CAMIEL, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 18, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate George O. Yecker, 448 East Orange Street, Lancaster, Lancaster County, for appointment as Alderman in and for the Second Ward of the City of Lancaster, Lancaster County, to serve until the first Monday of January 1958, vice J. Edward Wetzel, deceased.

GEORGE M. LEADER.

MEMBER OF THE MONTGOMERY COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 18, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Mrs. Marion L. Forrester (Dem.), Low Building, Bryn Mawr College, Bryn Mawr, Montgomery County, for appointment as a member of the Montgomery County Board of Assistance, to serve until December 31, 1958, and until her successor is duly appointed and qualified, vice Mrs. Lucye P. Unger, East Greenville, whose term expired.

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1854, AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

and has appointed Messrs. POLEN, READINGER and JOHNSON as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL BILL No. 1854, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate

do insist upon its amendments to House Bill No. 1854, and that a Committee of Conference on the part of the Senate be appointed.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. PROPERT, STEVENSON and HAYS as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1854.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1941, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1941, entitled:

An Act to further amend the "Liquid Fuels Tax Act," approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) *** by reducing the amount of tax on fuels used for the generation of power in aircraft and aircraft engines; further regulating the collection, disposition and refund thereof, and licensing of distributors.

and has appointed Messrs. READINGER, POLEN and CHARLES SMITH as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1941, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1941, and that a Committee of Conference on the part of the Senate be appointed.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT, The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. DIEHM, PECHAN and DENT as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1941.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1942, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1942, entitled:

An Act to amend the title and sections two and four of the "Fuel Use Tax Act" approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 P. L. 1965) *** by imposing a tax on fuels used in aircraft or aircraft engines, fixing the amount thereof; and changing definitions of dealer-users, fuels and use.

and has appointed Messrs, READINGER, POLEN, and CHARLES SMITH as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1942, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1942, and that a Committee of Conference on the part of the Senate be appointed.

Mr. RUTH. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. DIEHM, PECHAN and DENT as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1942.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1781

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1781, entitled:

An Act amending the act of July 28 1953 (P. L. 723) entitled "Second Class County Code" enabling county commissioners to establish by resolution the requirements of responsible bidders for county printing.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1787

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1787, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the establishment of a professorship in the School of Medicine.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2048

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2048, entitled:

An Act making an appropriation to the Department of Public Instruction for the payment of costs incurred in administering the Special School Milk Program in cooperation with the Federal Government.

HOUSE RECEDES FROM NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1113

He also informed the Senate that the House recedes

from its non-concurrence in the amendments made by the Senate to House Bill No. 1113, entitled:

An Act amending the act of April 9, 1929 (P. L. 177), entitled "Administrative Code of 1929," providing for the establishment by the Department of Property and Supplies of standards for the design, construction, repair, alteration, equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein; repealing inconsistentent legislation; directing the Department of Property and Supplies to make a report to the next General Assembly; and making an appropriation.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2101

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "Selective Sales and Use Tax Act" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees.

The PRESIDENT. This Report of Committee of Conference will appear on Monday's Calendar.

AMENDMENT TO HOUSE BILL No. 173, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 173, entitled:

An Act providing for the establishment of police pensions pension funds or pension annuities in certain boroughs towns and townships and the regulation and maintenance thereof providing for continuance of existing funds or transfer thereof to funds herein established prescribing rights of beneficiaries and repealing certain acts.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on Monday's Calendar.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION, SERIAL No. 177

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

MEMORIALIZING CONGRESS TO SUPPORT AND ENACT INTO LEGISLATION MEASURES ESTABLISHING A NEW NATIONAL CEMETERY IN PENNSYLVANIA.

In the Senate, May 8, 1956.

The two National cemeteries located in Pennsylvania have been closed to additional interments of veterans of our wars, and closing them in their entirety is imminent due to lack of sufficient space.

Since neither of the two present National cemeteries can be considered appropriate for possible last resting places for those who fought for our Commonwealth and our Country, and who may die today or in the future, it is the sincere opinion of the great majority of the veterans in Pennsylvania that a new National cemetery should be established within the Commonwealth of Pennsylvania at an entirely new location, and that cemetery be associated with the present and future requirements of those who fought in the wars of our Country.

It is known, from official sources, that there is available within the Commonwealth of Pennsylvania, a tract of one hundred acres to three hundred and fifty acres situated at the Indiantown Gap Military Reservation, and this could be made available to the United States Department of the Army, for the purpose of establishing a new National cemetery. Bills to accomplish this purpose have been introduced in the House of Representatives and the Senate of the Eighty-fourth United States Congress; therefore be it

Resolved (the House of Representatives concurring), That the General Assembly of the Commonwealth of Pennsylvania memoralize the Congress of the United States to support and enact into legislation measures establishing a new National cemetery in Pennsylvania; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each house of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 201, entitled:

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

Senate Bill No. 420, entitled:

An Act amending "The Vehicle Code" ***" providing additional enforcement procedures on traffic violations in first second and second class A cities.

Senate Bill No. 859, entitled:

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research.

Senate Bill No. 1023, entitled:

An Act amending the "Borough Rural State Highway Law" *** changing or deleting certain routes and adding certain new routes.

Senate Bill No. 1024, entitled:

An Act amending the "City State Highway Law" *** adding certain new routes.

Senate Bill No. 1025, entitled:

An Act amending the "Rural State Highway Law" *** changing or deleting certain routes and adding certain new routes.

Senate Bill No. 1086, entitled:

An Act to repeal the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 642) entitled "An act for the protection of the public health by providing that persons firms or corporations who are operating or conducting hotels restaurants dining-cars or other public eating-places in this Commonwealth shall not employ or keep in their employ as cooks waiters kitchen-

help chambermaids or other house-servants any person or persons who are suffering from trachoma active tuberculosis of the lungs open skin tuberculosis syphilis gonorrhea open external cancer or barber's itch or who are carriers of typhoid fever and further providing that no dishes receptacles or utensils used in eating or drinking shall be furnished to patrons or customers of any such public eating-place unless the same have been thoroughly cleansed since used by another individual and further providing that no towels shall be furnished in any wash-room in connection with any such public eating-place unless such towels be laundered or discarded after each individual use and further providing that no common drinking-cups shall be furnished at any public drinking-place operated in connection with any such public eating-place and providing penalties for violations of the provisions of this act."

Senate Bill No. 1092, entitled:

An Act amending the act of August 9 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating hereto" providing for special enrollments for determining population of counties for purpose of changing classification.

Senate Bill No. 1103, entitled:

An Act amending the act of May 1 1929 (P. L. 1005) entitled as amended "The Tractor Code" authorizing the issuance of special permits to dealers for the operation or movement of over-size self-propelled combines and fixing fees for such permits.

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1062

Mr. DONOLOW. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions . . ." by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

The PRESIDENT. This Report of Committee of Conference will appear on Monday's Calendar.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for five minutes, for the purpose of having a meeting of the Committee on Rules.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT OF SENATE COMMITTEE TO INVESTIGATE THE HOSPITAL FOR THE CRIMINAL INSANE AT FARVIEW, PURSUANT TO SENATE RESOLUTION, SERIAL No. 4a.

Mr. McMENAMIN. Mr. President, I submit herewith the report of the Committee to Investigate the Hospital for the Criminal Insane at Farview, pursuant to Senate Resolution, Serial No. 4a. I might add that copies have been placed on each of the Member's desks, and I request that this report be printed in the Legislative Journal.

There being no objection, the report (pursuant to Senate Resolution, Serial No. 4a) was ordered to be printed in the Journal as follows:

TO THE HONORABLE MEMBERS OF THE SENATE OF THE COMMONWEALTH OF PENNSYLVANIA, HARRISBURG, PENNSYLVANIA

The Committee of the Senate, appointed pursuant to Resolution No. 4a of the 141st session of the General Assembly of the Commonwealth of Pennsylvania, authorizing an investigation of the Pennsylvania Hospital for the Criminal Insane at Farview, respectfully submits its report.

The investigation was deemed necessary by reason of the fact that from June 4, 1955 to January 29, 1956, a total of 33 patients escaped in five separate escapes from Farview. This large number of escapes caused considerable concern, particularly to persons living in the immediate area of the Institution in Wayne and Lackawanna Counties. The purpose of the investigation was to determine, if possible, the cause of the escapes, and to make whatever recommendations for legislative action might appear to be appropriate.

The Committee visited and inspected the Hospital for the Criminal Insane at Farview. Public hearings were held on two days in Honesdale, Wayne County, and on two days in Harrisburg. At these hearings several witnesses were heard and 809 pages of testimony were taken and transcribed.

Farview is the only institution of its kind in Pennsylvania. It is unique in that it houses criminals who are mentally insane. It was found that there are three types of criminals housed here, namely, those who were insane at the time of trial and sentence for a crime, and those who became insane while serving a sentence at a penitentiary for a crime. In many respects, this institution houses some of the most dangerous criminals in Pennsylvania. It was found that 26% of the inmates had been sentenced for murder and 15% for rape and other sexual offenses. The institution was built to house 941 inmates, whereas the population on the date of the Committee's visit was 1325.

One of the specific possibilities for legislative action was the transfer of this institution from the jurisdiction of the Department of Welfare to the Department of Justice. All of Pennsylvania's institutions housing criminals are under the Department of Justice, while all institutions for the mentally insane are under the Department of Welfare. Farview is a hybrid institution, since its patients are criminal and insane. In view of all of the circumstances revealed by the investigation, it is the judgment of the Committee that the more important common denominator in the case of the Farview inmates is that they are mentally ill people. Therefore, it is the recommendation of the Committee that the institution continue to be under the supervision of the Department of Welfare, and that no legislative action be taken to transfer it to the Department of Justice.

In the pertinent period—June 4, 1955 to January 29, 1956—there were five separate breaks in which a total of at least 33 inmates got out of the institution. The year 1955 saw more escapes by far than any other year in the history of the in-

stitution. It is noteworthy that in the ten preceeding years, a total of 44 patients escaped.

Some of the escapes were by single patients and it appears that some of them were merely mentally confused patients who wandered off the grounds or from their jobs in the fields. However, on August 6, 1955, two patients escaped by stealing an auto owned by one of the guards which was parked on the institution's parking lot. This break had dangerous possibilities because there was in the auto, a shot gun owned by the guard. These two particular patients were apprehended by New York State Police and it is said that at the time of their capture they were trying to assemble the shot gun. Apparently they were unable to do so and they were recaptured without violence.

The Committee concerned itself primarily with the three major breaks in which a large number of patients was involved. These breaks occurred on June 4 and October 4, 1955 and January 29, 1956.

In the break of June 4, 1955, the patients in Ward "D" overpowered three guards, there being approximately 100 patients in the Ward at the time. The number of patients indicates the degree of overcrowding in the institution. However, the break was effected because the patients were able to remove a fire door from its hinges, the door being merely suspended on bolts to which there was no nut or locking device attached. The patient lifted the fire door off the bolts and used it as a battering ram on two other doors between them and the outside. After this break, the fire doors were welded to their bolts and it is doubted that they can be removed so easily in the future. On this particular break, approximately 25 patients got out of the hospital, all but 10 being recaptured immediately.

It was found that on the break of January 29, 1956, four patients effected an escape through the kitchen where they customarily worked. The break was effected by unlocking a door which was secured with a rather old-fashioned and inadequate lock. Further, it has been suggested that there is a possibility that an employee furnished one of the patients with the key to this door. Since the break, the door has been replaced and heavier and better locks placed on it.

The break of October 4, 1955 was perhaps the most serious in that it occurred from Ward "J", the maximum security ward in the institution which houses the most violent and dangerous patients. This Ward is provided with individual cells for the patients. At night, one of the patients called to the guards who were outside a locked door in the corridor to notify him that he had to go to the bathroom. The guard unlocked the door and entered the ward to escort the patient to the bathroom. When he did, the other patients came out of their individual cells, which were not locked, and overpowered him and the other guard on duty in the corridor. The guards were locked in one of the cells. The patients then escaped by removing a stone block under the sill of one of the windows. In this connection, it is interesting to note the testimony of the superintendent of the institution who stated that it appeared that the patients had been chipping away at the mortar around this stone for more than a year in preparation for the break. A week previous, a carpenter had replaced a piece of board on the window sill which appeared loose. However, it apparently was not noted that the mortar was gone from around the block of stone, or at least, a report was not made to the superintendent.

In the so-called major breaks, in every instance the State Police and the police of nearby communities, were alerted, although the time interval of the alert from the institution varied in each break. In most instances the patients were recaptured within a day or so, but at least two patients were not recaptured until several months later when picked up by the FBI in Illinois. There is no preconceived plan of police co-operation for use after an escape.

After each of the major breaks an investigator from the Department of Welfare in Harrisburg was sent to the institution and he made a report to the Secretary of the Department of Welfare in Harrisburg. The Secretary made available to the Committee copies of these reports. However, in no instance has any written change in security regulations been effected by the Secretary of Welfare on the basis of these reports. It was reported to the Committee that the Secretary of Welfare made but one visit to the institution in 1955, and that he had discussed security measures on more than one occasion, presumably over the telephone, with the superintendent.

It is the judgment of the Committee that the Secretary of Welfare was content, after each break, to receive a report that the particular exit had been closed, and that a break could not occur in that manner again, it would appear that some of those breaks could have been avoided by proper inspection and minimal imagination.

Certainly, the possibility of a fire door being lifted off an unsecured hinge and used as a battering ram might have been anticipated. There is no question but that the break of January 29, 1956 could have been avoided if the patients were locked in their individual cells during the night time. It is incredible to the Committee that the chipping away of mortar around the stone base of the bars in a window for more than a year was not detected, particularly when a carpenter was working on it within a week of the break. A routine inspection, the need for which in a maximum security ward is clear, would certainly have revealed the burrowing activities of the patients in the ward over a long period of months.

The failure of the Secretary of Welfare to take any action, or commit to writing any changes in security measures after receiving three written investigation reports, indicates a superficial and cavalier interest in security problems at Farview. This attitude may have been corrected since it is noted that following the convening of this Committee the Secretary has engaged a prison expert to review the security problems at Farview.

It is interesting to note, also, that there have been no written instructions to the Superintendent of Farview as regards to security measures and procedures generally, and that the latest material on this subject was compiled in 1944. There was testimony that in the Spring of 1955 the Secretary of Welfare had a meeting in Harrisburg with the superintendents of all of the state's mental hospitals, including Farview. At this meeting, the subect of mechanical restraints, solitary confinement and punishment of mentally ill persons was apparently discussed. It has been testified that there was no written record of the meeting, and that following the meeting there were no written instructions issued to the various superintendents on these questions; nor was there any specific change made with reference to the 1944 manual which was discussed at the meeting. It is clear, however, that one of the themes of the meeting was the elimination of mechanical restraints on patients.

It appeared that the superintendent of Farview returned from this meeting in Harrisburg with the impression that the Secretary of Welfare encouraged the lessening of physical restraints on patients in mental hospitals. The superintendent thereupon apparently orally told the members of the staff and the officers of the guard in general terms that there was to be a lessening of restraint. It would appear that the verbal discussion in Harrisburg, which was never committed to writing by the Secretary of Welfare, was subject to interpretation by the superintendent of each institution, and that the question of security was the responsibility of each superintendent to be decided at his institution as he saw fit.

This information, in one form or another, evidently was transmitted to the patients themselves, and members of the staff readily admitted that any change in policy would soon be known to the patients. This change in attitude or emphasis was widely reported in the Press.

It is submitted that such a verbal discussion of policy change in security could easily be interpreted differently by different people. The Committee finds that this change in policy or attitude transmitted itself to the patients and was subject to the interpretation that general security requirements would be relaxed. It is believed that the increasing frequency of breaks a short time after the Harrisburg meeting is evidence that the patients believed that security had been relaxed. It is the judgment of the Committee that the Secretary of Welfare was delinquent in not committing to writing specific points discussed by the superintendent at the Spring meeting, particularly with reference to lessening of physical restraints and security measures in general, and that leaving the conference with only a verbal understanding of a program permitted misinterpretation of departmental policy.

The Committee finds a causal connection between the failure of the Secretary of Welfare to commit suggested changes in policy or attitude to writing and the large numbers of escapes in the pertinent period.

It is interesting to note that on the date of the Committee's visit to the Institution, the gate watchman's shanty, located some distance from the main building, did not even have telephone communication with the institution. It was possible for the Committee to drive to the main door of the institution without the prior knowledge of any of the officials. This, and many other similar details too numerous to be noted in a report of this nature, indicated that the security aspects of this institution have not received proper emphasis. It was the judgment of the Committee that an expert in prisons, preferably from the Pennsylvania Penal System, should survey the institution with a view toward improving security measures at the institution. Since the Committee's hearings and while this report was in progress, the Secretary of Welfare has retained an expert, formerly connected with the Federal Bureau of Prisons, to study the institution and make recommendations dealing with security.

Another development of the investigation deserves comment. It appears that until the break of January 29, 1956, State and local officials were not furnished with pictures of escapees. It was the province of the superintendent to decide whether or not pictures should be made available to the Police and Press and there is no departmental policy on this subject. Obviously, the Police would be handicapped in the recapture of escapees without photographs. It appears that it was the thinking of the doctors at the institution to refuse photographs of escapees for fear that the publicity would be harmful to the escapees as mental patients and impede their recovery. It is the judgment of the Committee that the rights of the citizens in the neighborhood of the institution and in Pennsylvania at large, are superior to those of an escaped insane criminal, and descriptoins and photographs of escapees should be promptly circulated as widely as possible to aid in their recapture. The superintendent of the institution stated at the hearings that he would furnish photographs to the State Police and the Press in the future. It is also recommended that photographs be taken of the inmates at least every two years. In some instances, photographs of the inmates were more than ten years old and virtually useless as a means of identification.

The Committee finds that there are two other features which contributed to the large number of escapes in the pertinent period. One is that the guards have insufficient training. It was testified by the Superintendent that a guard is given no more than two hours of training before being regularly assigned to a shift. This would seem totally inadequate and the Committee recommends a more intensive and comprehensive training for guard personnel.

It is also obvious that the hospital is terribly understaffed from a medical point of view, the only fully accredited psychiatrist being the superintendent. As superintendent, he is greatly overworked and burdened with all of the security, administrative and management problems of this large institution. Every possible avenue should be explored to provide more adequate medical and psychiatric help at the institution. The institution has a low rate of discharges of patients and it is believed that despair of a possibility of a cure, causes discontent among the more stable patients and contributed to the unrest which culminated in this large number of breaks.

The Committee is disturbed by testimony to the effect that the break on January 29, 1956, may have been aided by one of the employees. The Secretary of Welfare and the superintendent of the institution testified that here was a "rumor" that the inmates had bought a key to the lock on the kitchen door from an employee of the hospital. The Department of Welfare is investigating this allegation. It would appear to the Committee that such information should be promptly turned over to the Pennsylvania State Police for investigation. It would seem clear that the Pennsylvania State Police and the County District Attorney's office are far better qualified to investigate and prosecute any allegations of a criminal nature, than the Department of Welfare.

Perhaps the most disturbing feature of the investigation was the fact that several Departmenal witnesses offered contradictory testimony on several points, some of them admittedly of minor importance. For example, there was a difference in the testimony as to the number of patients who escaped in the break of June 4, 1955. The Superintendent and the Captain of the Guards testified that fifteen inmates escaped, whereas the Secretary of Welfare stated that the report to them indicated that thirty inmates escaped. Yet, all of these witnesses manifestly must have received their information from the same original sources.

The difficulty in reconciling these contradictions in testimony points up an inherent limitation in a limited legislative inquiry. Reconcila-

tion is possible, of course, but only after protracted and costly re-examination of witnesses. This is a problem not peculiar to this Committee alone.

We mention it because it relates to a fundamental problem of government which has caused increasing concern to members of the General Assembly in recent years. The problem, simply stated, is to keep public servants responsive to the will of the people in a state whose bureaucracy is becoming more complex at an accelerating pace, with an accompanying increase in budgets and taxes.

A contributing feature of this is the fact that a Pennsylvania Governor cannot succeed himself. Each new Governor is to some extend bound by policies and programs of previous administrations. To preserve continuity in Government, experienced personnel must be retained. This makes possible the evolution of a bureaucracy whose policies and attitudes, particularly in important but obscure areas of state activities, are not subject to direct control of the electorate.

A legislative inquiry is one approach to a solution of this problem. Citizens of the Commonwealth can more readily petition their representative in the General Assembly, than a Departmental Secretary, for redress of a grievance. However, to be effective legislative inquiry must have more time and scope than single Committees limited to a situation peculiar to one institution.

The Committee therefore recommends the enactment of legislation which would set up a permanent Committee, empowered to act while the Assembly is not in session, to work with the Department of Welfare. It is thought that this would make for a better mutual understanding of the problems of legislative and executive branches of government.

The Committee makes the following recommendations:

1. Senate Bill No. 965 be not enacted.

2. Speedy development of a permanent committee under the provisions of Senate Bill No. 1044.

3. Building of a fence around Farview Hospital.

4. Appointment of two Deputy Superintendents at Farview, one of training and experience qualified to be the Warden of a State Penitentiary, and the other of business training and experience commensurate with the responsibility of managing the accounting; purchasing and personnel aspects of this institution.

5. Setting up, in cooperation with the State Police and police officials in nearby communities a plan for police coordination to be put into effect after a break from the institution.

6. Rephotographing patients at least every two years for police identification purposes.

7. Issuance of a written manual of security rules to be based on recommendations of the prison expert currently studying Farview.

8. As an aid to detection of patients after escape, it is recommended that all patients be fingerprinted, and that at least those who are in a disturbed state wear distinctive clothing.

9. There was some testimony elicited at the hearing as to the abandonment of certain farm and agricultural activities at the institution. In paricular, the trees in an apple orchard were destroyed by an order of the Secretary of Welfare in 1955. The question of abandonment of farming activities at welfare institutions was not in the scope of this Committee's mission. However, the action of the Department of Welfare presents several puzzling question, and it is recommended to the Senate that another Committee be appointed to examine the Department of Welfare's discontinuance of farming activities at several institutions throughout the Commonwealth.

10. Referral of this report and copies of testimony to the Attorney General for further investigation and prosecution, if indicated, of allegations that on one occasion a breakout was abetted by an employee of the institution.

Respectfully submitted,

HUGH J. McMENAMIN
WILLIAM Z. SCOTT
ANTHONY J. DiSILVESTRO
PAUL L. WAGNER
ALBERT E. MADIGAN
WILLIAM J. LANE

PETITIONS AND REMONSTRANCES

Mr. BARR. Mr. President, I desire to interrogate the gentleman from Bucks, Senator Watson, who is Chairman of the Executive Nominations Committee.

The PRESIDENT. Will the gentleman from Bucks, Mr. Watson, permit himself to be interrogated?

Mr. WATSON. I will, Mr. President.

Mr. BARR. Senator Watson, could you tell me if the nomination of former Senator John Byrne, to the Turnpike Commission, is in the Committee on Executive Nominations or in the Committee on Rules?

Mr. WATSON. It is in the Committee on Executive Nominations.

Mr. BARR. Do you intend having a meeting of the committee so that the matter can be brought before the Senate prior to final adjournment?

Mr. WATSON. I will call a meeting of the committee if you request it. I took it up with the Republican Caucus today and there are no nominations to come out today.

Mr. BARR. Would you extend us the courtesy of calling a meeting of the Committee on Executive Nominations?

Mr. WATSON. I would have to, of course.

Mr. BARR. Could you tell me when it is going to be called?

MOTION TO RECESS

Mr. BARR. Mr. President, I move that the Senate do now take a recess for five minutes, so that the Chairman of the Committee on Executive Nominations can call a meeting of the committee.

Mr. DONOLOW. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, there are several Members here who would like to vote on some bills that are on the Calendar. I respectfully request that the Senator delay that meeting until we can at least run whatever controversial bills there are on our Calendar and then hold the meeting.

MOTION TO RECESS WITHDRAWN

Mr. BARR. All right, Mr. President, I will withdraw temporarily my motion that the Senate do now take a five minute recess.

Mr. DONOLOW. Mr. President, I withdraw my second to the motion.

PERMISSION TO ADDRESS SENATE

Mr. McMENAMIN asked and obtained unanimous consent to address the Senate.

Mr. McMENAMIN. Mr. President, a good many Members of the General Assembly in the past seventeen months have been amazed at reports emanating from various welfare institutions around the State that certain agricultural and farming practices at Welfare Department Institutions have been summarily abandoned. As we understand it, apple orchards have been cut down, prize herds of beef cattle have been sold and fields of potatoes have been plowed under without harvesting and so on.

In the closing days of the Legislature, it is going to be too late, of course, for an ordinary committee to investigate this. However, we do offer this resolution and ask that the Joint State Government Commission, in the interim between Sessions, investigate to determine the advisability of abandoning farming activities by the Department of Welfare.

SENATE RESOLUTIONS

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO MAKE A THOROUGH STUDY AND INVESTIGATION ON THE ADVISABILITY OF THE SELLING OF ANIMAL HERDS AND POULTRY FLOCKS BY THE DEPARTMENT OF WELFARE

Messrs. McMENAMIN, STEVENSON, BERGER, YOSKO MADIGAN, HARNEY, SCOTT, PROPERT, FLACK, WOLFE, WAGNER, VAN SANT and DERK offered the following resolution, which was twice read as follows:

In the Senate, May 18, 1956.

By order of the Secretary of Welfare animal herds and poultry flocks at State institutions in the Department of Welfare are being sold.

The reason therefor, according to the Secretary of Welfare, is that farm work and animal husbandry are not considered suitable work for patients at these institutions.

There exist serious doubts as to the logic and basis for such reasoning.

The products of the farms and products from the herds and poultry flocks furnished a major part of the food for the maintenance of the institutions at a great saving to the Commonwealth.

These herds and flocks through expert experimentation and research have been built up to a status of thoroughbred herds and flocks at a great cost to the Commonwealth, which has in turn resulted in the best products possible for the patients at the institutions.

The sale of the herds and flocks would entail a great financial loss to the Commonwealth.

To buy such products of herds and flocks on the open market would put a serious extra financial burden on the Commonwealth, which could probably require additional tax money.

After a recent investigation of the Pennsylvania Training School at Morganza, a committee of the House of Representatives recommended that patients at Morganza be taught farming and animal husbandry and that some should be occupied and engaged in agricultural pursuits. This recommendation should be given serious and sincere consideration; therefore be it

Resolved, That the Joint State Government Commission be directed to make a thorough study and investigation on the advisability of the selling of the animal herds and poultry flocks by the Department of Welfare. The commission shall have the power to issue subpoenas under its hand and seal requiring and commanding any person or persons to appear before them and answer questions touching matters properly being inquired into and to produce such books, papers, records and documents as the commission may deem necessary. Such subpoenas shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. The commission shall have the power to administer oaths and affirmations to witnesses appearing before them. Any person who shall wilfully neglect or refuse to testify before the commission or to produce books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases; and be it further

Resolved, That the Joint State Government Commission make a report of its findings to His Excellency, the Governor, and that the Governor do all within his power to stop the sale of the animals and poultry at the institutions if the commission recommends the sale thereof is not to the best interest of the Commonwealth.

RULE 39 SUSPENDED

Mr. McMENAMIN. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

PERMISSION TO ADDRESS SENATE

Mr. DONOLOW asked and obtained unanimous consent to address the Senate.

Mr. DONOLOW. Mr. President, I am about to introduce a resolution and ask for its immediate consideration. It is a resolution which has been signed by almost every Member on both sides of the Senate. This resolution calls for the appointment of five Members to a committee to examine boxing in Pennsylvania and to make its recommendations to the 1957 Session of the General Assembly.

Mr. President, we have been reading a great many statements in the last few days, and possibly a month or two before, about the present position of boxing in Pennsylvania today. All the statements we have read or heard about have been detrimental to the sport. We all know that for approximately one year or more, Pennsylvania has been lacking of a big time major fight. There is something wrong with the conduct of the sport as it stands at the present time. We are not interested in criticizing those who are responsible. However, if we do find responsibility, I think it should be the duty of this committee to point it out and attempt to correct it.

We are interested in correcting the impressions which we read in the newspapers where a young man says that he was forced to fight even though he had a case of syphilis and if he refused to fight, he would be barred for life. On the other hand, we read where the Commissioner in Philadelphia said that this is not so, although he knew that this young man was suffering from

this illness. We would like to get to the bottom of this situation. I think it is the duty of the elected Members of this Senate to find out what is going on in this Commission and to call in people who really know the sport. We should question them as to their recommendations for the future. I think if we do it on our own and not listen to commisison reports or the hearings that they have held, we can make far more progress.

Mr. President, we read a lengthy report and I followed every bit of testimony after the Johnson fight by this present Commission. I can tell you right now that I am confused; I do not know what happened after all those hearings. I refuse at this time to rely on anymore of their investigations. I think we should make our own investigations. I think it is our duty to the people of Pennsylvania, at the next Session of the Legislature, to present a constructive program to correct whatever conditions exist.

Mr. President, I am offering this resolution on behalf of myself and a number of Senators from both sides of the aisle.

SENATE COMMITTEE TO INVESTIGATE BOXING IN PENNSYLVANIA

Messrs. DONOLOW, MAHANY, FLEMING, WATSON, KOPRIVER, JR., BERGER, HAYS, MILLER, BLASS, DiSILVESTRO, LANE, HALUSKA and CAMIEL offered the following resolution, which was twice read as follows:

In the Senate, May 18, 1956.

Whereas, an incident involving professional boxing in Pennsylvania has recently been reported which, because of its seriousness, reflects discredit upon the sport and its administration in Pennsylvania; and

Whereas, professional boxing in Pennsylvania is becoming extinct for the reason that it is reported there is dissention between boxing officials, managers of fighters and promoters with the result that major boxing events have not been scheduled in Pennsylvania for an unreasonable period; and it appears that unless existing misunderstandings, whatever they may be, are adjusted, Pennsylvania will be the forgotten state relative to professional boxing events; therefore be it

Resolved, That the President Pro Tempore appoint a committee of five Senators to conduct hearings to receive the views and gather information on the subject and conditions from persons experienced in the field, and from others interested in the future welfare of the sport in Pennsylvania; and be it further

Resolved, That the committee herein appointed report its findings and recommendations to the 1957 session of the Senate.

RULE 39 SUSPENDED

Mr. DONOLOW. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

Mr. YOSKO. Mr. President, before we act on this resolution, I would like to read an article on the subject, written by one of the distinguished correspondents who covers the news here at the State Capitol, representing the Allentown Morning Call. He is no other than Charlie Ettinger. I do not know of a person in this room—and Charlie is present—who would be more qualified than Charlie to cover this subject. In his younger days, he was a fight manager as well as a fight promoter. This article is factual, this article is statistical and this article is sound in its reasoning. I certainly hope that every Member of this Senate will listen to what Charlie Ettinger has to say about the boxing situation in Pennsylvania.

I quote from his column:

> Last week the Pennsylvania State Athletic Commission had as guests members of the National Boxing Assn's uniform rules committee. A lot of others were invited to come to Harrisburg but they did not show up.
>
> The announced purpose of the meeting was to draft a national fight code, to apply to all states across the nation. The solons met for two days then disbursed without any evidence of progress.
>
> Boxing is a sick sport. It is ailing everywhere, but it is desperately ill in Pennsylvania.
>
> The State Athletic Commission supervises both boxing and wrestling. It is not prying into professional wrestling except that it does not permit advertising matches as "contests."
>
> The commission collects five per cent gross on all admissions to sports. It collects the license fees of boxers, trainers, handlers, managers, promoters and officials. It collects the filing fees for bonds and it levies some fines.
>
> How much wrestling contributes is not discernible from an inspection of the commission's fiscal affairs. Boxing has always been the major contributor.
>
> A glimpse at the commission's fiscal affairs shows just how sick boxing is. It shows that the taxpayers are digging into their jeans to pay the freight.
>
> The commission maintains three offices. One is in Philadelphia, another in Pittsburgh and another in Scranton. The latter was moved from Williamsport last year.
>
> For the first nine months of the current fiscal year, beginning with June 1, 1955, and ending Feb. 29, 1956, the revenue from boxing and wrestling, all sources in all three offices, totaled $13,346. A breakdown shows these figures: tax collected, $6,191.19; license fees, $6,580; fines, $355; bond filing fees, $220.
>
> The commission's expenses for the same nine months were $46,639.64. The taxpayers paid the difference between revenue and expenditures which was $33,293.64.
>
> The last time the State Athletic Commission finished in the black was in 1953. For the fiscal year ending May 31, 1951, the expenditures were $71,902.11 and the revenue totaled $89,109.07. The revenue sources and the amount realized from each were: tax on admissions, $71,819.07; license fees, $15,875; fines, $1,075; bond filing fees, $340.

Then it gives the figures for the fiscal years ending 1954 and 1955:

> That year fines helped to swell the coffers. The commission imposed and collected $3,750 worth. But the admissions tax dropped to less than half what it was the previous year, or $25,672.18. Other revenue sources were: license fees, $16,530; bond filing fees, $390.

From the above it is obvious that a grand sport that once flourished in every city and even in hamlets in the commonwealth is headed for extinction.

The code writing coterie that gathered in Harrisburg last week did so amid considerable fanfare. The Pennsylvania commission announced a long list of celebrities who had been invited and were expected to attend.

Among them were Jersey Joe Walcott, Jack Dempsey, Gene Tunney, Rocky Marciano, Sugar Ray Robinson, Carmen Basillio and others. None of them appeared.

A long list of sports writers was announced as having been invited. Several local writers covered the sessions. One other who appeared was Budd Schulberg, a magazine writer who is plugging his new book.

Two Philadelphians who added much luster to boxing in bygone days were also missing. Tommy Loughran, former light heavyweight champion of the world, and Lew Tendler were not invited.

A week before the code writers met, Lew Tendler visited Harrisburg. He came there to deliver a speech in connection with a youth program which he is helping to sponsor.

America's onetime newsboy champion is doing a lot of that type of work. He is grateful for what the sport did for him and he knows the impact it had on the problems of juveniles in the days when the game flourished.

In answer to a question, Tendler told a sports writer he suspected the members of the Pennsylvania State Athletic Commission did not know what their job was all about.

Loughran, idol of the youth and their elders for more than a generation, went a bit farther. He said he thought the commission was "blind and not capable."

Such comments should not have disturbed Alfred M. Klein, Philadelphia member of the commission. Only last October in Lancaster he said publicly he knew nothing about boxing when he was appointed to the commission. He went a bit farther and said neither did commissioners Jim Crowley and Paul Sullivan have any experience in that field.

But Commissioner Klein was disturbed. He accused the immortal Tommy Loughran of employing "a cheap way to get his name in the paper." As for Lew Tendler he said, "I would not dignify anything Tendler says."

State control of boxing and wrestling has been in effect in Pennsylvania since 1923. When it came in every city, town and village had its ring hero. These athletes were the idols of the youngsters in their communities.

It has taken 33 years to bring the sport to its present sorry state. Unless something drastic is done the end is in sight and it won't be code writers who will save it.

The contention of those who attended the meeting in Harrisburg is that racketeers have taken a stranglehold on the sport. They want to break the grip by writing codes, although they were not in agreement on what should go into the codes.

As athletes competing in the ring, Tommy Loughran and Lew Tendler were model young men. Today they are exemplary citizens with untarnished records in and out of the ring, in public and in private life.

To the rising generation these men are almost legendary figures. The attempt to besmirch the reputations of these two men is one of the tragedies of what is now happening to boxing.

The one fact that stands out boldly is that before the state assumed control of boxing there were no charges that racketeers infiltrated into it. Usually, in the communities, local people sponsored the sport and local authorities regulated it.

Solution of the problem is simple. Before there was a State Athletic Commission there were no charges of racketeering. How did the racketeers gain control later—if they have?

The General Assembly initiates and conducts many investigations, invariably with beneficial results to the public.

There has been talk of a legislative investigation into the operating of the State Athletic Commission, past and present. To date nothing has come of it.

One reason is that there are those who do not want to dig up the dead past.

The present commission started out with the best intentions. The fact remains that it has a bull by the tail and it does not know what to do about it.

Mr. President, if there is anything wrong with boxing or the Boxing Commission, it seems to me that it is in the personnel that is in charge of the Commission. I find no fault with the present members except for the fact that they are not qualified to serve in the field for which they were appointed. I refer to the immortal Jim Crowley, one of America's outstanding athletes. It is true that he is a specialist in his own field of football, but it seems to me that he is out of place in so far as boxing is concerned. The other gentleman on the commission is Alfred Klein. He professes to be a lawyer and an F.B.I. Investigator and he also confesses to the fact that he knew nothing and knows nothing about boxing. The third member is Paul Sullivan who I understand is one of the outstanding tennis players, not only in Pennsylvania but in the Nation. However, this is not a tennis game; this is a boxing game.

Since it seems to me that we are dealing with an octopus, the International Boxing Commission, and since we are dealing with the best minds in the boxing game, our members on the Boxing Commission should at least be acquainted with the fundamentals of that game, which they confess they are not.

Mr. President, I followed boxing when I was a youngster and I saw many, many fights. Down in my own neighborhood, we had some of the outstanding boxers in the Country; Eddie Foy, Jack McCarran and his brother, Joe, Fighting Bob, and K. O. Willie Loughran. In our area right now, I am sorry to say, we do not have one outstanding fighter because of the low ebb boxing has fallen into in Pennsylvania. Down in our area we formed an old-timer boxers association, of which Charlie Ettinger, I believe, is an officer. That group meets once every year. I attended last year's dinner. They had about 500 old-time boxers there, the majority of them being from the Lehigh Valley Area and vicinity, covering prob-

ably about ten counties. If you were to look over that whole crowd, I do not believe you could have picked out three who are currently active in the boxing game. That in itself will give you an idea where we stand on professional boxing in Pennsylvania.

Frankly, Mr. President, unless I was qualified to sit on this Commission, I do not believe I would accept the job. It is a job that calls for experts. It calls for experts because we are dealing, so far as the boxing game is concerned, with slickers, with con men, with grafters, with fight fixers and with shady characters of the ring land. Since that is true, we should have people who know how to cope with them.

I, therefore, Mr. President, agree with the present resolution that was just introduced, so that hearings could be conducted and information gathered to help those who are now serving on the Boxing Commission. In the light of their own confessions that they know nothing about the game, if they do not welcome such help from this Senate, then, in my opinion, they should resign for the good of the sport.

Mr. SCHMIDT. Mr. President, I rise in opposition to the resolution, not because of what it purports to do in so far as boxing is concerned, but on the general principle that there is a line of demarcation wherein the duties and the purposes of the legislative and administrative functions commence.

I think Senator Yosko, in his speech, gave a reason why this resolution should not be passed. He complained about the incompetency, so to speak, of the Boxing Commission. If that is what is wrong, then it is a matter for the Governor and the Administration to take care of.

We here in the Legislature are not going to be a Boxing Commission; we are not going to be the Secretary of Welfare; we are not going to be the Attorney General and every other branch of the Administration. Our function is to see to it that proper legislation is enacted to guide the administrative offices of this Commonwealth. In so far as the administration of the laws is concerned, unless there are charges of fraud, misbehavior in office or something like that involved, I say that we do not have a right as a Legislature to usurp the functions of these various administrative agencies.

Mr. President, we did have a hearing on this boxing problem and a report was made and as a result of that report, the Boxing Code was formulated. We have that Boxing Code and the Boxing Commission and, therefore, let us leave the administration of that Boxing Code to the administrative officers, and the Governor can determine whether or not his officers are properly functioning.

Mr. McMENAMIN. Mr. President, I am a great believer in legislative inquiries and I will always vote for another Senator's investigative resolution. I do not know what they will find out in this investigation, but I am sure one of the things they will conclude at the end is that one of the finest men they will ever hope to meet is Jim Crowley, the Chairman of the Pennsylvania Athletic Commission. He is a man of great experience in athletics, both amateur and professional, a businessman of high caliber, a father of a fine family, a great patriot, a man of unimpeachable integrity and a man of great character and reputation. I am certain that Governor Leader has made no better appointment, since he has been Governor, than that of James Crowley as head of the Pennsylvania Boxing Commission.

Mr. SEYLER. Mr. President. I desire to be recorded as voting "no" on this resolution.

Mr. YOSKO. Mr. President, I concur in what Senator McMenamin said about Mr. Crowley. My remarks were not an attack upon his character, reputation or any other factor that Senator McMenamin spoke of. I think Mr. Crowley is a credit to athletics in the field in which he is qualified.

Mr. President, this is not a resolution to investigate the Boxing Commission. This is a resolution to get the views of people who are interested in the future welfare of professional boxing in Pennsylvania. Certainly, there are a good number of people interested in that sport who would like to lend suggestions to a legislative committee, to the end that Pennsylvania would be in the forefront in the promotion of outstanding boxing matches that are scheduled from time to time involving topnotch fighters.

Mr. MAHANY. Mr. President, if the gentlemen on the floor would like to have us finish today's business, I would suggest that we cut off further debate on this and vote on the resolution and discontinue the presentation of any more resolutions until we finish the Calendar.

And the question recurring,

Will the Senate agree to the resolution?

(A voice vote having been taken, the resolution was agreed to.)

HOUSE MESSAGES

SENATE BILL No. 38 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation."

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on Monday's Calendar.

SENATE BILL No. 656 RETURNED WITH AMENDMENTS

He also, returned to the Senate, Senate Bill No. 656, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania to provide for a deficiency in the maintenance of wards of the Commonwealth at said institution.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on Monday's Calendar.

SENATE BILL No. 910 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 910, entitled:

An Act establishing minimum compensation and increments for administrators and members of the faculty of the Thaddeus Stevens Trade School and imposing duties on the board of trustees of such school and the Superintendent of Public Instruction.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on Monday's Calendar.

SENATE BILL No. 1022 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 1022, entitled:

An Act relating to condemnation proceedings requiring the filing of plans or legal descriptions and imposing duties on the recorder of deeds.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill, as amended, will appear on Monday's Calendar.

HOUSE CONCURS IN SENATE BILL No. 282

He also returned to the Senate, Senate Bill No. 282, entitled:

An Act amending "The Third Class City Code" * * * fixing minimum salaries for paid firemen in certain cities.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 562

He also returned to the Senate, Senate Bill No. 562, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two tracts of land containing 2.42 acres more or less in the city of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 563

He also returned to the Senate, Senate Bill No. 563, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire sixty-two acres more or less of land in the City of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 695

He also returned to the Senate, Senate Bill No. 695, entitled:

An Act amending the "Banking Code" * * * further providing for the power of bank and trust companies and trust companies to establish and maintain mortgage investment funds.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1000

He also returned to the Senate, Senate Bill No. 1000, entitled:

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law" fixing minimum salaries for prothonotaries and deputies in Philadelphia.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 1014

He also returned to the Senate, Senate Bill No. 1014, entitled·

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire lands comprising the Captain William Phillips' Rangers Memorial in Liberty Township Bedford County providing for the control management supervision improvement restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission and making an appropriation.

with the information that the House has passed the same without amendments.

HOUSE BILL FOR CONCURRENCE

He also presented for concurrence bill of the House, as follows:

House Bill No. 452, entitled:

An Act relating to and regulating the practice of massage providing for the licensure and for the revocation and suspension of licenses of masseurs and masseuses by the Department of Public Instruction conferring powers and imposing duties upon the Department of Public Instruction and prescribing penalties.

Which was committed to the Committee on Rules.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 873

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 873, entitled:

An Act amending the act of May 1, 1933 (P. L. 103) entitled "The Second Class Township Code" prescribing duties and limitation for township supervisors as to holding other township offices the number of meetings to be held keeping of records and fixing compensation of certain township officers fixing officers of the State Association changing the expense allowance for delegates to supervisors' conventions and the eligible officers to attend fixing the procedure for selling township property making tax exempt properties liable for certain costs for fire pro-

tection prescribing duties of auditors and fixing compensation of members of zoning board of adjustment providing for the construction of sidewalks and curbs and the payment therefor changing the provisions relating to abandoned cemeteries the publication of ordinances connecting with sewers of adjacent municipalities and the dedication laying out opening improving changing relocating taking over and vacating roads and street and highways.

The PRESIDENT. This Report of Committee of Conference will appear on Monday's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1295

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F. F. A. district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show.

The PRESIDENT. This Report of Committee of Conference will appear on Monday's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1311

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund.

The PRESIDENT. This Report of Committee of Conference will appear on Monday's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1648

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1648, entitled:

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines.

The PRESIDENT. This Report of Committee of Conference will appear on Monday's Calendar.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1662

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia.

The PRESIDENT. This Report of Committee of Conference will appear on Monday's Calendar.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1675

He also informed the Senate that the House has nonconcurred in the amendments made by the Senate to House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1675

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 583

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 583, entitled:

An Act amending the act of March 10, 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 584

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 584, entitled:

An Act to amend the act approved the 10th day of March 1949 (P. L. 30) entitled "Public School Code of 1949" by further providing for reimbursement by the Commonwealth to school districts and vocational school districts authorizing the revision of budgets and temporary loans and harmonizing the language of existing amendments.

CALENDAR

HOUSE BILL No. 2065 CALLED UP OUT OF ORDER

Mr. MAHANY. Mr. President, I call up out of order, from page 7 of today's Third Reading Calendar, House Bill No. 2065. Printer's No. 1489, and ask that it be read for the third time and presented to the Senate for final passage.

BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2065, entitled:

An Act amending the act of June 3 1937 (P. L. 1225) entitled "The Game Law" further regulating the issuance

of antlerless deer licenses and imposing penalties for the unlawful issuance thereof

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. BLASS. Mr. President, not having heard my name called, I desire to be recorded as voting "no."

The PRESIDENT. The gentleman from Erie will be so recorded.

Mr. PECHAN. Mr. President, not having heard my name called, I desire to be recorded as voting "aye."

The PRESIDENT. The gentleman from Armstrong will be so recorded.

Mr. HAYS. Mr. President, I wish to be recorded as voting "aye."

The PRESIDENT. The gentleman from Centre will be so recorded.

Mr. DiSILVESTRO. Mr. President, I wish to be recorded as voting "aye."

The PRESIDENT. The gentleman from Philadelphia will be so recorded.

Mr. WATKINS. Mr. President, having voted under a misapprehension, I desire to change my vote from "aye" to "no."

The PRESIDENT. The gentleman from Delaware will be so recorded.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—22

Camiel,	Hays,	McGinnis,	Ruth,
Dent,	Kessler,	McMenamin,	Schmidt,
DiSilvestro,	Kopriver, Jr.,	Miller,	Seyler,
Donolow,	Lane,	Mullin,	Silvert,
Fleming,	Mallery,	Pechan,	Weiner,
Haluska,			Yosko,

NAYS—17

Berger,	Harney,	Propert,	Wagner,
Blass,	Madigan,	Stevenson,	Watkins,
Chapman,	Mahany,	Taylor,	Watson,
Derk,	McPherson, Jr.,	Wade,	Whalley,
			Wolfe,

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

HOUSE BILL No. 1825 CALLED UP OUT OF ORDER

Mr. MAHANY. Mr. President, I call up out of order, from page 7 of today's Third Reading Calendar, House Bill No. 1825, Printer's No. 1815, and ask that it be acted upon at this time.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (Pamphlet Laws 604), entitled "State Highway and Bridge Authority Act" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Barr,	Fleming,	McMenamin,	Stevenson,
Berger,	Haluska,	McPherson, Jr.,	Stiefel,
Blass,	Harney,	Miller,	Taylor,
Camiel,	Hays,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
			Yosko,

NAYS—2

Kessler,	Propert,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

HOUSE BILL No. 1240 CALLED UP OUT OF ORDER

Mr. MAHANY. Mr. President, I call up out of order, from page 6 of today's Third Reading Calendar, House Bill No. 1240, Printer's No. 1419, and request that it be considered on Third Reading and Final Passage.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1240, entitled:

An Act to amend the act approved the twenty-third day of May one thousand eight hundred eighty-seven (P. L. 164) entitled "An act to secure to laborers within this Commonwealth the benefit of the exemption laws of this Commonwealth and to prevent assignment of claims for the purpose of securing their collection against laborers outside of this Commonwealth" by forbidding creditors to sue residents debtors of this Commonwealth in the courts of another State where the creditor debtor and intended garnishee are within the jurisdiction of the Pennsylvania courts and providing penalties

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	Miller,	Stiefel,
Blass,	Hays,	Mullin,	Taylor,
Camiel,	Kessler,	Pechan,	Van Sant,
Chapman,	Kopriver, Jr.	Peelor,	Wade,
Dent,	Lane,	Propert,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,

Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,			Yosko,

NAYS—1

McPherson, Jr.

A majority of all the Sentors having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 2017 CALLED UP OUT OF ORDER

Mr. MAHANY. Mr. President, I call up out of order, from page 4 of today's Final Passage Calendar, House Bill No. 2017, Printer's No. 1681, for consideration.

BILL RECOMMITTED

Mr. MAHANY. Mr. President, I move that House Bill No. 2017, on final passage, entitled,

An Act amending the act of May 1, 1929 (P. L. 905) entitled "The Vehicle Code" further regulating the passing of school buses and prescribing penalties

be recommitted to the Committee on Rules.

Mr. LANE. Mr. President, I second the motion.

The motion was agreed to.

HOUSE BILL No. 1934 CALLED UP OUT OF ORDER

Mr. MAHANY. Mr. President, I call up out of order, from page 9 of today's Second Reading Calendar, House Bill No. 1934, Printer's No. 1537, for consideration.

BILL RECOMMITTED

Mr. MAHANY. Mr. President, I move that House Bill No. 1934, on second reading, entitled:

An Act amending the act of June 29 1953 (P. L. 304) entitled "Vital Statistics Law of 1953" making it unlawful for unauthorized persons to copy duplicate or issue certificates of birth death or fetal death.

be recommitted to the Committee on Rules.

Mr. FLEMING. Mr. President, I second the motion.

The motion was agreed to.

HOUSE BILL No. 2044 CALLED UP OUT OF ORDER

Mr. MAHANY. Mr. President. I call up out of order, from page 9 of today's Second Reading Calendar, House Bill No. 2044, Printer's No. 1816, for consideration at this time.

BILL RECOMMITTED

Mr. MAHANY. Mr. President, I move that House Bill No. 2044, on second reading, entitled:

An Act to amend the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "Civil Service Act" by extending the coverage of the act and decreasing the size of the grouping for purposes of furlough.

be recommitted to the Committee on Rules.

Mr. FLEMING. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. Senator Mahany, do you believe in Civil Service legislation?

Mr. MAHANY. I do not know that that has anything to do with this particular bill in question, but I would say to the Senator that I certainly do believe the Civil Service legislaion when it affects certain categories of employes.

Mr. LANE. Senator Mahany, what do you find wrong with House Bill No. 2044 that you wish to recommit it?

Mr. MAHANY. There are quite a few things wrong with it, Senator. I feel that the bill probably goes too far. As far as I am personally concerned, I am willing to give merit rating or job protection, if you want to call it that, to higher categories of professional people. For instance, I can understand that the Department of Forests and Waters wants to hire hydraulic engineers and high grade employees for jobs. I can go along with that, but I feel that this particular bill goes too far and extends to too wide a range of employes.

I am also interested to see that Senator Barr, who is your State Democratic Chairman, has more time between now and next January to put in some Democratic jobholders in these various jobs and I think he should be for this motion. When we come back next January and he has a lot of his Democratic people on the job, we can then consider whether or not we should freeze them in.

Mr. LANE. Senator Mahany, I certainly do appreciate your concern for the patronage problems of the Democrats, but the point I would like to make is how do you expect us to secure the services of competent engineers in the Department of Forest and Waters and other departments unless we give them some sort of protection? Do you feel that we do not pay a sufficient salary; is that the case or what is our problem? Can you give us the answer?

Mr. MAHANY. Yes, Senator, we had quite a few very fine individuals as employes in these various departments and we did not seem to have as much trouble as you do. I suggest that you quit firing the fine people that we had and then these people will have a little bit more confidence that their jobs will last longer.

Mr. LANE. Senator Mahany, do you not feel that if we would pass this legislation, it would probably protect some of those fine people that you accuse us of firing?

Mr. MAHANY. Senator, I do not think we have to pass legislation to protect you against your natural inclinations. I think if you just restrain yourself a little bit, why, we will not have to have this legislation.

Mr. LANE. Senator Mahany, then you do agree that this spoils system sort of works a hardship as far as technical personnel is concerned? We have no protection now. As a matter of fact, our engineers are going to go by the highways and the byways, and the State of Pennsylvania is going to stand high and dry because we cannot protect them and you Republicans keep cutting the budget to the bone and we cannot increase their salaries.

Mr. MAHANY. That sounds more like a statement than it does an interrogation.

Mr. LANE. Well, I want you to consider it.

Mr. MAHANY. Senator, I do not think you need this particular legislation at this time, and I am willing to

make it the number one bill of the 1957 Session of the Legislature.

Mr. LANE. You know, you are very, very gracious. Why do you not amend it to suit your taste and we will try to accept it?

Mr. MAHANY. To answer your question, Senator, it is a little bit late to do that now. We expected to adjourn here today. It is too late now to amend this bill because further study should be made in connection with this problem. I think that is one of the things perhaps the Joint State Government Commission might study between now and next January and come up with certain recommendations.

Right now, Senator, we just do not want the bill.

Mr. LANE. I see; you just do not want the bill and you have the votes over there, is that it?

Mr. MAHANY. No, that is not it. I thought I gave you quite a few reasons why we do not want this bill. It is not a matter of steamrolling; we just fell that the legislation goes too far. Frankly, we wonder why you want it. We cannot understand why the Democrats would want this particular bill at this time and we are trying to save you from making this error.

Mr. LANE. Senator Mahany, since you brought up this question of adjourning, are we going to adjourn today or is it going to be Monday?

Mr. MAHANY. We are going to adjourn today and then come back Monday for a little while.

Mr. LANE. If that would be the case, then it would not be too late to amend this bill, would it? We could hold the House another day to concur in the bill.

Mr. MAHANY. I look for a token Session on Monday and there probably will not be a sufficient number of Senators here at that Session to pass this bill. If we did amend it, it would have to go to the House for concurrence and maybe they would not concur in the amendments and then we would have to have a Conference Committee and you know how long those things take. I, therefore, suggest that you just allow us to vote on the motion.

I also understand there might be some Senators on your side who are not too particularly sold on this bill.

Mr. LANE. I wish to thank the gentleman, Mr. President.

Mr. President, my purpose of interrogation was not to leave the impression that all the Democrats are for this particular piece of legislation. I wanted to bring out to the Membership of the Senate, and to the public as a whole, that we are in the position where we cannot retain the services of high type, competent, technical personnel, and I believe that that is the purpose of this piece of legislation. Also, we cannot hold these employees because we do not have the money to pay the large salaries, which is primarily due to the budget—cutting of the Republican Majority.

The Republicans now wish to recommit the bill and I believe they are trying to hamper the operation of some of our departments. There is nothing we can do but go along because the Republicans have the votes. That seems to be the story and, therefore, that is all I have to say.

Mr. McMENAMIN. Mr. President, I must confess that I am a little bit surprised at the by-play between the two distinguished Senators from Washington and Crawford.

Mr. President, most Democrats I know already thought, from what happened in the last seventeen months, that ninety-five per cent of all State employees were under Civil Service anyway.

And the question recurring,

Will the Senate agree to the motion?

Mr. LANE. I ask for a roll call, Mr. President.

Mr. HALUSKA. I ask for a roll call, Mr. President.

The yeas and nays were required by Mr. LANE and Mr. HALUSKA, and were as follows, viz:

YEAS—28

Berger,	Kessler,	Miller,	Van Sant,
Blass,	Madigan,	Pechan,	Wade,
Chapman,	Mahany,	Peelor,	Wagner,
Diehm,	Mallery,	Propert,	Watkins,
Flack,	McGinnis,	Scott,	Watson,
Fleming,	McMenamin,	Stevenson,	Whalley,
Harney,	McPherson, Jr.,	Taylor,	Wolfe,

NAYS—19

Barr,	Donolow,	McCreesh,	Silvert,
Camiel,	Haluska,	Mullin,	Stiefel,
Dent,	Hays,	Ruth,	Weiner,
Dork,	Kopriver, Jr.,	Schmidt,	Yosko,
DiSilvestro,	Lane,	Seyler,	

So the question was determined in the affirmative.

PARLIAMENTARY INQUIRY

Mr. LANE. Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDENT. The gentleman from Washington, Mr. Lane, will state his question of parliamentary inquiry.

Mr. LANE. Mr. President, did you say the vote was twenty-eight for recommittal?

The PRESIDENT. That is correct.

Mr. LANE. Mr. President, I wish to advise the Majority Leader that all the Democrats on this side do not appear to be for Civil Service.

REASONS FOR VOTE

Mr. McGINNIS. Mr. President, I voted to return this bill to committee. I have spoken here nearly every Session against enlarging or spreading Civil Service. I have told most of the Senators here that in my city we have in the courthouse all county employes, and not one is under Civil Service. Just across the street from the courthouse is the City-County Building and most of those employees are under Civil Service.

Mr. President, if you would go into the courthouse where they have no Civil Service employes, there would be two or three people rush up to you to take care of you. However, if you would go into the Civil Service Office in Pittsburgh, you would have to fall over the desks before they would look at you.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for ten minutes, for the purpose of having a Republican Caucus.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2101 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table the Report of the Committee of Conference on House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "Selective Sales and Use Tax Act" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees

MOTION TO SUSPEND RULE 21

Mr. MAHANY. Mr. President, I move that Rule 21, which requires Reports of Committees of Conference to be noted on the Calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the Report of Committee of Conference on House Bill No. 2101.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, may we be at ease a minute?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

And the question recurring,

Will the Senate agree to the motion?

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for five minutes, for the purpose of having a Republican Caucus.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

And the question recurring,

Will the Senate agree to the motion?

MOTION TO SUSPEND RULE 21 WITHDRAWN

Mr. MAHANY. Mr. President, I withdraw my motion that Rule 21 be dispensed with and that the Senate proceed to the consideration of the Report of Committee of Conference on House Bill No. 2101.

Mr. PECHAN. Mr. President, I withdraw my second to the motion.

STUDENTS OF PALMER TOWNSHIP CONSOLIDATED SCHOOL, NORTHAMPTON COUNTY, PRESENTED TO SENATE

Mr. YOSKO. Mr. President, I just want to note for the record that ninety pupils of the Palmer Township Consolidated School were here, under the leadership of Mr. Roland Moyer, Mr. Arthur Lapp, Mrs. Susan McConalogue, Mrs. June Meyers, and Mrs. Marian Fisher.

I just want to say that I hope their stay was enjoyable as well as educational, and that they had a safe journey home.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 596, entitled:

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 596, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 596. recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 880, entitled:

A Supplement to the "State Employes Retirement Law" * * * by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 880, RECALED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate

do concur in the amendments made by the House to House Bill No. 880, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 2055, entitled:

An Act to further amend section 9 of the act approved the 18th day of July 1917 (P. L. 1043) by providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf, Scotland School for Veterans' Children and Pennsylvania State University.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 2055, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 2055, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 26, entitled:

An Act amending the State Highway and Bridge Authority Act of April 18, 1949 (P. L. 604) by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor to construct a toll bridge over the Monongahela River

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 26

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 26.

Mr. LANE. Mr. President, I gladly second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 188, entitled:

An Act relating to the practice of Ophthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered qualified Ophthalmic Dispensers creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for

penalties for violations of the provisions thereof and providing for appeals to Court

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 188

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 188.

Mr. LANE Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 318, entitled:

An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 318.

Mr LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—32

Barr,	DiSilvestro,	Lane,	Schmidt,
Berger,	Donolow,	Mahany,	Seyler,
Blass,	Fleming,	Mallery,	Silvert,
Camiel,	Haluska,	McGinnis,	Stiefel,
Chapman,	Harney,	McMenamin,	Taylor,
Dent,	Hays,	Mullin,	Watson,
Derk,	Kessler,	Pechan,	Weiner,
Diehm,	Kopriver, Jr.,	Ruth,	Yosko,

NAYS—7

Madigan,	Miller,	Wade,	Wolfe,
McPherson, Jr.,	Propert,	Wagner,	

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 944

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 944, entitled:

An Act amending the act of August twenty-fourth one thousand nine hundred fifty-one (P. L. 1417) entitled as amended "Corporation Income Tax Law" changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increasing the rate of tax for a limited period of time

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 944

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 944.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 999

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 999, entitled:

An Act amending the act of May 20 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 999

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 999.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1650

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1650, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania and to the Cresson Volunteer Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1650

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1650.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affrmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1955

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1955, entitled:

An Act amending the act of Sept 3 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making the moneys appropriated available for flood damage of October 1955

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1955

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1955.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affrmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILL DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1507, entitled:

An Act amending revising clarifying and changing the act of April 6 1953 (P. L. 3) entitled "Uniform Commercial Code"

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

REQUEST THAT BILL GO OVER IN ORDER

Mr. LANE. Mr. President, I ask unanimous consent that House Bill No. 1507, Printer's No. 1020, on final passage, go over in its order.

The PRESIDENT. Is there objection?

Mr. PECHAN. Mr. President, I object to House Bill No. 1507 going over in its order.

The PRESIDENT. The Chair hears objection.

And the question recurring,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

VERIFICATION OF THE ROLL

Mr. HALUSKA. Mr. President, I ask for a verification of the roll.

The PRESIDENT. Request has been made to have the roll verified.

The Clerk will call the names of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

Berger,	Harney,	McPherson, Jr.	Wagner,
Blass,	Kessler,	Pechan,	Watkins,
Chapman,	Kopriver, Jr.	Propert,	Watson,
Diehm,	Madigan,	Taylor,	Whalley,
Fleming,	Mahany,	Wade,	Wolfe,

The PRESIDENT. Are there any corrections to the affirmative roll? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

Barr,	Haluska,	Miller,	Seyler,
Camiel,	Hays,	Mullin,	Silvert,
Dent,	Lane,	Ruth,	Stiefel,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,		

The PRESIDENT. Are there any corrections to the negative roll? The Chair hears none. The negative roll will stand as verified.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—20

Berger,	Harney,	McPherson, Jr.	Wagner,
Blass,	Kessler,	Pechan,	Watkins,
Chapman,	Kopriver, Jr.	Propert,	Watson,
Diehm,	Madigan,	Taylor,	Whalley,
Fleming,	Mahany,	Wade,	Wolfe,

NAYS—18

Barr,	Haluska,	Miller,	Seyler,
Camiel,	Hays,	Mullin,	Silvert,
Dent,	Lane,	Ruth,	Stiefel,
Derk,	McGinnis,	Schmidt,	Yosko,
Donolow,	McMenamin,		

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 2107, entitled:

An Act amending the act of June 5 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Barr,	Donolow,	McPherson, Jr.,	Wade,
Berger,	Fleming,	Mullin,	Wagner,
Blass,	Harney,	Pechan,	Watkins,
Camiel,	Kessler,	Propert,	Watson,
Chapman,	Kopriver, Jr.,	Schmidt,	Whalley,
Dent,	Lane,	Seyler,	Wolfe,
Derk,	Madigan,	Silvert,	Yosko,
Diehm,	Mahany,	Taylor,	

NAYS—6

Haluska,	McGinnis,	Miller,	Ruth,
Hays,	McMenamin,		

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

THIRD READING CALENDAR

APPROPRIATION BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1143, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "The Administrative Code of 1929" by creating as a departmental administration advisory board the Coal Research Board in the Department of Mines prescribing its organization powers and duties and making an appropriation

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Ruth,	Watkins,
Diehm,	Mahany,	Schmidt,	Watson,
DiSilvestro,	Mallery,	Scott,	Weiner,
Donolow,	McCreesh,	Seyler,	Whalley,
Flack,	McGinnis,	Silvert,	Wolfe,
Fleming,			Yosko,

NAYS—1

Propert,

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1974, entitled:

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania State Board of Censors

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Barr,	Harney,	McPherson, Jr.,	Stevenson,
Berger,	Hays,	Miller,	Stiefel,
Blass,	Kessler,	Mullin,	Taylor,
Camiel,	Kopriver, Jr.,	Pechan,	Van Sant,
Chapman,	Lane,	Peelor,	Wade,
Dent,	Madigan,	Propert,	Wagner,
Derk,	Mahany,	Ruth,	Watkins,
Diehm,	Mallery,	Schmidt,	Watson,
DiSilvestro,	McCreesh,	Scott,	Weiner,
Donolow,	McGinnis,	Seyler,	Whalley,
Flack,	McMenamin,	Silvert,	Wolfe,
Haluska,			Yosko,

NAYS—1

Fleming,

A Constitutional majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 275, entitled:

An Act amending the act of May seventeen one thousand nine hundred twenty-nine (P. L. 1798) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and pre-increasing the amount of payments from the Commonwealth to counties and making an appropriation

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that Senate Bill No. 613, Printer's No. 734, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 806, entitled:

An Act to promote the welfare of the people of the Commonwealth by rendering financial assistance to industrial development agencies engaged in promoting the development and expansion of business industry and commerce in the respective counties of the Commonwealth prescribing procedures for the rendering of such assistance and empowering the Department of Commerce of the Commonwealth to administer the same and making an appropriation.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Barr,	Fleming,	Miller,	Taylor,
Berger,	Haluska,	Mullin,	Van Sant,
Blass,	Hays,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Ruth,	Watkins,
Dent,	Mahany,	Schmidt,	Watson,

Derk,	Mallery,	Scott,	Weiner,
Diehm,	McCreesh,	Seyler,	Whalley,
DiSilvestro,	McGinnis,	Silvert,	Wolfe,
Donolow,	McMenamin,	Stevenson,	Yosko,
Flack,	McPherson, Jr.,	Stiefel,	

NAYS—4

Harney,	Kessler,	Madigan,	Propert,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1008, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "The Game Law" by further regulating violations and the imposition of penalties the duration of field trials and fox hunting and modifying the limitation of the purchase price of State game lands.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1109, entitled:

An Act amending the act of January 24, 1956 (Act No. 288) entitled "An act relating to chattel mortgages executed and filed prior to July 1, 1954 . . ." extending the lien of mortgages in certain cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1297, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska	McPherson, Jr.,	Stiefel,
Berger	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1774, entitled:

An Act amending the act of May 20, 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof . . ." extending the time for claiming credit for service with a school district of the first class and increasing the time of service which may be claimed.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Mallery,	Ruth,	Watson,
Diehm,	Madigan,	Schmidt,	Weiner,
DiSilvestro,	Mahany,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1778, entitled:

An Act to authorize the transfer of certain automobiles used in child welfare programs and purchased with Federal funds to certain counties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," th question was determined in the affirmative.

Ordered, That the Clerk return said bill to the Hous of Representatives with information that the Senate ha passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consid eration of House Bill No. 1956, entitled:

An Act authorizing the Department of Property an Supplies to sell and convey 57.8 acres more or less of lan situate in Hanover Township Beaver County Pennsylvani with the approval of the Governor.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Pechan,	Taylor,
Blass,	Hays,	Miller,	Van Sant,
Camiel,	Kessler,	Mullin,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. PECHAN. Mr. President, I ask unanimous consent that House Bill No. 1990, Printer's No. 1837, on third reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2096, entitled:

An Act amending the act of June 1, 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' . . ." requiring additional reports and changing the due date of certain payments of capitol stock tax and franchise tax and further providing for the computation and payment of the tax by domestic corporations joint stock associations limited partnerships and companies

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 2, page 7, lines 14 to 17, by striking out all of said lines; amend Section 2, page 13, lines 15 to 20, page 14, lines 1 to 19, page 15, lines 1 to 20, page 16, lines 1 to 19, and page 17, lines 1 to 6, by striking out all of said lines; amend Section 3, page 17, line 7, by striking out "3" and inserting: "2."

On the question,

Will the Senate agree to the amendments?

Mr. FLEMING. Mr. President, may we be at ease a moment?

The PRESIDENT. The Senate will be at ease.

(The Senate was at ease.)

And the question recurring,

Will the Senate agree to the amendments?

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for five minutes, for the purpose of holding a Republican Caucus and a Democratic Caucus.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

And the question recurring,

Will the Senate agree to the amendments?

Mr. MAHANY. I ask for a roll call, Mr. President.

Mr. PECHAN. I ask for a roll call, Mr President

The yeas and nays were required by Mr. MAHANY and Mr. PECHAN, and were as follows. viz:

YEAS—18

Barr,	Haluska,	McMenamin,	Schmidt,
Camiel,	Hays,	Miller,	Seyler,
Dent,	Lane,	Mullin,	Silvert,
Derk,	McGinnis,	Ruth,	Stiefel,
Donolow,			Yosko,

NAYS—17

Berger,	Harney,	Mahany,	Wade,
Blass,	Kessler,	Pechan,	Watkins,
Chapman,	Kopriver, Jr.,	Propert,	Watson,
Fleming,	Madigan,	Taylor,	Whalley,
			Wolfe,

So the question was determined in the affirmative.

On the question,

Will the Senate agree to the bill on third reading, as amended?

BILL OVER IN ORDER

Mr. DENT. Mr. President, I ask unanimous consent that House Bill No. 2096, Printer's No. 1775, on third reading, go over in its order, as amended.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land situate in Middleton Township Delaware County

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade.
Chapman,	Kopriver, Jr.,	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBERS OF WASHINGTON COUNTY BOARD OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 18, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Washington County Board of Assistance, to serve until December 31, 1958, and until their successors are duly appointed and qualified:

Mrs. Elizabeth Gales (Dem.), 327 Phillips Street, Speer, Charleroi. (Reappointment)

Michael Plesher (Dem.), Grandview Avenue, R. D. 1, Monongahela, vice James C Wolf, Burgettstown, whose term expired.

George B. Stegenga, Esq. (Rep.), Houston, vice Mrs Ruth A. Cummins, Washington, whose term expired.

GEORGE M. LEADER.

MEMBER OF THE STATE VETERANS' COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 18, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John G Rainey, 6936 Kelly Street, Pittsburgh 8, Allegheny County, for appointment as a member of the State Veterans' Commission, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified.

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS NON-CONCURRENCE AMENDMENTS TO HOUSE BILL No. 1675, AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being intr duced, informed the Senate that the House insists on non-concurrence in Senate amendments to House Bi No. 1675, entitled:

An Act to provide for the ordinary expenses of t Executive Legislative and Judicial Departments of t Commonwealth for two years beginning June first o thousand nine hundred fifty-five and for the payment bills incurred and remaining unpaid at the close of t fiscal year ending May thirty-first one thousand ni hundred fifty-five

and has appointed Messrs. POLEN, READINGER a WOOD as a Committee of Conference to confer with similar committee of the Senate (if the Senate sh appoint such committee) to consider the differenc existing between the two houses in relation to said bi

SENATE INSISTS UPON ITS AMENDMENTS NO CONCURRED IN BY THE HOUSE TO HOUSE BILL N 1675, AND APPOINTS COMMITTEE OF CONFEREN

Mr. MAHANY. Mr. President, I move that the Sena do insist upon its amendments to House Bill No. 16 and that a Committee of Conference on the part of t Senate be appointed.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf the President pro tempore, the appointment of Messr CHAPMAN, KESSLER and DENT as a Committee Conference on the part of the Senate to confer with similar committee of the House (already appointed) consider the differences existing between the two hous in relation to House Bill No. 1675.

Ordered, That the Clerk inform the House of Repre sentatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENT TO HOUSE BILL No. 675

He also informed the Senate that the House has no concurred in the amendments made by the Senate House Bill No. 675, entitled:

An Act to amend the title and further amend the a approved the fifteenth day of May one thousand ni hundred fifteen (P. L. 534) entitled "Motion Pictu Censorship Law" by authorizing the disapproval of an real film or view which is obscene lewd lascivious in decent filthy or vile and by repealing certain sections the act

SENATE INSISTS UPON ITS AMENDMENTS NON CONCURRED IN BY THE HOUSE TO HOUSE BIL No. 675

Mr. MAHANY. Mr. President, I move that the Senat insists upon its amendments non-concurred in by th House to the foregoing bill.

Mr. HALUSKA. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Repre sentatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 879

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, May 18, 1956.

Resolved (if the Senate concur), That House Bill No. 879, Printer's No. 1730, entitled:

An Act to further amend clause seven of section one of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employe's Retirement Law," by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN AMENDMENTS TO SENATE BILL No. 1018, RECALLED FROM THE GOVERNOR

He also informed the Senate that the House has concurred in amendments made by the Senate to Senate Bill No. 1018, entitled:

An Act amending the act of July 25 1955 (P. L. 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof.

Said bill having been recalled from the Governor for the purpose of amendment. The votes had on final passage and third reading were reconsidered in the Senate and the bill amended.

HOUSE CONCURS IN SENATE BILL No. 1029

He also returned to the Senate, Senate Bill No. 1029, entitled:

An Act amending the "Uniform Commercial Code" of April 6 1953 (P. L. 3) *** further regulating filing with respect to perfecting security interests.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1116

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1116, entitled:

An Act enabling governing bodies of cities of the second class to establish by ordinance the requirements of responsible bidders for city printing.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1635

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1635, entitled:

An Act to provide for the ordinary expenses of the Department of Health for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1673

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1673, entitled:

An Act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2069

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee Government Commission under the Joint State Government Commission for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and the commission and making an appropriation to the Joint State.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2087

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2087, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code" further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-tailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 317

He also informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 317, entitled:

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court the President Judge and judges of the Superior Court the judges of the

courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain State officers and the salary and expenses of the members of the General Assembly and repealing certain inconsistent acts.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

He also informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 318, entitled:

An Act pertaining to the resignation and retirement of judges under certain conditions fixing their compensation upon resignation or retirement and imposing duties on certain State officers.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 8, entitled:

An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a bridge over the Ohio River in Beaver County between a point in or near the borough of Midland on the west side of the Ohio River to a point in or near the borough of Shippingport on the opposite side of the Ohio River in the vicinity of the Shippingport Ferry and to provide the necessary approaches and connections with State highways and empowering counties to pay certain damages and making an appropriation

House Bill No. 583, entitled:

An Act amending the act of March 10 1949 (P. L. 30) entitled "Public School Code of 1949" providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes

House Bill No. 584, entitled:

An Act to amend the act approved the 10th day of March 1949 (P. L. 30) entitled "Public School Code of 1949" by further providing for reimbursement by the Commonwealth to school districts and vocational school districts authorizing the revision of budgets and temporary loans and harmonizing the language of existing amendments

House Bill No. 1113, entitled:

An Act amending the act of April 9 1929 (P. L. 177) entitled "The Administrative Code of 1929" providing for the establishment by the Department of Property and Supplies of standards for the design construction repair alteration equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein repealing inconsistent legislation directing the Department of Property and Supplies to make a report to the next General Assembly and making an appropriation

House Bill No. 1405, entitled:

An Act amending "The First Class City Permanent Registration Act" approved March 30 1937 (P. L. 305) removing limitations on the power of the commission to establish offices for receipts of applications for registration and changing the provisions of the act as to registratic of electors before municipal elections

House Bill No. 1517, entitled:

An Act amending the act of May 2 1945 (P. L. 38 entitled "Municipality Authorities Act of 1945" furthe regulating the membership of the governing body of Tra sit Authorities

House Bill No. 1727, entitled:

An Act making an appropriation to the Department Forests and Waters for the purchase of strip mined an adjacent areas and mineral rights on lands under th jurisdiction of the department

House Bill No. 1781, entitled:

An Act amending the act of July 28 1953 (P. L. 72 entitled "Second Class County Code" enabling count commissioners to establish by resolution the requiremen of responsible bidders for county printing

House Bill No. 1787, entitled:

An Act making an appropriation to the Trustees of th University of Pittsburgh for the establishment of a pr fessorship in the School of Medicine

House Bill No. 1792, entitled:

An Act relating to comic books magazines and oth publications prohibiting and regulating the sale there in certain instances and imposing penalties

House Bill No. 1940, entitled:

An Act amending the act of June 3 1937 (P. L. 122 entitled "The Game Law" requiring use of certain fees f removing overshadowing tree growth to produce unde brush sprouts and saplings for deer food and cover

House Bill No. 1965, entitled:

An Act authorizing the Department of Property an Supplies with the approval of the Governor to acquir sixty-three acres more or less of land in Washingto Township Erie County for use of Edinboro State Teacher College and making an appropriation

House Bill No. 2013, entitled:

An Act amending the act of March 10 1949 (P. L. 30 entitled "Public School Code of 1949" providing for ad vance payments reimbursements and tuition in the cas of area technical schools

House Bill No 2048, entitled:

An Act making an appropriation to the Departmer of Public Instruction for the payment of costs incurre in administering the Special School Milk Program i cooperation with the Federal Government

Whereupon,

The President (Lieutenant-Governor Roy E. Furman in the presence of the Senate signed the same.

SENATE COMMITTEE APPOINTED TO INVESTIGAT BOXING IN PENNSYLVANIA, PURSUANT TO SENATE RESOLUTION, SERIAL NO. 25a

The PRESIDENT. The Chair announces, on behalf c the President pro tempore, the appointment of the fol lowing committee, pursuant to Senate Resolution, Seria No. 25a: the gentleman from Delaware, Mr. WATKINS the gentleman from Lehigh, Mr. VAN SANT; the gen tleman from Allegheny, Mr. KOPRIVER, JR.; the gen

tleman from Philadelphia, Mr. DONOLOW; and the gentleman from Philadelphia, Mr. DiSILVESTRO.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1609

Mr. KESSLER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1609, entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus, supplies and equipment.

The PRESIDENT. The report will line over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1941

Mr. PECHAN. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1941, entitled:

An Act to further amend the "Liquid Fuels Tax Act," approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) *** by reducing the amount of tax on fuels used for the generation of power in aircraft and aircraft engines; further regulating the collection, disposition and refund thereof, and licensing of distributors.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1942

Mr. PECHAN. Mr. President, I further submit the report of the Committee of Conference on House Bill No. 1942, entitled:

An Act to amend the title and sections two and four of the "Fuel Use Tax Act" approved the fourteenth day of January, one thousand nine hundred fifty-two (1951-1952 P. L. 1965) *** by imposing a tax on fuels used in aircraft or aircraft engines; fixing the amount thereof; and changing definitions of dealer-users, fuels and use.

The PRESIDENT. The report will lie over for printing under the rules.

PERMISSION TO ADDRESS SENATE

Mr. STIEFEL asked and obtained unanimous consent to address the Senate.

Mr. STIEFEL. Mr. President, this resolution deals with the flow of illicit liquor into Pennsylvania generally and, especially, over the Camden Bridge into Philadelphia. I desire herewith to request that the Joint State Government Commission undertake a study on how to curb the flow of illicit liquor into Pennsylvania.

SENATE CONCURRENT RESOLUTION REFERRED TO COMMITTEE

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION, IN CONJUNCTION WITH THE LIQUOR CONTROL BOARD, TO MAKE AN EXHAUSTIVE INVESTIGATION OF ILLICIT LIQUOR TRAFFIC IN THE COMMONWEALTH

Mr. STIEFEL. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. STIEFEL and CHAPMAN offered the following resolution which was twice read as follows and referred to the Committee on Rules:

In the Senate, May 18, 1956.

Whereas, The sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol and alcoholic and malt or brewed beverages in the Commonwealth are regulated by the Pennsylvania Liquor Control Board, an independent administrative agency; and

Whereas, The total cash receipts of the Pennsylvania Liquor Control Board for the biennium ended May 31, 1955, were $470,000,000, of which $424,000,000 was derived from the sale of liquor; and

Whereas, Collections of the 10 per cent liquor tax during the fiscal biennium 1953-1955 amounted to $42,294,802, and liquor store profits transferred to the General Fund amounted to $85,500,000; and

Whereas, The Governor in his Budget estimates collections of the 10 per cent liquor tax for the biennium 1955-1957 at $41,000,000 and liquor store profits at $73,000,000; and

Whereas, It has been alleged that a considerable volume of liquor is illicitly imported into the Commonwealth, and such illicit traffic is not only injurious to the legitimate Pennsylvania vendor who makes his purchases for resale from the Pennsylvania Liquor Control Board but also adversely affects the magnitude of receipts to the Commonwealth's General Fund; therefore be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission, in conjunction with the Liquor Control Board, be directed to make an exhaustive investigation of illicit liquor traffic in the Commonwealth, with a view of developing means and methods of discouraging such illegal traffic, and report its findings and recommendations, together with such drafts of legislation necessary to carry the recommendations into effect, to the next regular session of the General Assembly.

SENATE RESOLUTIONS

SENATE COMMITTEE TO INVESTIGATE TOLLS CHARGED BY THE PENNSYLVANIA TURNPIKE COMMISSION

Mr. DENT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. DENT, MULLIN, SEYLER, CAMIEL, STIEFEL, McMENAMIN, MILLER, YOSKO, DONOLOW, RUTH, HALUSKA, WEINER, HAYS and LANE offered the following resolution, which was twice read as follows:

In the Senate, May 18, 1956.

It is frequently contended that tolls charged by the Pennsylvania Turnpike Commission for use of the Pennsylvania Turnpike and its extensions are unreasonable and exorbitant, and that recent increases in the tolls were unreasonable and unwarranted; therefore be it

Resolved, That the President pro tempore of the Senate appoint a committee of five Senators to inquire into and investigate the tolls charged by the Pennsylvania Turnpike Commission for the use of the Pennsylvania Turnpike and its extensions, the formula or formulas used for establishing such tolls, the classification of vehicles for assessing tolls, the financial condition of the Pennsylvania Turnpike Commission, and whether or not the recent increases in tolls charged by the Commission were reasonable and warranted; and be it further

Resolved, That the Committee make a report of their findings and recommendations to the Senate not later than the next Session of the Legislature.

RULE 39 SUSPENDED

Mr. DENT. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION TO MAKE A STUDY OF ALL THE PROBLEMS INVOLVING BRANCH BANKING

Mr. FLEMING. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. FLEMING, MAHANY, PECHAN, DENT, BARR, PROPERT, HALUSKA, BERGER and LANE offered the following resolution, which was twice read as follows:

In the Senate, May 18, 1956.

Whereas, the establishment of branch banks in the Commonwealth of Pennsylvania is a matter of vital importance to the public welfare and the economic and banking conditions in the Commonwealth having changed since the establishment in 1937 of branch banking regulations which are still controlling and

Whereas, the policy to be followed by the Commonwealth in authorizing branch banking operations, should be given careful and objective study by an agency that is equipped for such study, therefore be it

Resolved, That the Joint State Government Commission be and is hereby directed to make a study of all of the problems involving branch banking, and make a report of its findings to the next General Assembly, together with its recommendations as to what action should be taken.

RULE 39 SUSPENDED

Mr. FLEMING. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions be referred to an appropriate committee, be suspended and the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there objection?

The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

SENATE CONCURRENT RESOLUTION, SERIAL No. 182, REPORTED FROM COMMITTEE

Mr. MAHANY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MAHANY, from the Committee on Rules, to which was referred resolution offered by Messrs. STIEFEL and CHAPMAN on May 18, 1956, reported the same without amendment as follows:

In the Senate, May 18, 1956.

Whereas, The sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol and alcoholic and malt or brewed beverages in the Commonwealth are regulated by the Pennsylvania Liquor Control Board, an independent administrative agency; and

Whereas, The total cash receipts of the Pennsylvania Liquor Control Board for the biennium ended May 31, 1955, were $470,000,000, of which $424,000,000 was derived from the sale of liquor; and

Whereas, Collections of the 10 per cent liquor tax during the fiscal biennium 1953-1955 amounted to $42,294,802, and liquor store profits transferred to the General Fund amounted to $85,500,000; and

Whereas, The Governor in his Budget estimates collections of the 10 per cent liquor tax for the biennium 1955-1957 at $41,000,000 and liquor store profits at $73,000,000; and

Whereas, It has been alleged that a considerable volume of liquor is illicitly imported into the Commonwealth, and such illicit traffic is not only injurious to the legitimate Pennsylvania vendor who makes his purchases for resale from the Pennsylvania Liquor Control Board but also adversely affects the magnitude of receipts to the Commonwealth's General Fund; therefore be it

Resolved (if the House of Representatives concurring), That the Joint State Government Commission, in conjunction with the Liquor Control Board, be directed to make an exhaustive investigation of illicit liquor traffic in the Commonwealth, with a view of developing means and methods of discouraging such illegal traffic, and report its findings and recommendations, together with such drafts of legislation necessary to carry the recommendations into effect, to the next Regular Session of the General Assembly.

Laid over for one day under the Rules.

SECOND READING CALENDAR

BILL OVER IN ORDER

Mr. MAHANY. Mr. President, I ask unanimous consent that House Bill No. 1026, Printer's No 309, on second reading, go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

PARLIAMENTARY INQUIRY

Mr. DENT. Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDENT The gentleman from Westmoreland, Mr. Dent, will state his question of parliamentary inquiry.

Mr. DENT. Mr. President, was House Bill No 1026, Printer's No. 309, passed over in its order?

The PRESIDENT That is correct.

Mr. DENT. Am I also correct that it is a second reading bill?

The PRESIDENT. That is correct.

Mr. DENT. Am I also correct that this is the death knell of the bill?

The PRESIDENT It could be.

Mr. DENT. Mr. President, I think we would be wasting a lot of money to print this bill again Monday If the Republicans are going to kill it, they should have the courage to drop it from the Calendar.

MOTION TO DROP BILL FROM CALENDAR

Mr. DENT. Mr. President, upon instruction of the Republican Caucus, I move that House Bill No. 1026, Printer's No. 309, be dropped from the Calendar.

Mr. MAHANY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LANE. Mr. President, I wish to be recorded as voting "no" on this motion.

The PRESIDENT The gentleman from Washington will be so recorded.

(A voice vote having been taken, the question was determined in the negative).

Mr. MAHANY. Mr. President, I am sure that Senator Dent wanted to keep the record straight in not having any motions carried.

HOUSE BILL No. 1026 CALLED UP

Mr. LANE. Mr. President, I now call up for consideration House Bill No. 1026, Printer's No. 309.

Mr. MAHANY. Mr. President, I would like to correct Senator Lane. I understand that the bill was passed over.

The PRESIDENT. The bill was passed over, but the Senator has now called it up.

Mr. MAHANY. Mr. President, if the Senator will make the statement that he did not understand that we were considering House Bill No. 1026, Printer's No. 309, at the time when we passed it over, why, I will have no objection.

Mr. LANE. Mr. President, there is a lot of confusion here. As a matter of fact, there was a request made to pass the bill over in order and then there was a motion made to drop it from the Calendar and the motion failed. Therefore, I am calling the bill up for action now.

The motion to drop this bill from the Calendar failed. Senator Dent made the motion and you seconded it, Senator Mahany, and it was defeated.

Mr. MAHANY. It does not make any difference whether or not I was licked, Mr. President. I am not making any big issue over this particular bill. I looked over on the other side and when we passed the bill over in order, Senator Dent was busy on other things and Senator Lane perhaps did not know about his wishes, but after it was passed over in order they got together and woke up to the fact that this was the bill they wanted to move up.

Therefore, I am not going to have any objection. If they want to move it up, it is all right with me.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1026, entitled:

An Act authorizing and empowering any administrative department of the Commonwealth of Pennsylvania when so designated by the Governor to cooperate with the United States in the distribution and use of surplus foods and commodities

And said bill having been read at length the second time. and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 1110, entitled:

An Act amending the act of May 11 1901 (P. L. 166) entitled "An act providing for the commutation of sentences for good behavior of convicts in prisons penitentiaries workhouses and county jails of this state and regulations governing the same" denying commutation or diminution of sentences to persons convicted of the unlawful possession selling dispensing or giving away of drugs

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill 2117, entitled:

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE MESSAGE

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 1825

The Clerk of the House of Representatives being introduced, informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (Pamphlet Laws 604), entitled "State Highway and Bridge Authority Act" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1825

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly

ADJOURNMENT

Mr. MAHANY. Mr. President, I move that the Senate do now adjourn until Monday, May 21, 1956 at 9:00 o'clock, a. m., Eastern Standard Time.

Mr. DERK Mr President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:09 o'clock, p. m., Eastern Standard Time, until Monday, May 21, 1956, at 9:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

FRIDAY, May 18, 1956.

The House met at 10:00 a. m. EST.

The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

O God, who knowest the duties that lie ahead of us, the dangers that confront us, and the weaknesses that most easily beset us, make us glad that we are men and that we have inherited not only a share of the world's burden but a goodly portion of Thy joy.

Deliver us from the luxury of cheap melancholy; at the heart of all our trouble and sorrow, let unconquerable gladness dwell; and inspire from our lips a testimony to our faith, through Jesus Christ, Thy Son, our Lord. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Thursday, May 17, 1956 will be postponed until printed. The Chair hears none.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1675.

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 3, line 8, by striking out after the end of line 2, the words "one million eighty thousand dollars ($1,080,000)" and inserting in lieu thereof the words "nine hundred eighty thousand dollars ($980,000)"; line 13 by striking out after the word "of" the words "five hundred seventy thousand dollars ($570,000)" and inserting in lieu thereof the words "one hundred seventy-five thousand ($175,000)"; page 5, line 3, by striking out after the word "of" the words "two million five hundred fourteen thousand dollars ($2,514,000)" and inserting in lieu thereof the words "two million four hundred seventy-four thousand dollars ($2,474,000)"; page 11, line 19, by striking out after the word "of" the words "five million one hundred ninety-two thousand dollars ($5,192,000)" and inserting in lieu thereof the words "four million seven hundred fifty thousand dollars ($4,750,000)"; page 12, line 19, by striking out after the word "of" the words "one hundred eighty-four thousand six hundred dollars ($184,600)" and inserting in lieu thereof the words "one hundred forty thousand dollars ($140,000)"; page 13, line 7, by striking out after the second word "of" the words "one hundred twenty-two thousand eight hundred dollars ($122,800)" and inserting in lieu thereof the words "One hundred thousand dollars ($100,000)": page 13 by striking out all of lines 10 to 15 inclusive, as follows:

"For the development and operation of an open livestock show including cattle swine sheep and horses the sum of fifty thousand dollars ($50,000)

"For the repairs alterations improvements and necessary expenses in order to properly maintain the plant at the Summerdale Laboratory the sum of nineteen thousand one hundred twenty dollars ($19,120)"

Page 15, line 11, by striking out after the word "of" the words "one million ninety-six thousand dollars ($1,096,000)" and inserting in lieu thereof the words "six hundred twenty-four thousand dollars ($624,000)"; page 15, by striking out all of lines 14 to 20 inclusive, as follows:

"For the payment of salaries wages general expenses maintenance or other compensation necessary for tourist advertising the sum of one hundred thousand dollars ($100,000)

"For the payment of salaries wages general expenses maintenance or other compensation necessary for the purpose of promoting industrial development through advertising the sum of two hundred thousand dollars ($200,000)"

"Page 16, line 17, by striking out the following: "six million nine hundred forty-nine thousand nine hundred dollars ($6,949,000)" and inserting in lieu thereof the words "five million dollars ($5,000,0000)"; page 17, line 1, by striking out after the second word "of" the words "two hundred fifty thousand dollars ($250,000)" and inserting in lieu thereof the words "two hundred thousand dollars ($200,000)"; line 12, by striking out after the second word "of" the words "two hundred nine thousand dollars ($209,000)" and inserting in lieu thereof the words "one hundred eighty-two thousand dollars ($182,000)"; page 18, by striking out after the word "of" the words "two hundred sixty-three thousand dollars ($263,000)" and inserting in lieu thereof the words 't'wo hundred thirty-seven thousand dollars ($237,000)"; page 18, line 19, by striking out after the second word "of" the words "two hundred fifty-five thousand dollars ($255,000)" and inserting in lieu thereof the words "one hundred fifty-five thousand dollars ($155,000"; page 19, line 11, by striking out after the second word "of" the words "one hundred thirty-five thousand dollars ($135,000)" and inserting in lieu thereof the words "one hundred ten thousand dollars $110,000)"; page 20, line 2, by striking out after the word "of" the words "thirty-four thousand two hundred dollars ($34,200)" and inserting in lieu thereof the words "twenty-six thousand two hundred dollars ($26,200)"; line 11, by striking out after the word "of" the words "three hundred fifty thousand dollars ($350,000)" and inserting in lieu thereof the words "five hundred thousand dollars ($500,000)"; line 19, by striking out after the second word "of" the words "six hundred thousand dollars ($600,000)" and inserting in lieu thereof the words "four hundred thousand dollars ($400,000)" page 21, by striking out all of lines 1 to 6 inclusive, as follows:

"For stream clearance and conservation and flood control including stream channel improvement construction of dams and protective works for flood control purposes improvement and development of State Parks rehabilitation and maintenance of the Delaware Division of the Pennsylvania Canal study of water resources the sum of one million one hundred thousand dollars ($1,100,000)"

Page 22, line 11, by striking out after the word "of" the words "one million eight hundred ninety-five thousand seventy-four dollars ($1,895,074)" and inserting in lieu thereof the words "one million three hundred thousand dollars ($1,300,000)"; line 16, by striking out after the word "of" the words "one thousand dollars ($1,000)" and inserting in lieu thereof the words "seven hundred fifty dollars ($750)"; page 23, line 18, by striking out after the word "of" the words "one million four hundred forty thousand dollars ($1,440,000)" and inserting in lieu thereof the words "one million two hundred fifty thousand dollars ($1,250,000)": page 24, line 3, by striking out after the word "of" the words "two hundred seventy-eight thousand dollars ($278,000)" and inserting in lieu thereof the words "two hundred forty thousand dollars ($240,000)"; page 25,

line 1, by striking out after the word "of" the words "twenty million seven hundred seventy-eight thousand six hundred dollars ($20,778,600)" and inserting in lieu thereof the words "nineteen million seven hundred seventy-eight thousand six hundred ($19,778,600)"; page 26, line 3, by striking out after the second word "of" the words "five million four hundred thousand dollars ($5,400,000)" and inserting in lieu thereof the words "five million one hundred thousand dollars ($5,100,000)"; line 8, by striking out after the word "of" the words "two hundred seventy-three thousand dollars ($273,000)" and inserting in lieu thereof the words "one hundred sixty thousand dollars ($160,000)"; page 27, line 1, by striking out after the second word "of" the words "three million one hundred thirty-one thousand two hundred dollars ($3,131,200)"; and inserting in lieu thereof the words "two million eight hundred thousand dollars ($2,800,000)"; line 7, by striking out after the word "of" the words "two hundred fifty-five thousand dollars ($255,000)" and inserting in lieu thereof the words "two hundred twenty-three thousand dollars ($223,000)"; line 12, by stirking out after the word "of" the words "seven million dollars ($7,000,000)" and inserting in lieu thereof the words "six million dollars ($6,000,000)"; page 30, line 11, by striking out the following at the beginning of the line "three million five hundred eighty thousand dollars ($3,580,000)" and inserting in lieu thereof the following: "three million three hundred seventy thousand dollars ($3,370,000)"; page 31, by striking out all of lines 11 to 13 inclusive, as follows:

"For the payment of any and all expenses incident to furnishing men material supplies and equipment when a disaster occurs the sum of five hundred thousand dollars ($500,000)"

Page 35, line 3, by striking out after the word "of" the words "one million three hundred thousand dollars ($1,300,000)" and inserting in lieu thereof the following: "one million two hundred fifty thousand dollars ($1,250,000)"; page 36, by striking out at the beginning of line 8 the words "six million five hundred eighty-three thousand dollars ($6,583,000)" and inserting in lieu thereof the words "five million three hundred fifty thousand dollars ($5,350,000)"; page 37, line 17, by striking out after the word "of" the words "two million six hundred sixteen thousand dollars ($2,616,000)" and inserting in lieu thereof the words "two million three hundred thousand dollars ($2,300,000)"; page 39, line 8, by striking out after the second word "of" the words "one million two hundred eighty-five thousand four hundred fifty dollars ($1,285,450)" and inserting in lieu thereof the words "eight hundred fifty thousand dollars ($850,000)";

Amend Section 2, page 40, line 11, by striking out after the word "of" the following: "two hundred seventy-three thousand dollars ($273,000)" and inserting in lieu thereof the following: "two hundred fifty thousand dollars ($250,000)"; page 41, line 11, by striking out after the word "of" the following: "three hundred forty thousand dollars ($340,000)" and inserting in lieu thereof the following: "two hundred eighty thousand dollars ($280,000)"; line 18, by striking out after the third word "of" the following: "three million seven hundred twenty thousand dollars ($3,720,000)" and inserting in lieu thereof the following: "three million five hundred ninety thousand dollars ($3,590,000)"

Page 43, line 1, by striking out after the word "of" the following: "nine million five hundred forty thousand dollars ($9,540,000)" and inserting in lieu thereof the following: "six million dollars ($6,000,000)"; line 15, by striking out all of lines 15 to 17 inclusive as follows: "For the payment of the redemption of the consumer's or purchaser's portion of prepaid tax receipts the sum of four million dollars ($4,000,000)";

Page 44, line 3, by striking out after the second word "of" the following: "one hundred fifty-seven thousand three hundred fifty dollars ($157,350)" and inserting in lieu thereof the following: "one hundred forty-nine thousand three hundred fifty dollars ($149,350)"; line 8, by striking out after the second word "of" the following: "two hundred fifty thousand dollars ($250,000)" and inserting in lieu thereof the following: "fifty thousand dollars ($50,000)"; line 16, by inserting after the word "proceedings" the following:

"The proceeds recovered from litigation or proceedings involving inheritance or estate taxes shall be paid to the Commonwealth and to the extent necessary shall be credited to the appropriation of the department and are hereby appropriated for the payment of salaries fees and expenses involved in such litigation or proceedings"

Page 45, line 11, by striking out after the third word "of" the following: "six hundred ten thousand dollars ($610,000)" and inserting in lieu thereof the following: "five hundred sixty thousand dollars ($560,000)";

Page 51, line 10, by striking out after the word "of" the following: "thirty-five thousand dollars ($35,000)" and inserting in lieu thereof the following: "twenty-five thousand dollars ($25,000)";

Page 52, line 1, by striking out after the word "of" the following: "sixty thousand dollars ($60,000)" and inserting in lieu thereof the following: "thirty-five thousand dollars ($35,000)";

Page 53, line 9, by striking out after the word "of" the following: "thirty-two thousand dollars ($32,000)" and inserting in lieu thereof the following: "forty thousand dollars ($40,000)"; line 17, by striking out after the third word "of" the following: "six hundred fifty thousand dollars ($650,000)" and inserting in lieu thereof the following: "five hundred fifty thousand dollars ($550,000)";

Page 54, line 5, by striking out after the third word "of" the following: "one million nine hundred twenty thousand dollars ($1,920,000)" and inserting in lieu thereof the following: "one million eight hundred ninety-five thousand dollars ($1,895,000)";

Page 55, line 18, by striking out after the word "Representatives" the following: "and that the Senators and Members receiving fixed salaries for said Session shall be paid one-fifth of his total salary each month for the first four months of the Session if the Legislature shall be in session that long and the balance on the day fixed for the final adjournment of the Legislature or during the two days previous thereto."

Page 56, line 13, by striking out after the second word "of" the following: "one hundred fifty-one thousand dollars ($151,000)" and inserting in lieu thereof the following: "three hundred two thousand dollars ($302,000)";

Page 57, line 4, by striking out after the word "of" the following: "one hundred ninety-five thousand dollars ($195,000)" and inserting in lieu thereof the following: "two hundred forty-five thousand dollars ($245,000)"; line 11, by striking out after the word "of" the following: "thirteen thousand fifty dollars ($13,050)" and inserting in lieu thereof the following: "fourteen thousand six hundred sixty-four dollars ($14,664)"; line 16, by striking out after the word "of" the following: "eight thousand seventy-five dollars ($8,075)" and inserting in lieu thereof the following: "nine thousand dollars ($9,000)

"For the payment of the salary of the administrative assistant to the president of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of eleven thousand dollars ($11,000)."

Page 58, line 5, by striking out after the word "of" the following: "nineteen thousand five hundred seventy-five dollars ($19,575)" and inserting in lieu thereof the following: "twenty thousand dollars ($20,000)"; line 9, by striking out after the word "of" the following: "sixteen thousand three hundred twelve dollars and fifty cents ($16,312.50)" and inserting in lieu thereof the following: "seventeen thousand dollars ($17,000)"; line 13, by striking out after the word "of" the following: "seven thousand eight hundred thirty dollars ($7,830)" and inserting in lieu thereof the following: "nine thousand dollars ($9,000)"; line 17, by striking out after the word "of" the following: "six thousand four hundred seventy-five dollars ($6,475)" and inserting in lieu thereof the following: "seven thousand five hundred twenty-four dollars ($7,524)"; page 59, by inserting all of lines 1 to 6 inclusive as follows:

"For the payment of the salary of one (1) stenographer to the Senate Librarian for the two years beginning June

first one thousand nine hundred fifty-five as provided by law the sum of seven thousand three hundred thirty-three dollars ($7,333)."

Line 9, by striking out after the word "of" the following: "fourteen thousand one hundred thirty-seven dollars fifty cents ($14,137.50)" and inserting in lieu thereof the following: "fifteen thousand dollars ($15,000)"; line 11, by striking out after the second word "of" the word "one" and inserting in lieu thereof the word two"; line 13, by striking out after the word "of" the following: "six thousand five hundred twenty-five dollars ($6,525)" and inserting in lieu thereof the following: "fourteen thousand six hundred sixty-four dollars ($14,664)"; line 18, by striking out after the word "of" the following: "eight thousand seventy-five dollars ($8,075)" and inserting in lieu thereof the following: nine thousand dollars ($9,000)"

"For the payment of the salary of the administrative assistant to the President pro tempore of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of eleven thousand dollars ($11,000)

"For the payment of the salaries of forty-six (46) stenographers to members of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of two hundred seventy-nine thousand three hundred twelve dollars ($279,312).

"For the payment of the salary of one chief official reporter of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of fourteen thousand dollars ($14,000)

"For the payment of one (1) expert typist to the official reporter for the two years beginning June first one thousand nine hundred fifty-five the sum of eight thousand two hundred dollars ($8,200)."

Page 61, by striking out all of lines 1 to 3 inclusive as follows:

"For the payment of the salary of a Janitor for the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of four thousand three hundred ten dollars ($4,310)."

Line 6, by striking out after the word "of" the following: "ten thousand four hundred seventy-five dollars ($10,475)" and inserting in lieu thereof the following: "eleven thousand two hundred eighty dollars ($11,280)"; line 11, by striking out after the word "of" the following: "seven thousand eight hundred thirty dollars ($7,830)" and inserting in lieu thereof the following: "nine thousand dollars ($9,000)"; line 16, by striking out after the word "of" the following: "four thousand five hundred sixty-seven dollars fifty cents ($4,567.50)" and inserting in lieu thereof the following: "four thousand seven hundred forty dollars ($4,740)";

Page 62, line 1, by striking out after the word "of" the following: "fifteen thousand forty-two dollars fifty cents ($15,042.50)" and inserting in lieu thereof the following: "seventeen thousand five hundred sixty-eight dollars ($17,568)"; line 6, by striking out after the word "of" the following: "four thousand five hundred sixty-seven dollars fifty cents ($4,567.50)" and inserting in lieu thereof the following: "five thousand three hundred dollars ($5,300)"; line 11, by striking out after the word "of" the following: "eight thousand seventy-five dollars ($8,075)" and inserting in lieu thereof the following: "nine thousand dollars ($9,000)"

"For the payment of the salary of one (1) Chief Assistant Custodian of the Senate for the two years beginning June first one thousand nine hundred fifty-five as provided by law the sum of six thousand five hundred forty dollars ($6,540)."

Line 20, by striking out after the word "of" the following: "eight thousand seventy-five dollars ($8,075)" and inserting in lieu thereof the following: "nine thousand dollars ($9,000)"

"For the payment of the salary of one (1) Administrative Assistant to the Majority Floor Leader of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of eleven thousand dollars ($11,000)"

"For the payment of the salary of one (1) Legislative Clerk to the Majority Floor Leader of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of seven thousand and seventy-two dollars ($7,072)."

Page 63, line 15, by striking out after the word "of" the following: "eight thousand seventy-five dollars ($8,075)" and inserting in lieu thereof the following: "nine thousand dollars ($9,000)"

"For the payment of the salary of one (1) Administrative Assistant to the Minority Floor Leader of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of eleven thousand dollars ($11,000)"

"For the payment of the salary of one (1) Legislative Clerk to the Minority Floor Leader of the Senate for the two years beginning June first one thonsand nine hundred fifty-five the sum of seven thousand seventy-two dollars ($7,072)."

Page 64, line 10, by striking out after the word "of" the following: "six thousand ninety dollars ($6,090)" and inserting in lieu thereof the following: "eleven thousand dollars ($11,000)"

"For the payment of the salary of one (1) Stenographer to the Secretary of the Senate for the two years beginning June first one thousand nine hundred fifty-five the sum of eight thousand two hundred dollars ($8,200)."

Page 65, line 3, by striking out after the word "of" the following: "four thousand five hundred sixty-seven dollars fifty cents ($4,567.50)" and inserting in lieu thereof the following: "five thousand three hundred dollars ($5,300)"; line 8, by striking out after the word "of" the following: "six thousand ninety dollars ($6,090)" and inserting in lieu thereof the following: "eight thousand two hundred dollars ($8,200)";

Page 65, line 12, by striking out after the word "of" the following: "eight thousand two hundred fifty dollars ($8,250)" and inserting in lieu thereof the following "ten thousand one hundred sixteen dollars ($10,116)"; line 16, by striking out after the word "of" the following: "seven thousand eight hundred thirty dollars ($7,830)" and inserting in lieu thereof the following: "eight thousand eighty-eight dollars ($8,088)";

Page 66, line 1, by striking out after the word "of" the following: "seven thousand one hundred seventy-five dollars ($7,175)" and inserting in lieu thereof the following: "ten thousand dollars ($10,000)"; line 5, by striking out after the word "of" the following: "nine thousand six hundred twenty-five dollars ($9,625)" and inserting in lieu thereof the following: "eleven thousand eight hundred dollars ($11,800)"; line 8, by striking out after the word "of" the following: "eighteen thousand dollars ($18,000)" and inserting in lieu thereof the following: "thirty-six thousand dollars ($36,000)";

Page 67, line 9, by striking out after the word "of" the following: "five thousand dollars ($5,000)" and inserting in lieu thereof the following: "seven thousand five hundred dollars ($7,500)"; line 12, by striking out after the word "of" the following: "five thousand dollars ($5,000)" and inserting in lieu thereof the following: "seven thousand five hundred dollars ($7,500)"; line 16, by striking out after the word "of" the following: "two thousand eight hundred dollars ($2,800)" and inserting in lieu thereof the following: "four thousand dollars ($4,000)"; line 19, by striking out after the word "of" the following: "two thousand eight hundred dollars ($2,800)" and inserting in lieu thereof the following: "four thousand dollars ($4,000)";

Page 69, line 3, by striking out after the word "of" the following: "five thousand dollars ($5,000)" and inserting in lieu thereof the following: "four thousand dollars ($4,000)"; line 5, by striking out after the second word "of" the following: "four thousand dollars ($4,000)" and inserting in lieu thereof the following: "six thousand five hundred dollars ($6,500)"; line 11, by striking out after the word "of" the following: "four thousand dollars ($4,000)" and inserting in lieu thereof the following: "five thousand dollars ($5,000)"; line 13, by striking out

after the second word "of" the following: "four thousand dollars ($4,000)" and inserting in lieu thereof the following: "six thousand five hundred dollars ($6,500)"; line 19, by striking out after the word "of" the following: "five hundred dollars ($500)" and inserting in lieu thereof the following: "one thousand dollars ($1,000)";

Page 70, line 2, by striking out after the word "of" the following: "five hundred dollars ($500)" and inserting in lieu thereof the following: "one thousand dollars ($1,000)"; line 7, by striking out after the word "of" the following: "seven hundred fifty dollars ($750)" and inserting in lieu thereof the following "one thousand dollars ($1,000)"; line 15, by striking out after the word "of" the following: "five hundred dollars ($500)" and inserting in lieu thereof the following: "one thousand dollars ($1,000)"; line 17, by striking out after the word "of" the following: "five hundred dollars ($500)" and inserting in lieu thereof the following: "one thousand dollars ($1,000)";

Page 71, line 15, by striking out after the second word "of" the following: "two thousand five hundred dollars ($2,500)" and inserting in lieu thereof the following: "three thousand five hundred dollars ($3,500)";

Page 72, line 10, by striking out after the word "of" the following: "thirty-five thousand dollars ($35,000)" and inserting in lieu thereof the following: "fifty thousand dollars ($50,000)"; line 14, by striking out after the word "than" the following: "twenty-five thousand dollars ($25,000)" and inserting in lieu thereof the following "thirty-five thousand dollars ($35,000)";

Page 73, line 20, by striking out after the word "of" the following: "six hundred thirty-one thousand dollars ($631,000)" and inserting in lieu thereof the following: "one million two hundred sixty-two thousand dollars ($1,262,000)";

Page 75, line 3, by striking out after the word "of" the following: "eleven thousand dollars ($11,000)" and inserting in lieu thereof the following: "eleven thousand four hundred fifty dollars ($11,450)"; line 6, by striking out after the third word "the" the word "Stenographer" and inserting in lieu thereof the following: "Assistant Secretary"; line 8, by striking out after the word "of" the following: "seven thousand dollars ($7,000)" and inserting in lieu thereof the following: "seven thousand six hundred seventy-five dollars ($7,675)"; line 13, by striking out after the word "of" the following: "ten thousand dollars ($10,000)" and inserting in lieu thereof the following: "ten thousand five hundred sixty-three dollars ($10,563)"; line 19, by striking out after the word "of" the following: "eight thousand two hundred dollars ($8,200)" and inserting in lieu thereof the following: "eight thousand six hundred fifty dollars ($8,650)";

Page 76, line 1, by striking out after the third word "the" the following: "Clerk" and inserting in lieu thereof the following: "Assistant Secretary"; line 3, by striking out after the word "of" the following: "six thousand six hundred dollars ($6,600)" and inserting in lieu thereof the following: "seven thousand five hundred dollars ($7,500)"; line 8, by striking out after the word "of" the following: "eight thousand two hundred dollars ($8,200)" and inserting in lieu thereof the following: "eight thousand six hundred fifty dollars ($8,650)"; line 14, by striking out after the word "of" the following: "eight thousand two hundred dollars ($8,200)" and inserting in lieu thereof the following: "eight thousand six hundred fifty dollars ($8,650)";

Page 77, line 1, by striking out after the word "of" the following: "ten thousand six hundred dollars ($10,600)" and inserting in lieu thereof the following: "ten thousand nine hundred eighty-three dollars ($10,983)"; line 6, by striking out after the word "of" the following: "five thousand three hundred dollars ($5,300)" and inserting in lieu thereof the following: "five thousand eight hundred sixty-three dollars ($5,863)"; line 11, by striking out after the word "of" the following: "eight thousand two hundred dollars ($8,200)" and inserting in lieu thereof the following: "eight thousand five hundred thirty-seven dollars and fifty cents ($8,537.50)"; line 16, by striking out after the word "of" the following: "nineteen thousand three hundred sixty dollars ($19,360)" and inserting in lieu thereof the following: "twenty-one thousand six hundred forty-six dollars ($21,646)";

Page 78, line 1, by striking out after the word "of" the following: "six thousand six hundred dollars ($6,600)" and inserting in lieu thereof the following: "seven thousand twelve dollars ($7,012)"; line 5, by striking out after the word "of" the following: "fourteen thousand dollars ($14,000)" and inserting in lieu thereof the following: "fifteen thousand one hundred twenty-five dollars ($15,125)"; line 15, by striking out after the word "of" the following: "eight thousand two hundred dollars ($8,200)" and inserting in lieu thereof the following: "eight thousand six hundred fifty dollars ($8,650)";

Page 79, line 1, by striking out after the word "of" the following: "eight thousand two hundred dollars ($8,200)" and inserting in lieu thereof the following: "eight thousand six hundred fifty dollars ($8,650)"; line 5, by striking out after the word "of" the following: "four thousand six hundred twenty dollars ($4,620)" and inserting in lieu thereof the following: "five thousand two dollars and fifty cents ($5,002.50)"; line 9, by striking out after the word "of" the following: "eight thousand two hundred dollars ($8,200)" and inserting in lieu thereof the following: "eight thousand six hundred fifty dollars ($8,650)"; line 12, by striking out after the third word "the" the following: "Supply Clerk" and inserting in lieu thereof the following: "Assistant Superintendent of the Store Room"; line 15, by striking out after the word "of" the following: "four thousand six hundred twenty dollars ($4,620)" and inserting in lieu thereof the following: "six thousand one hundred forty-five dollars and fifty cents ($6,145.50)" line 20, by striking out after the word "of" the following: nine thousand five hundred dollars ($9,500)" and inserting in lieu thereof the following: "nine thousand eight hundred forty-six dollars and fifty cents ($9,846.50)";

Page 80, line 5, by striking out after the word "of" the following: "nine thousand dollars ($9,000)" and inserting in lieu thereof the following: "nine thousand six hundred twenty-eight dollars ($9,628)"; line 10, by striking out after the word "of" the following "seven thousand forty dollars ($7,040)" and inserting in lieu thereof the following: "seven thousand eight hundred five dollars ($7,805)"; line 15, by striking out after the word "of" the following: "ten thousand dollars ($10,000)" and inserting in lieu thereof the following: "ten thousand five hundred sixty-three dollars ($10,563)";

Page 81, by striking out after the word "of" the following: "ten thousand dollars ($10,000)" and inserting in lieu thereof the following: "ten thousand five hundred sixty-three dollars ($10,563)"

For the payment of the salary of the chief postmaster of the House of Representatives for the balance of the 1955-1957 biennium beginning April twentieth nineteen hundred fifty-six as provided by law the sum of four thousand one hundred twenty-four dollars twenty-five cents ($4,124.25).

For the payment of the salaries of the five stenographers of the House of Representatives for the balance of the 1955-1957 biennium beginning April twentieth nineteen hundred fifty-six as provided by law the sum of twenty thousand six hundred twenty-two dollars twenty-five cents ($20,622.25).

For the payment of the salary of the legislative clerk to the Speaker of the House of Representatives for the balance of the 1955-1957 biennium beginning April twentieth nineteen hundred fifty-six as provided by law the sum of four thousand seven hundred twenty-five dollars ($4,725).

For the payment of the salary of the supervising stenographer of the House of Representatives during the interim between the 1955-1957 legislative sessions as provided by law the sum of two thousand nine hundred seventy-five dollars ($2,975).

For the payment of the salary of the stenographer to the secretary of the House of Representatives for the balance of the 1955-1957 biennium beginning April twen-

tieth nineteen hundred fifty-six as provided by law the sum of four thousand one hundred twenty-four dollars twenty-five cents ($4,124.25).

Page 82, line 19, by striking out after the word "of" the following: "one hundred ninety-one thousand six hundred"; page 83, line 1, by striking out at the beginning of the line the words: "dollars ($191,600)" and inserting in lieu thereof the words: "three hundred eighty-three thousand two hundred dollars ($383,200)"; page 87, line 17, by striking out after the word "of" the following: "sixty thousand dollars ($60,000)" and inserting in lieu thereof the following: "fifty thousand dollars ($50,000)"; page 88, line 1, by striking out after the word "than" the following: "forty-five thousand dollars ($45,000)" and inserting in lieu thereof the following: "thirty-five thousand dollars ($35,000)" page 92, line 15, by inserting after the word "him" the following:

"To the secretary of the Senate for the payment of expenses of the secretary and staff in attending the annual meeting of the legislative service conference the sum of three thousand dollars ($3,000) and the secretary of the Senate shall file an accounting with the Auditor General of the expenses authorized by him"; page 93, line 20, by striking out after the word "of" the following: "three hundred fifty-one thousand dollars ($351,000)" and inserting in lieu thereof the following: "three hundred eighty-seven thousand nine hundred forty-five dollars ($387,945)"; page 96, line 20, by striking out after the word "of" the following: "three hundred twenty-three thousand dollars ($323,000)" and inserting in lieu thereof the following: "three hundred fifty-nine thousand five hundred ninety dollars ($359,590)"; page 97, line 12 by striking out after the word "of" the following: "one hundred eighty-five thousand dollars ($185,000)" and inserting in lieu thereof the following: "one hundred fifty thousand dollars ($150,000)"; page 98, line 4, by striking out after the word "of" the following: "four million five hundred fifty-three thousand dollars ($4,553,000)" and inserting in lieu thereof the words: "five million one hundred twenty-nine thousand forty-six dollars ($5,129,046)"; line 9, by striking out after the word "the" the words: "one hundred thirty thousand dollars ($130,000)" and inserting in lieu thereof the words: "one hundred sixty thousand dollars ($160,000)"; page 99, line 2, by striking out after the word "of" the words: "eight hundred eighty-five thousand dollars ($885,000)" and inserting in lieu thereof the words: "nine hundred seventy-six thousand one hundred ten dollars ($976,110)"; line 7, by striking out after the word "of" the following: "three hundred ninety-three thousand dollars ($393,000)" and inserting in lieu thereof the words:: four hundred fifty-one thousand forty-two dollars ($451,042)"; line 12, by striking out after the word "of" the following: "one hundred sixty-nine thousand dollars ($169,000)" and inserting in lieu thereof the following: "one hundred ninety-three thousand eight hundred seventy-eight dollars ($193,878)"; line 17, by striking out after the word "of" the following: "twenty-eight thousand dollars ($28,000)" and inserting in lieu thereof the following: "thirty-two thousand one hundred forty-six dollars ($32,146)"; page 100, line 6, by inserting after the word and figures "Laws 461)" the following: "and for the payment of the compensation for retired judges under the provisions of any act relating thereto enacted during the present 1955 regular legislative session."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. READINGER. Mr. Speaker, in order to inform the Members of the present plans, I would like to state that it has become necessary to meet on Monday of next week. After examining the situation concerning printing and so forth it has become obvious that we cannot by having a meeting late tonight adjourn this session sine die at that time. It is our present plan to process the bills on the calendar this afternoon and adjourn the session today as early as possible.

As far as the Members being here is concerned, I am telling you this at this time, so that if anyone desires to check out of the hotel today he may do so. I understand there still will be no rooms available for the Members in the two large hotels next Monday, but we would like as many Members that can come back to be here next Monday. There will be various matters that must be passed on Monday but I believe, at this time, they will all be matters which will have been agreed upon between the House and the Senate and both political parties.

I do not want to say anything today which would indicate that we do not want all of the Members here next Monday but I do think it will result in more or less of a consent calendar on that day. We hope to adjourn this day's session no later than five o'clock, however, we can not guarantee that at the present time.

Mr. FILO. Mr. Speaker, I would like to interrogate the Majority Leader.

The SPEAKER. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. FILO. Mr. Speaker, will there be a recess declared so that the Members can go down to their hotels to check out and pack?

Mr. READINGER. I believe check out time is three o'clock and the hotels usually make no issue of it if you do not check out until 3:30. It is our present intention to take up the calendar and we possibly might finish all matters of importance prior to three o'clock. If it gets too close to that time or if we run past it, we can declare a recess.

Mr. BELL. Mr. Speaker, I would like to interrogate the Majority Leader concerning Monday.

The SPEAKER. Will the Majority Leader permit himself to be further interrogated?

Mr. READINGER. I shall, Mr. Speaker.

Mr. BELL. Mr. Speaker, is there any indication as to what time we come in on Monday and what time we might be able to clear on Monday?

Mr. READINGER. We are planning to come at ten o'clock standard time on Monday and we should be able to get out before five or six o'clock.

The SPEAKER. The Chair might state for the information of the Members that the decision upon the part of the leadership of the House was predetermined by action in another place.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 873

Mr. POLEN. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 873.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 873, entitled: "An act amending the act of May 1, 1933 (P. L. 103) entitled 'An act concerning townships of the second class and amending, revising, consolidating and changing the law relating thereto,' prescribing duties and limitations for township supervisors as to holding other township offices, the number of meetings to be held keeping of records and fixing compensation of certain township officers, fixing officers of the state association, changing the expense allowance * * *

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
THOMAS P. HARNEY,
JOHN H. DENT,
(Committee on the part of the Senate)

J. DEAN POLEN,
JAMES MUSTO,
HAROLD WESCOTT,
(Committee on the part of the House of Representatives)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Garlock,	Maxwell,	Rudisill,
Amarando,	Gelfand,	McCann,	Sarraf,
Anderson, M. S.,	George,	McCormack,	Scarcelli,
Anderson, S. A.,	Gibb,	McGee,	Schuster,
Auker,	Gibson,	McInroy	Sherman,
Banker,	Goldstein,	McKeever,	Sigman,
Barnatovich,	Gramlich,	McLaughlin,	Smith, C. C.,
Bell,	Guss,	McWherter,	Smith, Wm. B.,
Blair,	Guthrie,	Meholchick,	Snider,
Boles,	Hamilton, R. K.,	Metz,	Stank,
Bonner,	Hass,	Mihm,	Stebbins,
Boory,	Haudenshield,	Mikula,	Steckel,
Bower,	Heavey,	Miller,	Stephens,
Branca,	Helm,	Mills,	Stevenson,
Breisch,	Henzel,	Monroe,	Stone,
Brennan, A. P.,	Hewitt,	Moody,	Stoner,
Brennan, J. J.,	Hocker,	Moran,	Strausser,
Brenninger,	Holt,	Moscrip,	Stroup,
Breth,	Horst,	Muldowney,	Swartz,
Brown,	Houk,	Mullen,	Taylor,
Bucchin,	Isaacs,	Munley	Thomas,
Bullen,	Jenkins,	Murphy,	Thompson,
Capano,	Johnson,	Murray, H. P.,	Toll,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Toomey,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Varallo,
Comer,	Jump,	Musto,	Varner,
Cooper,	Kamyk,	Naugle,	Vaughan,
Curwood,	Kehler,	Needham,	Verona,
Davis,	Keller,	Ogilvie,	Wall,
Donahue,	Kent,	Olsen,	Wallace,
Donaldson,	Kline,	O'Neil,	Walsh,
Dougherty,	Knecht,	Pacchioli,	Wargo,
Down,	Kolankiewicz,	Parry,	Waterhouse
Ehrgood,	Kooker,	Pashley,	Weidner,
Eilberg,	Kornick,	Paulhamus,	Welsh,
Eshleman,	Kratz,	Pettigrew,	Wescott,
Ewing,	Lafore,	Polaski,	Wheeler,
Farabaugh,	Leiby,	Polen,	Whitenight,
Filo,	Leisey,	Pomeroy,	Willaredt,
Fineman,	Leonard,	Price,	Williams,
Flint,	Leven,	Pursley,	Wilt,
Floyd,	Light,	Readinger,	Wood,
Flynn,	Limper,	Reibman,	Worley,
Foster,	Lippincott,	Reidenbach,	Yetter,
Frank,	Lovett,	Renwick,	Yetzer,
Frascella,	Lutty,	Rigby,	Ziegler,
Frost,	Mahan,	Rosen,	Andrews,
Gaffney,	Markley,	Royer,	Speaker
		Rubin,	

NAYS—4

Erb,	Lopresti,	Petrosky,	Rovansek,

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1295

Mr. FARABAUGH. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1295.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1295, entitled: "An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club Club and F F A district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show"

Respectfully submit the following bill as our report:

THOMAS P. HARNEY,
ALBERT S. MADIGAN,
JO HAYS,
(Committee on the part of the Senate)

E. J. FARABAUGH,
E. GADD SNIDER,
ENOS H. HORST
(Committee on the part of the House of Representatives)

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. PETROSKY. I desire to make an observation on the report of the Committee on Conference on House Bill No. 1295.

I am going to vote for this Conference Report. However, I feel that the other body should not have demanded the cut in the appropriation that the House passed for this worthy cause from $30,000 to $10,000. The people that have had contact with the 4-H groups certainly recognize and know the great amount of good they have done for our youngsters in the rural areas. It is my hope, that in the future we can stand firm and gain a larger appropriation for these 4-H groups because of the great good they are doing for the Commonwealth of Pennsylvania.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	McCann,	Rubin,
Amarando,	Gelfand,	McCormack,	Rudisill,
Anderson, M. S.,	George,	McGee,	Sarraf,

Anderson, S. A.,	Gibb,	McInroy,	Scarcelli,
Auker,	Gibson,	McKeever,	Schuster,
Banker,	Goldstein,	McLaughlin,	Sherman,
Barnatovich,	Gramlich,	McWherter,	Sigman,
Bell,	Guss,	Meholchick,	Smith, C. C.,
Blair,	Guthrie,	Metz,	Smith, Wm. B.,
Boles,	Hamilton, R. K.,	Mihm,	Snider,
Bonner,	Hass,	Mikula,	Stank,
Boory,	Haudenshield,	Miller,	Stebbins,
Bower,	Heavey,	Mills,	Steckel,
Branca,	Helm,	Monroe,	Stephens,
Breisch,	Henzel,	Moody,	Stevenson,
Brennan, A. P.,	Hewitt,	Moran,	Stone,
Brennan, J. J.,	Hocker,	Moscrip,	Stoner,
Brenninger,	Holt,	Muldowney,	Strausser,
Breth,	Horst,	Mullen,	Stroup,
Brown,	Houk,	Munley,	Swartz,
Bucchin,	Isaacs,	Murphy,	Taylor,
Bullen,	Jenkins,	Murray, H. P.,	Thomas,
Capano,	Johnson,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, P. G.,	Toll,
Cioffi,	Jones, T. H. W.,	Musto,	Toomey,
Comer,	Jump,	Naugle,	Varallo,
Cooper,	Kamyk,	Needham,	Varner,
Curwood,	Kehler,	Ogilvie,	Vaughan,
Davis,	Keller,	Olsen,	Verona,
Donahue,	Kent,	O'Neil,	Wall,
Donaldson,	Kline,	Pacchioli,	Wallace,
Dougherty,	Knecht,	Parry,	Walsh,
Down,	Kolankiewicz,	Pashley,	Wargo,
Ehrgood,	Kooker,	Paulhamus,	Waterhouse,
Eilberg,	Kornick,	Petrosky,	Weidner,
Erb,	Kratz,	Pettigrew,	Welsh,
Eshleman,	Lafore,	Polaski,	Wescott,
Ewing,	Leiby,	Polen,	Wheeler,
Farabaugh,	Leisey,	Pomeroy,	Whitenight,
Filo,	Leonard,	Price,	Willaredt,
Fineman,	Leven,	Pursley,	Williams,
Flint,	Light,	Readinger,	Wilt,
Floyd,	Limper,	Reibman,	Wood,
Flynn,	Lippincott,	Reidenbach,	Worley,
Foster,	Lopresti,	Renwick,	Yetter,
Frank,	Lovett,	Rigby,	Yetzer,
Frascella,	Lutty,	Rosen,	Ziegler,
Frost,	Markley,	Rovansek,	Andrews,
Gaffney,	Maxwell,	Royer,	Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1311

Mr. PETROSKY. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1311.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1311, entitled: "An act providing a permanent allocation of a part of the fuels and liquids, fuels tax proceeds to cities, boroughs, incorporated towns and townships for their road, street and bridge purposes; conferring powers and imposing duties on local officers and the Department of Highways, and making an appropriation out of the Motor License Fund,"

Respectfully submit the following bill as our report:

GEO. N. WADE,
JAMES S. BERGER,
JOHN H. DENT,
(Committee on the part of the Senate)

ANTHONY J. PETROSKY,
JOHN A. STANK,
ANDREW J. MOSCRIP,
(Committee on the part of the House of Representatives)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wheeler,
Farabaugh,	Leisey,	Polen,	Wescott,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
			Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1648

Mr. POLEN. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1648.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1648, entitled: "Making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines."

Respectfully submit the following bill as our report:

HAROLD E. FLACK,
PAUL L. WAGNER,
WILLIAM J. LANE,
(Comittee on the part of the Senate.)

J. DEAN POLEN,
C. O. WILLIAMS,
WAYNE M. BREISCH,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	**Maxwell,**	**Royer,**
Amarando,	Gelfand,	**McCann,**	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	Smith, Wm. B.
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	**Bazin,**	**Greenwood,**	**Magee,**
Ashton,	**Cochran,**	**Kromer,**	**Tompkins,**
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1662

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1662.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1662, entitled: "An act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development, operation and maintenance of the Independence Mall in Philadelphia,"

Respectfully submit the following bill as our report:

HENRY J. PROPERT,
G. ROBERT WATKINS,
ISRAEL STIEFEL,
(Committee on the part of the Senate)

LEON J. KOLANKIEWICZ,
GRANVILLE E. JONES,
CHARLES C. SMITH,
(Committee on the part of the House of Representatives)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	**Garlock,**	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	**Schuster,**
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	**Smith, Wm. B.,**
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	**Stebbins,**
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	**Stephens,**
Brennan, A. P.,	Hewitt,	Moody,	**Stevenson,**
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	**Isaacs,**	Munley,	**Swartz,**
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,		Paulhamus,	Waterhouse,

Erb,	Kornick,	Petrosky,	Weidner,
Eshleman,	Kratz,	Pettigrew,	Welsh,
Ewing,	Lafore,	Polaski,	Wescott,
Farabaugh,	Leiby,	Polen,	Wheeler,
Filo,	Leisey,	Pomeroy,	Whitenight,
Fineman,	Leonard,	Price,	Willaredt,
Flint,	Leven,	Pursley,	Williams,
Floyd,	Light,	Readinger,	Wilt,
Flynn,	Limper,	Reibman,	Wood,
Foster,	Lippincott,	Reidenbach,	Worley,
Frank,	Lopresti,	Renwick,	Yetter,
Frascella,	Lovett,	Rigby,	Yetzer,
Frost,	Lutty,	Rosen,	Ziegler,
Gaffney,	Mahan,	Rovansek,	Andrews, Speaker
	Markley,		

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 583.

An Act amending the act of March 10 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes and authorizing the revision of budgets and temporary loans.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 2, by inserting after the word "employes" the following: "and authorizing the revision of budgets and temporary loans";

Amend Section 5, page 21, line 11, by inserting after the word "district" the following: Section 6 Notwithstanding any other provisions of the Public School Code of 1949 its amendments and suplements the board of school directors or board of education of each school district is hereby authorized for the school years 1955-1956 and 1956-1957 to make such revisions in its budgets as may be necessary to meet any increases in the mandated salaries of district superintendents professional employes and temporary professional employes which may be provided by the General Assembly for the school years 1955-1956 and 1956-1957 to increase its receipts by whatever amounts are provided by this act and if necessary to make temporary loans to provide such additional revenues as may be required.

Page 22, by striking out after the word "Section" the figure "6" and inserting in lieu thereof the figure "77."

One the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Garlock,	McCann,	Rubin,
Amarando,	Gelfand,	McCormack,	Rudisill,
Anderson, M. S.,	George,	McGee,	Sarraf,
Anderson, S. A.,	Gibb,	McInroy,	Scarcelli,
Auker,	Gibson,	McKeever,	Schuster,
Banker,	Goldstein,	McLaughlin,	Sherman,
Barnatovich,	Gramlich,	McWherter,	Sigman,
Bell,	Guss,	Meholchick,	Smith, C. C.,
Blair,	Guthrie,	Metz,	Smith, Wm. B.,
Boles,	Hamilton, R. K.,	Mihm,	Snider,
Bonner,	Hass,	Mikula,	Stank,
Boory,	Haudenshield,	Miller,	Stebbins,
Bower,	Heavey,	Mills,	Steckel,
Branca,	Helm,	Monroe,	Stephens,
Breisch,	Henzel,	Moody,	Stevenson,
Brennan, A. P.,	Hewitt,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Bucchin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Toomey,
Comer,	Kehler,	Naugle,	Varallo,
Cooper,	Kamyk,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Vaughan,
Davis,	Kent,	Olsen,	Verona,
Donahue,	Kline,	O'Neil,	Wall,
Donaldson,	Knecht,	Pacchioli,	Wallace,
Dougherty,	Kolankiewicz,	Parry,	Walsh,
Down,	Kooker,	Pashley,	Wargo,
Ehrgood,	Kornick,	Paulhamus,	Waterhouse,
Eilberg,	Kratz,	Petrosky,	Weidner,
Erb,	Lafore,	Pettigrew,	Welsh,
Eshleman,	Leiby,	Polaski,	Wescott,
Ewing,	Leisey,	Polen,	Wheeler,
Farabaugh,	Leonard,	Pomeroy,	Whitenight,
Filo,	Leven,	Price,	Willaredt,
Fineman,	Light,	Pursley,	Williams,
Flint,	Limper,	Readinger,	Wilt,
Floyd,	Lippincott,	Reibman,	Wood,
Flynn,	Lopresti,	Reidenbach,	Worley,
Foster,	Lovett,	Renwick,	Yetter,
Frank,	Lutty,	Rigby,	Yetzer,
Frascella,	Mahan,	Rosen,	Ziegler,
Frost,	Markley,	Rovansek,	Andrews,
Gaffney,	Maxwell,	Royer,	Speaker

NAYS—1

Hocker,

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 584.

An Act to amend the act approved the 10th day of March 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising

consolidating and changing the laws relating thereto" by further providing for reimbursement by the Commonwealth to school districts and vocational school district authorizing the revision of budgets and temporary loans and harmonizing the language of existing amendments.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 1, line 7, by inserting after the word "district" the following: "authorizing the revision of budgets and temporary loans";

Amend Section 1, page 5, line 2, by striking out the bracket after the word "year"; page 7, line 7, by striking out the bracket after the word "year";

Amend the bill, page 15, by inserting all of Section 4, as follows: Section 4 Notwithstanding any other provisions of the Public School Code of 1949 its amendments and supplements the board of school directors or board of education of each school district is hereby authorized for the school years 1955-1956 and 1956-1957 to make such revisions in its budgets as may be necessary to meet any increases in the mandated salaries of district superintendents associate superintendents professional employes and temporary professional employes which may be provided by the General Assembly for the school years 1955-1956 and 1956-1957 to increase its receipts by whatever amounts are provided by this act and if necessary to make temporary loans to provide such additional revenues as may be required.

Page 15, line 17, by striking out after the word "Section" the figure "4" and inserting in lieu thereof the figure "5."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Garlock,	McCann,	Rubin,
Amarando,	Gelfand,	McCormack,	Rudisill,
Anderson, M. S.,	George,	McGee,	Sarraf,
Anderson, S. A.,	Gibb,	McInroy,	Scarcelli,
Auker,	Gibson,	McKeever,	Schuster,
Banker,	Goldstein,	McLaughlin,	Sherman,
Barnatovich,	Gramlich,	McWherter,	Sigman,
Bell,	Guss,	Meholchick,	Smith, C. C.,
Blair,	Guthrie,	Metz,	Smith, Wm. B.,
Boles,	Hamilton, R. K.,	Mihm,	Snider,
Bonner,	Hass,	Mikula,	Stank,
Boory,	Haudenshield,	Miller,	Stebbins,
Bower,	Heavey,	Mills,	Steckel,
Branca,	Helm,	Monroe,	Stephens,
Breisch,	Henzel,	Moody,	Stevenson,
Brennan, A. P.,	Hewitt,	Moran,	Stone,
Brennan, J. J.,	Holt,	Moscrip,	Stoner,
Brenninger,	Horst,	Muldowney,	Strausser,
Breth,	Houk,	Mullen,	Stroup,
Brown,	Isaacs,	Munley,	Swartz,
Buechin,	Jenkins,	Murphy,	Taylor,
Bullen,	Johnson,	Murray, H. P.,	Thomas,
Capano,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cianfrani,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cioffi,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Vaughan,
Davis,	Kent,	Olsen,	Verona,
Donahue,	Kline,	O'Neil,	Wall,
Donaldson,	Knecht,	Pacchioli,	Wallace,
Dougherty,	Kolankiewicz,	Parry,	Walsh,
Down,	Kooker,	Pashley,	Wargo,
Ehrgood,	Kornick,	Paulhamus,	Waterhouse,
Eilberg,	Kratz,	Petrosky,	Weidner,
Erb,	Lafore,	Pettigrew,	Welsh,
Fahleman,	Leiby,	Polaski,	Wescott,
Ewing,	Leisey,	Polen,	Wheeler,
Farabaugh,	Leonard,	Pomeroy,	Whitenight,
Filo,	Leven,	Price,	Willaredt,
Fineman,	Light,	Pursley,	Williams,
Flint,	Limper,	Reibman,	Wilt,
Floyd,	Lippincott,	Reidenbach,	Wood,
Flynn,	Lopresti,	Readinger,	Worley,
Foster,	Lovett,	Renwick,	Yetter,
Frank,	Lutty,	Rigby,	Yetzer,
Frascella,	Mahan,	Rosen,	Ziegler,
Frost,	Markley,	Rovansek,	Andrews,
Gaffney,	Maxwell,	Royer,	Speaker

NAYS—1

Hocker,

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADDRESS HOUSE

Mr. HOCKER asked and obtained unanimous consent to address the House.

Mr. Speaker, we have just concurred in the teachers' salary bills.

I was misquoted in my speech on the bills on, I think, May 8th. The paper of Friday, May 11th, carried an article: "Leader To Carry Stamps to Voters." I have no objection to what the Governor thinks in regard to this, but I was misquoted in his article and I would like to read that quote:

"Refers to Hocker.

> "Mr. Smith said there were sufficient funds for the teachers' salary increases and Mr. Hocker, who is very close to Senator Taylor, said there were not."

Then he goes to work on Charlie Smith, which is all right as far as I am concerned, and talks about him having a private mint, and so on, but I am not interested in that.

I think the Governor was misinformed on what I said. I made the statement on the floor that there was $31 million appropriated for the teachers and I was perfectly willing to vote to spend and give them $31 million this year, but I was opposed to the "old snowball deal" of piling up and piling up on future Legislatures. The thing I was opposed to, and I think if they get my statement they will find it out, is tying the hands of future Legislators in regard to this legislation.

I want it thoroughly understood by everyone that I was willing to give them an increase this year, the entire $31 million that we appropriated, but I am not in favor of doing what this bill intends to do.

With the amendments in—I do not know if any of you have gone over it or not—the only thing the amendments do is stretch it out one more year and tie the hands of another session of the Legislature.

Mr. READINGER. Mr. Speaker, just one brief comment in answer to the gentleman, and that is to say I am overwhelmed with his generosity in giving money away to somebody when we do not have the money. If we had it, we would all be happy to give it to them probably, but we do not have the money.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 317

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 317.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 317, entitled: An Act fixing the salaries and compensation of the Chief Justice and Judges of the Supreme Court the President Judge and Judges of the Superior Court the judges of the courts of common pleas the judges of the orphan's courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain state officers and the salary and expenses of the members of the General Assembly and repealing certain inconsistent acts.

Respectfully submit the following bill as our report:

ROBERT D. FLEMING,
R. B. MAHANY,
JOHN H. DENT,
(Committee on the part of the Senate.)

ALBERT S. READINGER,
ANTHONY J. PETROSKY,
ADAM T. BOWER,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. WORLEY. Mr. Speaker, the money that will be going into the raises in salaries provided for in this Conference Report, which bill was introduced by the Democratic Leader of the Senate, would much better be used to help pay teachers' salaries, teachers' retirements and our mental institutions.

Remember the Legislators are only being given an increase for the purpose of getting the Legislators to vote for this bill to take care of the present administration's political "fat cats," namely, the department heads. Every new department head appointed, plus every present department head who might choose to resign and be reappointed, can get the increase of from $15,000 to $20,000 per year immediately. That is just how easy the poor taxpayers can be taken over.

Now let us look at the raises up to $30,500 per year for the courts. The judges have asked for four increases during my time in the Halls of this House, and prior to that they wrote a judicial opinion about one-quarter of a volume long to simply put across the small statement that the constitutional prohibition against a public official receiving an increase in salary during his present term of office shall not apply to the judges. Do you think the framers of our state Constitution ever intended such an exception to be read into that provision? You know they did not and so does the Supreme Court. So that decision lets the judges get their increases under this bill up to $30,500 per year immediately in this present biennium. Even a judge in a county the size of Adams will be raised to $18,000 per year, plus $50 per day to sit on another bench, plus 10 cents per mile to ride around to the other court.

Then finally this bill ends up with another increase from $25,000 to $35,000 per year for our Governors.

Mr. Speaker, I say to you here today that the people of this Commonwealth will make a decision at the next Governor's election from which there shall be no appeal.

Mr. READINGER. Mr. Speaker, I desire to interrogate the gentleman from Adams, Mr. Worley.

The SPEAKER. Will the gentleman from Adams, Mr. Worley, permit himself to be interrogated?

Mr. WORLEY. I shall, Mr. Speaker.

Mr. READINGER. Mr. Speaker, I desire to ask the gentleman whether he knows the amount of compensation paid to Legislators in the State of California?

Mr. WORLEY. I do not.

Mr. READINGER. I desire to ask the gentleman whether he knows the amount of compensation received by Legislators in the State of New York?

Mr. WORLEY. I am not certain, but I believe it is $5,000 per year.

Mr. READINGER. I desire to ask the gentleman whether he knows the amount of compensation paid to Legislators in the State of New Jersey?

Mr. WORLEY. I do not.

Mr. READINGER. I thank the gentleman.

Mr. Speaker, I am not going to debate this bill at great length, but in view of the statements just made by the gentleman about the proposed increase in this bill for Legislators, I would like him to know that in the State of New York in a two year period the Legislators receive approximately $15,000, slightly more than $15,000; in the State of New Jersey they receive in excess of $10,000. And in the State of California I believe it is between $12,000 and $15,000.

I would like the Members to know that, I believe that information has been given to the Members perhaps a month or so ago. I just wanted to point out and have the record indicate that we are certainly not voting ourselves into the high-paid class of some of the other states which are comparable to our own, despite what the gentleman says.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—143

Agnew,	Frascella,	Lopresti,	Royer,
Amarando,	Frost,	Lovett,	Rubin,
Anderson, M. S.,	Gelfand,	Lutty,	Sarraf,
Anderson, S. A.,	George,	Maxwell,	Scarcelli,
Banker,	Gibb,	McCann,	Schuster,
Barnatovich,	Gibson,	McCormack,	Sherman,
Bell,	Goldstein,	McGee,	Sigman,
Boles,	Gramlich,	McInroy,	Smith, C. C.,
Boory,	Hamilton, R. K.,	McKeever,	Smith, Wm. B.,
Bower,	Hass,	McLaughlin,	Snider,
Branca,	Haudenshield,	McWherter,	Stank,
Brennan, A. P.,	Heavey,	Mihm,	Stephens,
Brennan, J. J.,	Henzel,	Mills,	Stone,
Breth,	Hewitt,	Monroe,	Stroup,
Brown,	Holt,	Moran,	Taylor,
Bucchin,	Houk,	Muldowney,	Thomas,
Bullen,	Isaacs,	Mullen,	Thompson,
Capano,	Jenkins,	Murphy,	Toll,
Cianfrani,	Johnson,	Murray, H. P.,	Tompkins,
Cioffi,	Jones, G. E.,	Murray, J. J.,	Toomey,
Comer,	Jones, T. H. W.,	Naugle,	Varallo,
Cooper,	Jump,	Olsen,	Varner,
Davis,	Kamyk,	O'Neil,	Vaughan,
Donaldson,	Kehler,	Parry,	Verona,
Dougherty,	Kent,	Pashley,	Wargo,

Down,	Kline,	Paulhamus,	Welsh,
Eilberg,	Knecht,	Petrosky,	Wheeler,
Eshleman,	Kolankiewicz,	Pettigrew,	Whitenight,
Ewing,	Kornick,	Polaski,	Willaredt,
Farabaugh,	Kratz,	Polen,	Williams,
Filo,	Lafore,	Pomeroy,	Wilt,
Fineman,	Leonard,	Readinger,	Wood,
Flint,	Leven,	Reidenbach,	Yetter,
Floyd,	Light,	Rigby,	Ziegler,
Flynn,	Limper,	Rosen,	Andrews,
Foster,	Lippincott,	Rovansek,	Speaker

NAYS—54

Auker,	Helm,	Moody,	Stebbins,
Blair,	Hocker,	Moscrip,	Steckel,
Bonner,	Horst,	Munley,	Stevenson,
Breisch,	Keller,	Murray, P. G.,	Stoner,
Brenninger,	Kooker,	Musto,	Strausser,
Curwood,	Leiby,	Needham,	Swartz,
Donahue,	Leisey,	Ogilvie,	Wall,
Ehrgood,	Mahan,	Pacchioli,	Wallace,
Erb,	Markley,	Price,	Walsh,
Frank,	Meholchick,	Pursley,	Waterhouse,
Gaffney,	Metz,	Reibman,	Weidner,
Garlock,	Mikula,	Renwick,	Wescott,
Guss,	Miller,	Rudisill,	Worley,
Guthrie,			Yetzer,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

Mr. READINGER. Mr. Speaker, I call up the record of the Committee of Conference on Senate Bill No. 318.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 318, entitled: An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers.

Respectively submit the following bill as our report:

ROBERT D. FLEMING,
R. B. MAHANY,
JOHN H. DENT,
(Committee on the part of the Senate.)

ALBERT S. READINGER,
ANTHONY J. PETROSKY,
ADAM T. BOWER,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

CONFERENCE REPORT RE-REFERRED

The SPEAKER. Because of technical errors in the report the Chair re-refers the report to the Conference Committee for further consideration.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1796, entitled:

An Act making an appropriation to the City of Philadelphia to be used in preparing and furnishing a permanent berth for the cruiser Olympia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 798, entitled:

An Act amending the act of May 23, 1949 (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" further defining taxable receipts and making such definition applicable to all tax returns and tax payments made after the effective date hereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 864, entitled:

An Act directing the Highway and Bridge Authority in cooperation with the City of Harrisburg and at the expense of the Commonwealth to construct a by-pass through the southwest corner of Capitol Park

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 977, entitled:

An Act amending the "State Highway Law" * * * authorizing the department to provide for certain work on public utilities owned by municipality authorities

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 992, entitled:

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and to submit it to the Governor and the Joint State Government Commission and requiring the Governor to review such plan and submit it to the General Assembly and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1073, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the Commonwealth requiring nonresident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of Commonwealth shall be admitted in evidence prescribing the duties of and fixing the fees of the Secretary of the Commonwealth and providing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 1077, entitled:

An Act amending "The General State Authority Act of 1949" * * * increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing and unexpended money previously borrowed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

BILL PASSED OVER

There being no objection

House Bill No. 1894, Printer's No. 1824,

was passed over at the request of the SPEAKER.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 452, entitled:

An Act relating to and regulating the practice of massage providing for the licensure and for the revocation and suspension of licenses of masseurs and masseuses by the Department of Public Instruction conferring powers and imposing duties upon the Department of Public Instruction and prescribing penalties

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews.

Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August 20, 1953 (P. L. 1217), entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act, approved the twenty-second day of June, one thousand nine hundred thirty-seven (P. L. 1987), and making an appropriation"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Rubin,
Amarando,	Gelfand,	McCann,	Rudisill,
Anderson, M. S.,	George,	McCormack,	Sarraf,
Anderson, S. A.,	Gibb,	McGee,	Scarcelli,
Auker,	Gibson,	McInroy,	Schuster,
Banker,	Goldstein,	McKeever,	Sherman,
Barnatovich,	Gramlich,	McLaughlin,	Sigman,
Bell,	Guss,	McWherter,	Smith, C. C.,
Blair,	Guthrie,	Meholchick,	Smith, Wm. B.,
Boies,	Hamilton, R. K.,	Metz,	Snider,
Bonner,	Hass,	Mihm,	Stank,
Boory,	Haudenshield,	Mikula,	Stebbins,
Bower,	Heavey,	Miller,	Steckel,
Branca,	Helm,	Mills,	Stephens,
Breisch,	Henzel,	Monroe,	Stevenson,

Brennan, A. P.,	Hewitt,	Moody,	Stone,
Brennan, J. J.,	Hocker,	Moran,	Stoner,
Brenninger,	Holt,	Moscrip,	Strausser,
Breth,	Horst,	Muldowney,	Stroup,
Brown,	Houk,	Mullen,	Swartz,
Bucchin,	Isaacs,	Munley,	Taylor,
Bullen,	Jenkins,	Murphy,	Thomas,
Capano,	Johnson,	Murray, H. P.,	Thompson,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Wallace,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
		Royer,	Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with informaton that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 282, entitled:

An Act amending "The Third Class City Code" * * * fixing minimum salaries for paid firemen in certain cities

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Blair,	Guss,	McWherter,	Sigman,
Bell,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
			Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 474, Printer's No. 213,

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 562, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two tracts of land containing 2.42 acres more or less in the city of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,

Boies,	Hamilton, R. K.,	Metz,	Smith, Wm. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cochran,	Jump,	Musto,	Toomey,
Comer,	Kamyk,	Naugle,	Varallo,
Cooper,	Kehler,	Needham,	Varner,
Curwood,	Keller,	Ogilvie,	Vaughan,
Davis,	Kent,	Olsen,	Verona,
Donahue,	Kline,	O'Neil,	Wall,
Donaldson,	Knecht,	Pacchioli,	Wallace,
Dougherty,	Kolankiewicz,	Parry,	Walsh,
Down,	Kooker,	Pashley,	Wargo,
Ehrgood,	Kornick,	Paulhamus,	Waterhouse,
Eilberg,	Kratz,	Petrosky,	Weidner,
Erb,	Lafore,	Pettigrew,	Welsh,
Eshleman,	Leiby,	Polaski,	Wescott,
Ewing,	Leisey,	Polen,	Wheeler,
Farabaugh,	Leonard,	Pomeroy,	Whitenight,
Filo,	Leven,	Price,	Willaredt,
Fineman,	Light,	Pursley,	Williams,
Flint,	Limper,	Readinger,	Wilt,
Floyd,	Lippincott,	Reibman,	Wood,
Flynn,	Lopresti,	Reidenbach,	Worley,
Foster,	Lovett,	Renwick,	Yetter,
Frank,	Lutty,	Rigby,	Yetzer,
Frascella,	Mahan,	Rosen,	Ziegler,
Frost,	Markley,	Rovansek,	Andrews,
Gaffney,	Maxwell,	Royer,	Speaker
Garlock,			

NAYS—0

NOT VOTING—9

Adam,	Ashton,	Greenwood,	Magee,
Agnew,	Bazin,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 563, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire sixty-two acres more or less of land in the City of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
			Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to th ethird reading and consideration of Senate Bill No. 656, entitled:

An Act making an appropiration to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania to provide for a deficiency in the maintenance of wards of the Commonwealth at said institution

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,

Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 695, entitled:

An Act amending the "Banking Code" * * * further providing for the power of bank and trust companies and trust companies to establish and maintain mortgage investment funds

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 910, entitled:

An Act establishing minimum compensation and increments for administrators and members of the faculty of the Thaddeus Stevens Trade School and imposing duties on the board of trustees of such school and the Superintendent of Public Instruction

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,

Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Ellberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Mahan,	Rigby,	Yetzer,
Frost,	Markley,	Rosen,	Ziegler,
Gaffney,		Rovansek,	Andrews, Speaker

NAYS—1

Hocker,

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 961, entitled:

An Act amending "The Game Law" * * * authorizing the raising and disposition of nongame pheasants and eggs without propagating permits

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, I desire to read into the record a telegram which I received from a party by the name of J. William Shilling, who is Legislative Chairman of the Pennsylvania Federation of Sportsmen's Clubs. It is in relation to the bill before us and reads as follows:

> "The Pennsylvania Federation of Sportsman Clubs are opposed to Senate Bill No. 961 in any form. Feel that present legislation adequate. It would cause much confusion and an enforcement problem. Bring about illegal traffic of game birds and set a bad precedent that might be followed by other species of game."

I am voting against this bill.

Mr. AUKER. Mr. Speaker, I too am against this bill and I sincerely urge all the Members of the House to vote against it. My colleague, Mr. Erb from Blair County, and I have received a similar telegram from all our sportsmen in Blair County.

We have had direct word from the Game Commission that they are directly opposed to this bill. There is really a joker in the thing, there is no question about that. What they are trying to do under this bill apparently is make non-game birds out of what are now game birds, and that refers to pheasants. It would be simply an impossible task, the Game Commission informs me, to try to enforce this bill.

In am further informed that there is a Dauphin County court case pending now and that is the reason for the hurry to get this bill through. It is felt that that case will be lost to the people who brought it, and they want to get this bill through to offset that court decision.

I ask every Member in the House who is interested in sports to vote down this bill.

Mr. LOVETT. Mr. Speaker. I just want to state that the Sportsmen's Clubs of Westmoreland County have instructed us to oppose this bill.

Mr. McCANN. Mr. Speaker, I had an opportunity to thoroughly discuss this bill with the Federation of Sportsmen's Clubs, and their particular delegates from Greene County. They have opposed this type of legislation from its start at the time it passed the Senate. I also had an opportunity to check with the Game Commission and speak personally with a member there to discuss this bill. They, also as a body oppose this type of legislation.

I believe the gentleman who spoke earlier covered the subject rather well. I believe it is based upon the ground that a lawsuit is pending in the courts here at the present time. On that particular ground and the fact that it would be rather difficult for the Game Commission to handle this legislation, I do recommend that the Members on this side of the House stand up and oppose this legislation this morning.

BILL RECOMMITTED

Mr. FILO. Mr. Speaker, I move that the bill be recommitted to the Committee on Conservation and Wild Life.

Mr. ROVANSEK. Mr. Speaker, I think the bill we are discussing here this morning is a bad piece of legislation. Therefore. I second the motion of the gentleman from Allegheny that this bill be recommitted to the Committee for further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1000, entitled:

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public embployes except the salaries of elected officers whose salaries are fixed by law" fixing minimum salaries for prothonotaries and deputies in Philadelphia

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Banker,	Gibson,	McInroy,	Scarcelli,
Barnatovich,	Goldstein,	McKeever,	Schuster,
Bell,	Gramlich,	McLaughlin,	Sherman,
Blair,	Guss,	McWherter,	Sigman,
Boies,	Guthrie,	Meholchick,	Smith, C. C.,
Bonner,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Boory,	Hass,	Mihm,	Snider,
Bower,	Haudenshield,	Mikula,	Stank,
Branca,	Heavey,	Miller,	Stebbins,
Breisch,	Helm,	Mills,	Steckel,
Brennan, A. P.,	Henzel,	Monroe,	Stephens,
Brennan, J. J.,	Hewitt,	Moody,	Stevenson,
Brenninger,	Hocker,	Moran,	Stone,
Breth,	Holt,	Moscrip,	Stoner,
Brown,	Horst,	Muldowney,	Strausser,
Bucchin,	Houk,	Mullen,	Stroup,
Bullen,	Isaacs,	Munley,	Swartz,
Capano,	Jenkins,	Murphy,	Taylor,
Cianfrani,	Johnson,	Murray, H. P.,	Thomas,
Cioffi,	Jones, G. E.,	Murray, J. J.,	Thompson,
Comer,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Cooper,	Jump,	Musto,	Toomey,
Curwood,	Kamyk,	Naugle,	Varallo,
Davis,	Kehler,	Needham,	Varner,
Donahue,	Keller,	Ogilvie,	Vaughan,
Donaldson,	Kent,	Olsen,	Verona,
Dougherty,	Kline,	O'Neil,	Wall,
Down,	Knecht,	Pacchioli,	Wallace,
Ehrgood,	Kolankiewicz,	Parry,	Walsh,
Eilberg,	Kooker,	Pashley,	Wargo,
Erb,	Kornick,	Paulhamus,	Waterhouse,
Eshleman,	Kratz,	Petrosky,	Weidner,
Ewing,	Lafore,	Pettigrew,	Welsh,
Farabaugh,	Leiby,	Polaski,	Wescott,
Filo,	Leisey,	Polen,	Wheeler,
Fineman,	Leonard,	Pomeroy,	Whitenight,
Flint,	Leven,	Price,	Willaredt,
Floyd,	Light,	Pursley,	Williams,
Flynn,	Limper,	Readinger,	Wilt,
Foster,	Lippincott,	Reibman,	Wood,
Frank,	Lopresti,	Reidenbach,	Yetter,
Frascella,	Lovett,	Renwick,	Yetzer,
Frost,	Lutty,	Rigby,	Ziegler,
Gaffney,	Mahan,	Rosen,	Andrews,
	Markley,	Rovansek,	Speaker

NAYS—2

Auker,	Worley,

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1014, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire lands comprising the Captain William Phillips' Rangers Memorial in Liberty Township Bedford County providing for the control management supervision improvement restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission and making an appropriation

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
			Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1022, entitled:

An Act relating to condemnation proceedings requiring the filing of plans or legal descriptions and imposing duties on the recorder of deeds

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1042, entitled:

An Act amending "Pennsylvania Board of Parole Law" * * * removing the ceiling on salaries of the secretary of the board and of district supervisors

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. JOHNSON. I just want to say for the benefit of the Members that in our caucus we felt that removing the ceiling on the salaries of the Secretary of the Board and these other officials, the salaries having previously been fixed, is not a good thing.

We are on record in our caucus against it and we would like to ask the Members to vote against this bill.

Mr. AUKER. Mr. Speaker, the bill may have some merit if they would have an amendment drawn to fix a certain maximum to which these salaries can be raised, but removing the ceiling altogether is certainly not good legislation in my mind.

I certainly will ask for a slow roll call.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—53

Amarando,	Filo,	Kornick,	Polen,
Anderson, M. S.,	Fineman,	Leiby,	Readinger,
Anderson, S. A.,	Frank,	Leven,	Reibman,
Barnatovich,	Frascella,	Lovett,	Reidenbach,
Bonner,	Gaffney,	Lutty,	Rudisill,
Boory,	Garlock,	McCann,	Sarraf,
Bower,	Gelfand,	McKeever,	Stank,
Bucchin,	Hamilton, R. K.,	Mihm,	Stebbins,
Cianfrani,	Haudenshield,	Monroe,	Thomas,
Cioffi,	Holt,	Moran,	Toll,
Comer,	Jones, G. E.,	Pashley,	Varallo,
Eilberg,	Kamyk,	Petrosky,	Wallace,
Ewing,	Kolankiewicz,	Polaski,	Welsh,
			Williams,

NAYS—73

Agnew,	Henzel,	Meholchick,	Smith, C. C.,
Auker,	Hewitt,	Mikula,	Snider,
Banker,	Hocker,	Miller,	Stevenson,
Bell,	Horst,	Moody,	Stoner,
Brenninger,	Houk,	Moscrip,	Strausser,
Brown,	Johnson,	Munley,	Stroup,
Bullen,	Jones, T. H. W.,	Murphy,	Swartz,
Curwood,	Jump,	Murray, H. P.,	Toomey,
Davis,	Keller,	Naugle,	Vaughan,
Donahue,	Knecht,	Ogilvie,	Verona,
Ehrgood,	Kooker,	O'Neil,	Wall,
Eshleman,	Kratz,	Parry,	Wargo,
Farabaugh,	Lafore,	Paulhamus,	Waterhouse,
Frost,	Leisey,	Price,	Whitenight,
George,	Lippincott,	Pursley,	Willaredt,
Gramlich,	Lopresti,	Renwick,	Wood,
Guss,	Mahan,	Rigby,	Worley,
Guthrie,	McInroy,	Rovansek,	Andrews, Speaker
Helm,			

NOT VOTING—79

Adam,	Foster,	McGee,	Sherman,
Ashton,	Gibb,	McLaughlin,	Sigman,
Bazin,	Gibson,	McWherter,	Smith, W. B.,
Blair,	Goldstein,	Metz,	Steckel,
Boies,	Greenwood,	Mills,	Stephens,
Branca,	Hass,	Muldowney,	Stone,
Breisch,	Heavey,	Mullen,	Taylor,
Brennan, A. P.,	Isaacs,	Murray, J. J.,	Thompson,
Brennan, J. J.,	Jenkins,	Murray, P. G.,	Tompkins,
Breth,	Kehler,	Musto,	Varner,
Capano,	Kent,	Needham,	Walsh,
Cochran,	Kline,	Olsen,	Weidner,
Cooper,	Kromer,	Pacchioli,	Wescott,
Donaldson,	Leonard,	Pettigrew,	Wheeler,
Dougherty,	Light,	Pomeroy,	Wilt,
Down,	Limper,	Rosen,	Yetter,
Erb,	Magee,	Royer,	Yetzer,
Flint,	Markley,	Rubin,	Young,
Floyd,	Maxwell,	Scarcelli,	Ziegler,
Flynn,	McCormack,	Schuster,	

Less than the majority required by the Constitution

having voted in the affirmative, the question was determined in the negative and the bill falls.

CORRY AREA HIGH SCHOOL CHOIR WELCOMED

The SPEAKER. The Chair welcomes to the House and would like to announce that in a very few minutes the House will be privileged to hear a High School Choir from the Corry Area, Erie County. I am sure you will be delighted and will want to stay and hear them just as soon as we have finished the calendar which will be very soon.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1091, entitled:

An Act amending the "Public School Employes Retirement Law" *** authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases

On the question,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 1, page 3, line 13, by striking out the words "Section 15.2".

Amend Section 1, page 3, line 18, by inserting after the word "or" the following: "who within ninety (90) days after the termination of his school service and prior to the date of his death had not entered upon withdrawal or superannuation retirement allowance or withdrawn his accumulated deductions or"

Amend Section 1, page 3, line 20, by inserting after the word "elected" the following: "to receive the actuarial equivalent of his or her full superannuation allowance under".

Amend Section 1, page 4, line 3, by striking out the words "on file" and inserting in lieu thereof the following: "by the member and filed".

Amend Section 1, page 4, line 4, by striking out the words "or if" and inserting in lieu thereof the following: "If".

Amend Section 1, page 4, line 12, by striking out the words "15.3" and inserting in lieu thereof the following: "15.2".

Amend Section 1, page 4, line 12, by striking out the words "and 15.2".

Amend the bill page 4, by adding after Section 1, a new Section to read as follows:

Section 2. This act shall become effective immediately.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1038, entitled:

An Act amending the act of September 3 1955 (Act No. 18A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations

On the question,

Will the House agree to the bill on third reading?

Mr. GIBSON. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Sec. 1 (Sec. 1), page 3, line 2, by inserting after "1955" or by any like disaster happening since that date and prior to the effective date of this amendment.

Amend Sec. 1 (Sec. 2), page 3, line 6, by inserting after "1955" or by any like disaster happening since that date and prior to the effective date of this amendment.

Amend Sec. 1 (Sec. 2), page 3, line 8, by inserting after "hereof" or in cases of disaster happening after August 1955 no later than thirty days from the final enactment of this amendment.

Amend Sec. 1 (Sec. 3), page 4, line 3, by inserting after "applications" including applications made because of damages caused by disasters happening after August 1955.

Amend Sec. 1 (Sec. 3), page 4, line 10, by striking out "MAY 31, 1956" and inserting in lieu thereof July 15, 1956.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

CORRY AREA HIGH SCHOOL CHOIR

The SPEAKER. We are privileged to have with us the Corry Area High School Choir, who are here under the direction of Mr. and Mrs. H. Lynn Rice. The Choir is here as the guests of the gentleman from Erie, Mr. Waterhouse.

We will now have the pleasure of hearing the High School Choir.

The Corry Area High School Choir rendered a number of selections.

PERMISSION TO ADDRESS HOUSE

Mr. WATERHOUSE asked and obtained unanimous consent to address the House

Mr. Speaker, as we draw near the close of this session I would like to express my appreciation for the very fine fellowship I have enjoyed during the twelve years I have been here.

It certainly is with mixed emotions that I come to the end of this session. I have often thought that if this session

is ever to end, I would never run again, but as the last day comes, I think we all propably look forward to the beginning of another session.

At the beginning of the next session I think I will probably be fishing. I am not a lame duck; I am just a crippled duck. I was kind of encouraged to try my wings for greener fields but they did not seem to hold up so well. I have no regrets. I enjoyed the campaign and I think a couple of years might do a fellow a lot of good to think about whether he wants to be in politics or whether he wants to look in and watch other people taking a lot of heck, so to speak.

Again I want to say that these twelve years have been probably twelve years during which you just could not ask for more. The people I have met, contrary to what many people would like to have you believe, have been the finest people I have ever met at any place. That applies to both sides of the House.

When they talk about politicians they give me a pain in the neck. I do not think you can find a finer bunch of peopel any place than you will find in the Halls of this House. I challenge any one to contradict that statement.

I say it has been a great pleasure to serve here. I certainly look forward to seeing you all some place, sometime in the future. May God bless you all.

PERMISSION TO ADDRESS HOUSE

Mr. HEWITT asked and obtained unanimous consent to address the House.

Mr. Speaker, I am very reluctant to leave here without saying a few words in appreciation of the treatment I have received for twenty years as a Member of this House.

The most I have gotten out of the Legislature is the many wonderful friendships I have made with men living and dead. I found a bunch of wonderful fellows on both sides of the House. Some of my dearest and best friends are sitting over there as Democrats, but they are still Americans and good ones.

I want to tell you how I appreciate the treatment we have received in the Chief Clerk's office, and from all the employes of the House, the old elevator men who have passed the age for making a decent living, taking a job like that to earn a few dollars. Even the page boys, courteous and kind, and all the lobbyists, all the boys sitting along the sidelines, a necessary part of the legislative session. A bunch of swell fellows. And the Press, and how they treated me in every instance. I have no regrets and am happy to leave. God bless all of you.

The SPEAKER. The Chair would like to state that the gentleman from Erie and the gentleman from Indiana are probably in a happier situation than many of the rest of us. They have crossed their rubicon. They know what has happened and we can only guess what is going to happen to us in the next few months.

PERMISSION TO ADDRESS HOUSE

Mr. ZEIGLER asked and obtained unanimous consent to address the House.

Mr. Speaker, I am not going to say good-bye to the Members of this House, I am just going to say temporarily, "so long," because I am going to be in Harrisburg, at least I hope, for a while, and I shall visit with you from time to time. Unless some of you change your habits you are going to visit with me, maybe from time to time.

I want to give you this assurance, that whether you are on this side or whether you are on that side, I want you to know that the door to the Mayor's office is always open to you.

It has been a pleasure to work with you. I shall be back to see you from time to time. Again I am not saying, good-bye, but temporarily, just "so long."

REPORT OF HOUSE COMMITTEE ON MERIT RATING SYSTEM

Mr. LOPRESTI. Mr. Speaker, I submit the report of the House Committee appointed to investigate the Merit Rating System of the Department of Health. Copies for the Members and the Press are available in the Chief Clerk's office.

The SPEAKER. The report will be filed with the Clerk and printed in the Legislative Journal.

REPORT OF HOUSE COMMITTEE ON MERIT RATING SYSTEM

Concerning status of employees under Merit Rating System in use by

DEPARTMENT OF HEALTH
of the
COMMONWEALTH OF PENNSYLVANIA

Session of 1955

Committee of the House, appointed by Speaker of the House, pursuant to House Resolution No. 119, Session of 1955, adopted the 23rd day of November, 1955.

MEMBERS OF COMMITTEE:

PHILIP LOPRESTI, Chairman
STEPHEN McCANN
VAN D. YETTER, JR.
ADAM T. BOWER
EDWIN W. TOMPKINS

Letter of Transmittal
to the
Members of the House of Representatives
Commonwealth of Pennsylvania

Pursuant to the directive of the House contained in House Resolution No. 119, there is presented herewith a report on the subject set forth in various paragraphs of said resolution.

In its effort to secure information for the preparation of the within report, the Committee held three hearings at which the following witnesses were examined—

DR. BERWYN F. MATTISON, Secretary of Health
DR. CHARLES L. WILBAR, Deputy Secretary of Health
DR. WILLIAM KRAUS, Assistant Director, Bureau of Tuberculosis Control
MICHAEL T. SMYSER, Senior Personnel Technician
RALPH D. TIVE, Executive Director, Pennsylvania State Civil Service Commission

This legislative inquiry demonstrates that the subject of personnel within the Department of Health and in connection therewith a general study of personnel prob-

lems by the Joint State Government Commission, might be helpful in bringing about a more comprehensive and equitable solution of the personnel problem existing under various departments of the Commonwealth.

PART I

ACT NO. 322

Approved the 24 Day of August 1951

To further amend subsection (a) of section two hundred seven and subsection (f) of section four hundred forty-eight and to amend section two thousand one hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain admisistrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by prescribing the qualifications for the Secretary of Health, and by reconstituting the Advisory Health Board and further prescribing its powers and duties.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Subsection (a) of section two hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative work of the Commonwealth by Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," as last amended by the act, approved the eighteenth day of February, one thousand nine hundred forty-nine (Pamphlet Laws 16), is hereby further amended to read as follows:

Section 207. Appointment.—The Governor shall nominate and, by and with the advice and consent of two-thirds of all members of the Senate, appoint:

(a) The Secretary of the Commonwealth, the Attorney General, the Superintendent of Public Instruction, the Adjutant General, the Insurance Commissioner, the Secretary of Banking, the Secretary of Agriculture, the Secretary of Forests and Waters, the Secretary of Mines, the Secretary of Highways, the Secretary of Health, the Commissioner of the Pennsylvania State Police, the Secretary of Labor and Industry, the Secretary of Welfare, the Secretary of Property and Supplies, the Secretary of Revenue, the Secretary of Public Assistance, the Secretary of Commerce, and the members of all independent administrative boards and commissions.

The Adjutant General may have the rank of Major General of the Adjutant General's Department in the Pennsylvania National Guard, or Pennsylvania Guard, or the Governor may designate the ranking line officer of the Pennsylvania National Guard, or Pennsylvania Guard, or an officer of the Regular Army, United States Navy, United States Coast Guard, or United States Marine Corps, as Adjutant General: Provided, That should the ranking line officer be also appointed Adjutant General, he shall receive only the salary provided by law for the Adjutant General: And Provided further, That the ranking line officer be called into the service of the United States, a Deputy Adjutant General, to be designated by the Governor, shall act as Adjutant General during his absence. No Adjutant General shall be appointed who shall not have served at least ten years as a commissioned officer in the Pennsylvania National Guard, Pennsylvania Guard, or equivalent length of service in the Regular Army of the United States, United States Navy, United States Coast Guard, or United States Marine Corps, or Officers Reserve Corps of the United States Army, United States Navy Reserve, United States Coast Guard Reserve, or United States Marine Corps Reserve, which service may be cumulative, that is, service in any one or more of the foregoing services may be added together.

The Secretary of Health shall be a doctor of medicine licensed to practice medicine in Pennsylvania or eligible to be so licensed.

Section 2. Subsection (f) of section four hundred forty-eight of said act, as last amended by the acts approved the twenty-second day of May, one thousand nine hundred forty-seven (Pamphlet Laws 269), and the twenty-fifth day of June, one thousand nine hundred forty-seven (Pamphlet Laws 935, Act Number 390), is hereby further amended to read as follows:

Section 448. Advisory Boards and Commissions.—The advisory boards and commissions, within the several administrative departments, shall be constituted as follows:

* * *

(f) The Advisory Health Board shall consist of the Secretary of Health, or in his place his duly authorized deputy, and (seven) ten members, (a majority) five of whom shall be (physicians, graduates of legally constituted medical colleges, and of at least ten years' experience in the practice of their profession) doctors of medicine licensed to practice medicine in Pennsylvania, one (of whom shall be) a dentist (and) licensed to practice dentistry in Pennsylvania, one (of whom shall be) a pharmacist (graduated of legally constituted dental and

pharmacy colleges respectively, and of at least ten years' experience in the practice of their profession,) registered with the State Board of Pharmacy, and one (of whom shall be a civil) an engineer registered with the State Registration Board for Professional Engineers who is experienced in sanitary engineering. The Secretary of Health, or in his place his duly authorized deputy, shall be chairman of the board.

The term of office of each appointed member of the board shall be four years, measured from the third Tuesday of January of the year in which he takes office, or until his successor has been appointed and has qualified; except that in the initial appointment of the members of the board, one member shall be appointed for a term of one year, three members for a term of two years, three members for a term of three yars, and three members for a term of four years.

(Four) Six members of the board, together with the Secretary of Health, or in his place his duly authorized deputy, shall constitute a quorum.

Each appointed member of the board shall receive actual traveling expenses and per diem compensation at the rate of $25.00 a day for time actually devoted to the business of the board.

* * * * *

Section 3 Section two thousand one hundred eleven of the said act is hereby amended to read as follows:

Section 2111. *Advisory Health Board,—

The Advisory Health Board shall have the power, and its duty shall be:

(a) To advise the Secretary of Health on such matters as he may bring before it;

(b) To make such reasonable rules and regulations, not contrary to law, as may be deemed by the board necessary for the prevention of disease, and for the protection of the lives and health of the people of the Commonwealth, and for the proper performance of the work of the Department of Health, and such rules and regulations, when made by the board, shall become the rules and regulations of the department;

(c) To adopt rules and regulations for personnel administration based upon merit and fitness, including standards of recruitment, selection, tenure, removal, and working conditions, and to prescribe qualifications for professional, technical and executive personnel appointed or employed by the State Department of Health and by the departments or boards of health of counties or other political subdivisions. No restrictions shall be imposed relating to race, religion, residence, or political affiliation:

(The underlined paragraph subject to discussion in this report. Underlining by Committee.)

(d) To prescribe minimum health activities and minimum standards of performance of health services for counties or other political subdivisions.

Section 4. All other acts and parts of acts inconsistent herewith are hereby repealed.

Section 5. This act shall become effective immediately upon final enactment.

---

* "Advisory Health Board" omitted in original.

Approved—The 24th day of August, A. D. 1951.

JOHN S. FINE.

The foregoing is a true and correct copy of Act of the Generaly Assembly No. 322.

/s/ GENE D. SMITH
Secretary of the Commonwealth.

PART II

RESOLUTION

In the House of Representatives, October 14, 1955

Whereas there appears to be confusion and misunderstanding in various quarters concerning the merit rating status or lack of status of various state employees functioning in the various services of the Department of Health therefore be it

Resolved that a committee of five members of the House be appointed by the Speaker to make inquiry and report to the House

1 Number of Department of Health employees who are covered by the socalled merit rating formula

2 Number of Department of Health employees who had merit rating status prior to December 1 last

3 Number of Department of Health employees who have been given merit rating status since December 1 last

4 Number of Department of Health employees who have civil service status

5 Number of Department of Health employees if any who have acquired civil service status since December 1 last

6 Number of Department of Health employees who are not covered by the merit rating formula or who have not acquired civil service status

7 Formula of procedure used by advisory boards or by Department of Health executives in determining status of Department of Health employees in up-grading downgrading or discharging employees functioning in accordance with the so-called merit rating formula

8 How many Department of Health employees and in what branches of the service they are employed who have been blanketed in under merit rating without ever having taken a qualifying examination

9 And such other matters which may be brought to the attention of the committee and which should also be brought to the attention of the General Assembly

(A) The Committee Report hereby answers the specific questions raised in the foregoing resolution.

(1) Number of Department of Health employees who are covered by the socalled merit rating formula is 1527 as of November 30, 1955.

(2) Number of Department of Health employees who had merit rating status prior to December 1 last (1954) is 1542.

(3) Number of Department of Health employees who have been given merit rating status since December 1 last (1954) is 85.

(4) Number of Department of Health employees who have civil service status.

EXPLANATION

The Department of Health has never been placed under the Civil Service Act of 1941. Under the civil service system of Pennsylvania eligible lists are established and employees appointed therefrom for the Bureau of Employment Security in the Department of Labor and Industry, Department of Public Assistance, Liquor Control Board and Civil Service Commission personnel and therefore no employees of the Department of Health can be properly said to be under civil service. However, the Merit System which was in effect prior to the adoption of Act 322 hereinbefore set forth was in operation under executive directives and certain Health Department personnel which were being paid wholly or in part out of Federal funds were given qualifying examinations and these examinations were given under supervision of the Civil Service Commission. These examinations were pro-

vided for by certain rules adopted by the Advisory Health Board. Since the passage of Act 322 examinations were conducted by the Civil Service Commission under rules and regulations for personnel administration adopted by the Advisory Health Board pursuant to the authority given the Board in said Act.

(5) Number of Department of Health employees if any who have acquired civil service status since December 1 last (1954). None.

Same explanation as above.

(6) Number of Department of Health employees who are not covered by the merit rating formula or who have not acquired civil service status is 2005 as of November 30, 1955.

(7) Formula of procedure used by advisory boards or by Department of Health executives in determining status of Department of Heatlh employees in up-grading downgrading or discharging employees functioning in accordance with the socalled merit rating formula.

(a) Up-grading—Promotions

Promotions are to be made in accordance with Article IX of the personnel rules and regulations set up by the Advisory Health Board approved the 28th day of April 1953 and revised the 13th day of May 1954 and September 14, 1954 which provides as follows—

"The Secretary may request the Commission to prepare promotional lists based upon competitive examinations and restricted to persons employed in the Department. Persons shall be certified from this list in accordance with Article VI, Paragraph 1."

Article VI, Paragraph 1 reads as follows—

Upon receipt of a requisition, the Commission shall certify to the Director of Personnel the names of available persons. If one position is to be filled, the Commission shall certify from the promotional list or the original eligible list established for the class of position the three highest available names on each list. If more than one position is to be filled, the Commission shall, for each class, certify from each of the above described eligible lists, a total number of names equal to five-thirds of the number of positions to be filled in each class. Fractions shall be considered as the next whole number. If no names are available from any of the above described lists, the Commission shall so report to the Secretary.

(b) Down-grading or Demotions

Demotions are to be made in accordance with Article X, Section 2 of the personnel rules and regulations herein before referred to.

Article X, Section 2, Paragraph 2 reads as follows—

The Secretary, fifteen days after notice in writing to an employee stating the reasons therefor, may demote an employee for inefficiency or for any other proper cause.

(c) Discharging Employees—Removals

Discharging employees or removals to be made in accordance with Article XI, Section 2, of the personnel rules and regulations hereinbefore referred to.

Article XI, Section 2 reads as follows—

The Secretary, fifteen days after notice in writing to an employee stating the specific reasons therefor, may remove any employee for any of the following causes: dishonesty, incompetency, inefficiency, insubordination, immorality, violation of the rules and regulations of the Department, physical or mental disability, addiction to the use of narcotics or the habitual use of intoxicating liquors to excess, advocating the overthrow or destruction of the government of the United States or of Pennsylvania by force, or for any other proper cause. No employee shall be removed for refusing to participate in any political activity or for refusing to make any contributions for political purposes.

NOTE I

Under Section 5 of Article XI the tenure of office of every permanent employee shall be during good behavior and a satisfactory performance of his duties except as provided in Section 4 above. (Section 4 provides for furloughs when necessary because of curtailment of work, lack of funds or re-allocation of position.)

NOTE 2

Article XII, Section 1 provides: "Any person appointed to a permanent position in the Department of Health, pursuant to these rules and regulations, shall have a right to appeal to the Commission on any question involving a transfer, demotion or removal from said position. The provisions of Article VIII, Section 807 of the (Civil Service) Act of August 5, 1941, P. L. 752 as amended, shall be applicable to any such appeal and shall prescribe the procedure to be followed and determine the merits of all matters brought before it in pursuance of this section."

(8) How many Department of Health employees and in what branches of the service they are employed who have been blanketed in under merit rating without ever having taken a qualifying examination.

There were 86 instances of permanent status being awarded to a merit system employee on the basis of the "secretary's certification of satisfactory service" provision in the regulations. Of these 86, 55 are still in the employment of the Health Department. These 55 were given permanent status prior to January 17, 1955. No certification of this type has been issued by the present Secretary of Health.

The following shows the title, branch of service and number of persons who are among the 55 still employed in the Department of Health:

Title	No. of Persons	Branch of Service
Medical Director	3	Tubercular Hospitals
Principal Clerk	2	Vital Statistics
Supervising Clerk	1	" "
Advance Clerk	2	" "
Sr. Advance Clerk	6	" "
Clerk	3	" "
Chief, Div. of Vital Statistics	1	" "
Administrative Assistant	2	" "
Jr. Administrative Assistant	1	" "
Sanitarian Assistant	29	Sanitation
Sanitarian Admin. Asst.	1	"
Investigator	2	"
Clerk	2	"

The other positions, together with title, which were blanketed in under the Merit System were:

2 Senior Sanitarians
17 Public Health Nurses
1 Chief Division of Veterinarian Public Health
1 Chief, Division of Epidemiology

4 Head Nurses
1 Staff Nurses
4 Graduate Nurses
1 Director of Nurses

General Discussion

The first set of rules and regulations designed to establish a Merit System for employees of the Department of Health that was brought to the attention of this committee were apparently drawn by A. H. Steward, M.D., Secretary of Health, and were approved by Governor Arthur H. James on the 14th day of October 1942.

This set of rules did not call for any participation by the Civil Service Commission but instead provided for the appointment of a Merit System Supervisor who was to perform the functions later on transferred to the Civil Service Commission. This set of rules was amended on the 26th day of August 1943 to provide for appointments to continue for the duration of World War II.

These rules were again amended on August 23, 1944 and the amendments made at this time provided for the use of the Civil Service Commission and the Merit System Supervisor was eliminated.

Article IV of the amended rules at this time provided that the department, with the advice of the Civil Service Commission, should prepare modifications, additions or deletions to the classification plan previously approved by the Executive Board. And further provided that the classification and compensation system of personnel service of the Commonwealth of Pennsylvania should be approved by the Secretary of Health and submitted by him to the United States Public Health Service and the Children's Bureau of the United States Department of Labor for the purpose of determining its conformity to their standards of personnel practices as required for Merit System personnel administration.

The intent of these rules was set forth in the letter dated April 19, 1944 addressed to Thomas Parran, M.D., Surgeon General of the United States Public Health Service. "Classified employee means any employee rendering service to or in any division, bureau or institution the budget of which is used to match Federal funds" and "these rules and regulations shall apply to department employees rendering service to or in any section or subsection of any division, bureau or institution of the Department, the budget for which is used in matching Federal funds, etc.,"

Your Committee presumes that the Merit System was therefore brought into the Department of Health in order to comply with Federal regulations concerning matching funds.

The rules adopted on October 14, 1942 were again amended on the 21st day of January 1946. There appears to be no major change in the 1946 amendments.

On August 24, 1951 an Act of the General Assembly, 322, was approved by Governor John S. Fine and subsequent thereto to wit on the 28th day of April 1953 new rules and regulations were prepared and approved by John S. Fine, Governor, Russell E. Teague, M.D., Secretary of Health, and Chairman of the Advisory Health Board. These rules were amended May 13, 1954 and again on September 14, 1954, the amended rules in each case having been approved by the Secretary of Health and the Governor.

These new rules were substantially the same as the rules previously in effect, except for the following important changes—

(1) Article II of the rules which deals with applicability was changed to include under paragraph 2—"all persons employed in the Department of Health except the Secretary of Health, the deputy secretaries of health, the members of any advisory or departmental administrative board of the Department, part-time employees, clerks, custodians and personnel of the Bureau of Vital Statistics other than employees designated as professional, technical and executive personnel by the Secretary, with the approval of the Advisory Health Board.

The effect of this section was to bring within the scope of the Merit System practically all of the professional, technical and executive personnel of the Department even though Federal funds were not involved. Persons in the employment of the Department are brought under this rule by a section which provides that the Secretary, with the approval of the Advisory Health Board, can designate positions as professional, technical or executive in nature. This provision in effect gives the Secretary the power to place any position in the Department under the Merit System. In carrying out this action your Committee has found what it considers inequities and unjust actions. For example, the assistant painter in a certain institution has been designated as a merit system employee entitled to tenure while the head painter in the same institution was not given merit status.

The Committee found other cases where persons in such positions as guard would have one employee in such position under the Merit System and other employees at the same institution not under the Merit System. Also, other minor technical positions such as electrician and plumber were not considered as deserving Merit ratings while positions as head housekeeper were being covered.

In general, your Committee finds that the placing of positions under merit have not been judicious and that some positions covered should be eliminated and others not covered should be included.

(2) In dealing with employees of the Department prior to the adoption of the rules, the following action was taken—

The rules as originally approved on the 28th day of April 1953 provided, and we quote from the original copy of the personnel rules and regulations signed by the Governor and Secretary of Health, which original copy was in the possession of your Committee for the purpose of this hearing—Article VII, Section 2, paragraph 1—"an employee appointed through appropriate examination under a Merit System who received a permanent or probationary appointment under such System and who is certified by the Secretary as having given satisfactory service for the preceding six-months period of his service in the Department shall be continued in his present position as a permanent employee without further examination in such appointment.

This was the only class of persons who were blanketed in to permanent position by the original set of rules adopted after the passage of Act 322. However, shortly following on September 25, 1953, Article VII was amended by adding thereto a new paragraph, which paragraph provided as follows—"an employee appointed on or before the effective date of these regulations to a position in a section the budget for which does not come from Fed-

eral funds or is not used in matching Federal funds, shall be continued in his present position as a permanent employee upon the formal determination by the Civil Service Commission that he meets the required qualifications for his position and being certified by the Secretary as having given satisfactory service for the preceding six-month period of his service in the Department.

This rule, however, did not remain in effect for any length of time because in May of 1954 it was again amended and the formal determination by the Civil Service Commission was eliminated, thereby making it necessary that only the Secretary certify as to satisfactory performance. This gave unto the Secretary of Health the sole authority to blanket in employees, the only requirement being that the employees had given satisfactory service for the preceding six-month period and had been appointed on or before the effective date of the regulation.

The former Secretary of Health, Dr. Russell E. Teague, used this authority in connection with 86 persons hereinbefore referred to and the present Secretary, Dr. Berwyn F. Mattison testified that he has not used this authority in any instance

Article VII of the rules originally provided that within one year after the adoption of the rules, the Civil Service Commission was to hold examinations for the classes of positions not given permanent status by the sections above referred to.

This section was amended in May extending the period to be within two years. This amendment was adopted in May of 1954 and although more than two years have passed since the original adoption of the rules, many of the examinations have not been given nor requested by the Department.

In this connection the Committee was informed by the Civil Service Commission that many of the classes would be difficult to examine because there is no set standard or pattern for the examining of certain job specifications.

Pending the examinations the employees were given provisional appointments and the rules provided that no provisional appointment should continue for more than nine (9) months unless the Commission had valid reason for not holding examinations for the class of position involved.

In this connection the Secretary of the Commission reported to the Committee that no examinations were given and no examinations requested for many of the classes and therefore provisional appointments were continued far beyond the period allowed by the rules.

Under the subject of "Examinations" the Committee would like to point out that the rules provide the Civil Service Commission in examining he personnel, must use wherever possible such examinations as are prepared by National professional organizations to administer the examinations and to maintain eligible lists and in this connection a photostatic copy of a letter over the signature of Russell E. Teague, the Secretary of Health, dated March 11, 1952 was furnished to the Committee and this letter addressed to Dr. Lillian D. Long, Director, Professional Examination Service, American Public Health Association, New York, 19, New York, authorized the American Public Health Association to furnish examination service to the Pennsylvania Civil Service Commission and therein the Commonwealth agreed to pay the sum of $1500 quarterly each quarter beginning April 1, 1952 for such service.

It has come to the attention of your Committee through the rules and regulations adopted and announcements for scheduled examinations, as well as individual complaints, that minimum scholastic qualifications had been set up which are conditions prerequisite to entrance into examinations. This requirement appears to be working against the best interests of the Commonwealth because many persons especially qualified to do specific work through training with the Department over a period of many years, under this rule cannot qualify to even enter into competitive examination for the position which they have successfully performed for many years.

It would seem to this Committee that minimum scholastic qualifications should not arbitrarily bar any individual from taking a qualifying examination and therefore we would recommend that thought be given to an amendment of the rules and regulations to place them in line with the Civil Service Act which provides that "no applicant shall be required to be possessed of any scholastic education or training in order to be permitted to take any competitive examination or to be appointed or promoted to any position.

SERVICE RATINGS OR MERIT RATINGS

All of the rules and regulations in use by the Department of Health beginning from the first to the last have provided for rating of the employees in the Department. The term "Merit Rating" has been used extensively and merit rating has been confused to such an extent that many persons believe that merit rating means tenure under the Merit System. Actually every employee of the Department is rated for the purpose of determining efficiency or lack of efficiency of the employee.

There is no evidence that any specific system or that any rating was engaged in by the Department prior to March 11, 1954, at which time the personnel director of the Department requested approval for the purchase of commercial merit rating forms and scoring device in order that the Merit Rating System be placed in effect in the Department of Health.

On March 12, 1954 the Department apparently ordered for the first time rating forms from the Probst Rating System, 1843 Ashland Avenue, St. Paul, Minnesota. This rating system has been used by the Department since that time.

The Committee inquired extensively into the operation of the system and found the following—

First, the Probst Rating System was designed for use in industrial plants where the profit incentive, as well as closer supervision was in effect and probably would work out very well under such conditions. However, when used in connection with the Department of Health, the Committee feels that the system permits personal likes and dislikes to influence the rating of employees.

Under the Probst Rating System there are a series of forms which are used for the rating of different categories—

Form PR—Professional Form
Form G—General Form
Form S—Skilled Labor Form
Form L—Labor Form
Educational Form

Each employee of the Department is rated on one of these forms. The rating is to be done by three individuals, each using the one form thereby creating the situation where each supervisor knows what the other supervisor thinks concerning the efficiency of said employee, and thereby can and we believe is often influenced by the opinion expressed by the previous superior supervisory rating officer.

This particular method we believe to be faulty and it is our opinion that each rating officer should rate on a separate form and that the forms should be sent by the officer directly to a central point where the ratings could be averaged and compared one with the other.

Your Committee also believes that the system of appeals from ratings in use by the Department should be inquired into. At the present time an employee must appeal first to the persons who have rated him and it is our opinion that this creates resentment and ill feelings between employees and the immediate supervisor, which is likely to result in disgruntled employees.

The Committee would recommend that if possible the system of appeals should be revised to permit an employee to make a direct appeal to persons in high authority.

The Committee also found that there is little or no check made to determine whether ratings are being conducted in the manner prescribed by the Department, and it is our opinion persons of higher authority should check back at unscheduled periods to determine whether the rating system is being properly used or abused by local supervisors.

In closing, the Committee does not condemn the principle of the rating of employees, but we feel that every effort should be made that ratings are made on the basis of merit and that the element of personal like and dislike be eliminated whenever possible.

The Committee finds that a number of institutions under the jurisdiction of the Department of Health employ school teachers. These teachers are not subject to the requirements of, nor do they enjoy the advantages, benefits and privileges of public school teachers. We would therefore recommend that all teachers employed by the Department be given the status of public school teachers.

The Federal Government contributes a small percentage of the funds with which the Department of Health operates and functions. For these contributions the Federal Government demands certain controls over personnel and functions of the Department.

We believe that the control exercised by the Federal Government over personnel and the operation of the Pennsylvania Department of Health is excessively out of proportion to the amount of its contribution and that further inquiry should be made into this subject.

Conclusion

(1) The Committee believes that persons performing skilled, professional and technical duties should be given tenure and that in doing so the Committee believes such personnel of the Department of Health should possibly be included in the Cicil Service System of Pennsylvania by amendment to the Civil Service Act of 1941.

(2) The Committee also believes that executive personnel in the higher echelon should be given at least some form of tenure. However, the definition of "executive personnel" should not be as broadly interpreted as it has been in the Department of Health. The Committee found that under the difinition of "executive personnel" the Secretary had almost unlimited authority in designating not only types of positions but individuals holding various types of positions as executive personnel. The Committee found "executive personnel" to include such positions as

Head Orderly
Matron A
Dairyman A
Senior Waitress
Domestic Foreman
Guard
Assistant Painter

(3) The Committee believes that immediate steps should be taken to improve the rating system procedure in the Department of Health.

(4) The Committee recommends that the Merit System of the Department of Health be included in a study of the general personnel problems by the Joint State Government Commission.

Report of the House Committee respectfully submitted this 18th day of May, 1956.

PHILIP LOPRESTI
Philip Lopresti, Chairman
STEPHEN McCANN
Stephen McCann
VAN D. YETTER, JR.
Van D. Yetter, Jr.
ADAM T. BOWER
Adam T. Bower
EDWIN W. TOMPKINS
Edwin W. Tompkins

PERSONAL PRIVILEGE

Mr. STECKEL. I rise to a personal privilege.

The SPEAKER. The gentleman will state it.

Mr. STECKEL. Mr. Speaker, under the question of personal privilege I should like to submit, to be spread on the record, some remarks concerning the Turnpike. I do not care to address the House at this time.

Mr. Steckel submitted the following statement for the record:

TURNPIKE FIXES RATES ON NON-EXISTENT INTERCHANGES WHILE IGNORING EXISTING ONE ON RATE CARDS

When the northeastern extension of the Turnpike was opened to the public, ten miles of the Turnpike which were then finished north of the Lehigh Valley Interchange at Allentown, were opened in order to net greater revenue to the Commission. On the date of that opening, I registered a complaint because the fees charged and the cards used at this "temporary" interchange were precisely the same as those of the Mahoning Valley Interchange, approximately again as far north, including a passageway through the Blue Mountain Tunnel. The Turnpike Commission indicated at that time that it would be necessary to change all of the cards and IBM registers and that the public would just have to go on paying this unjust tariff if they wanted to use this part of the road.

Now the entire fee schedule has been revamped, necessitating changes and reprinting of all tickets and changing of all the IBM registers but no rec-

ognition has been taken of the existence of the "temporary" interchange, with the result that for 37.9 miles from Allentown to Norristown, a passenger car is charged 50c but for 10.5 miles from Allentown to the "temporary" interchange, the charge is 25c.

No other public service in the State would be allowed to charge this unjust tariff of a whole fee for a half service.

The exorbitant rate quite possibly could be endured if there were some indication that at the time the "temporary" interchange would be made permanent, though this now seems remote, a change would then be made in the rate schedules, but again, though the highway is constructed for the use of the people of the Commonwealth, it does not seem to be the Turnpike's inclination to give the citizens of the Commonwealth access to this Turnpike at well-defined intervals.

My objections are raised (1) for the fact that though there may not be much traffic, or many people involved in the eyes of the Turnpike Commission, does not justify this exorbitant rate charge; and (2) for the fact that no hearings or announcements were made of the proposed rate changes with opportunity for interested parties to discuss the matter. The announcement was simply made that the rates had been changed, one Turnpike official saying that all the copies were at the printers and couldn't be given to newsmen, while another Turnpike official indicated that they were not yet finished, though the Governor indicated that they were.

The Turnpike Commission is operated solely from the charges made to its users and is not paid for out of taxpayers' money, consequently, it should be fair to all users just as much as a utility company must be fair to a small consumer, even though its installation be out of proportionate cost to that of other consumers. The Turnpike Commission expects people to use the "temporary" interchange at the unjust rate and continues to do nothing to correct the unfairness.

Mr. STRAUSSER asked and obtained unanimous consent to address the House.

Mr. Speaker, yesterday the Majority Leader expressed his distaste for the stamp plan. The gentleman from Berks is not alone in his distaste. Unfortunately we have Republicans in the other place who share his feelings.

I am a firm believer in the stamp feature of the sales tax plan and I know I am not alone in being a firm believer in this plan, and it gripes me every time I hear and read about the terrible cost. So much so that I have taken quite a lot of time and trouble in trying to find out wherein this stamp plan should be so costly.

I was able to get a copy of the Ohio specifications for their stamps. I was able to get estimates of the costs of stamps based on the Ohio specifications. Since it was our intention to have our Pennsylvania stamp system patterned after the Ohio stamp system, I thought it proper to do so.

The Ohio stamp size under the December 10, 1950 specification was 3 inches x 1⅜ inches. The denominations 1, 2, 3's—6, 9, 12 and 15's—30's—60's—$1.50—$3 and $15 stamps.

The estimate of costs of printing, packing and delivery of these stamps averaged less than 17 cents per thousand based on a billion lot.

Based on this average price, I estimated 1,169,000,000 stamps would be required to bring in tax revenue amounting to $113,550,000, at a stamp cost of $195,990. Percentage wise this cost amounts to less than two tenths of one per cent.

Since making this estimate I find the cost can be cut considerably below this figure by using a single color, thus avoiding a double run in printing.

For comparison's sake, I have tried to get a copy of the specifications for the Pennsylvania tax stamp. The Department of Property and Supplies referred me to Revenue. Revenue referred me back to Property and Supplies. I was finally told no specification would be available until Monday of next week. I do recognize a merry-go-round when I see one.

Now, ladies and gentlemen, I am not usually a suspicious character. But why all the secrecy? Why has it taken so long, over two months, when the Ohio specifications are available for copying?

I dislike to think that the date of adjournment of this House has anything to do with the available date of these specifications. Could it be that these specifications, which were now changed three or four times, might be drawn up in such a way as to guarantee the predictions made as to cost? Or might it be that these specifications are being drafted to guarantee the maximum nuisance predicted?

I can visualize the possibility of making up these stamp pads in sizes five or ten times larger than necessary so that they will require a maximum of counter and storage space.

If I had a personal distaste for this stamp plan and if I had anything to do with putting the system into effect, I think I could dream up some "honeys" to make sure that the merchants and taxpayers would share my distaste.

Yesterday the gentleman from Berks estimated thirty-three weeks more time would be required to put these stamps into the hands of the merchants. That would bring us about the 1st of March, 1957.

I hope his estimator finds he made an error in computing this time, because there are a great many new churches and church schools being built that could very well use the redemption money to help their building funds.

Take as examples the many parochial schools being built. The good people of these parishes are footing the bill for the cost of building and maintaining their own schools, without state subsidies. In addition they are paying their local public school taxes. In so doing, they are actually reducing state taxes.

They pay the sales tax on all the materials that go into the construction of their schools. Why should they and other religious and charitable groups have to wait an unreasonably long time to get back a little redemption money from the state taxes they are paying?

The sooner this stamp plan is put into effect, the less criticism this administration will get.

Mr. Speaker, while I am on my feet, I wish to also express my resentment of Charlie Smith getting all the credit for this stamp plan.

PERMISSION TO ADDRESS HOUSE

Mr. FRANK asked and obtained unanimous consent to address the House.

Mr. Speaker, the purpose of my remarks is to speak well of the dead. The dead I am speaking about is the boxing game in the state of Pennsylvania, which is slowly being strangled to death.

I have been reading in the newspapers of the case of Fred Terry, a middleweight, who has accused the Boxing Commission of forcing him to fight last week.

At one time not so very long ago every little town and hamlet had boxing as its feature engagement. Today in the state of Pennsylvania I believe there is only a handful of boxing bouts a month.

I am not speaking to criticize the Boxing Commission, but here are some facts to think about. I have checked with the Budget Department and have been informed that the budget for 1956 and 1957 is and will be approximately $149,000. I also was told, and I believe my figures are not too accurate, that the receipts would be around $31,000. I know that is not much to talk about, but they are the facts and figures.

I am speaking in the behalf of the Old Time Boxers of the Lehigh Valley, of which I am Secretary and Treasurer, an organization of over 400 members including some of the outstanding boxing figures in the United States, who would gladly cooperate with Governor Leader and the Boxing Commission to conduct public hearings to give their views and help to bring back the game the public held in such high regard.

I believe it is about time the Boxing Commission is taken out of the hands of the politicians and placed in the hands of the men who know the boxing game from A to Z and who for years glorified the name of boxing. Let us not leave the boxing game go the way of all flesh as we did the Vanishing Indians.

PERMISSION TO ADDRESS HOUSE

Mr. GOLDSTEIN asked and obtained unanimous consent to address the House.

Mr. Speaker, I was greatly interested in the remarks of the gentleman from Lehigh, Mr. Frank, because of the fact that he called to the attention of this body the vast amount of money which was used by the Boxing Commission during the past year.

On February 16, 1955, I introduced House Bill 305 for the purpose of avoiding this vast expenditure of money. The purpose of this was to eliminate the Boxing Commission so that the Department of Revenue could handle it with the aid of the State Police. From the financial standpoint I believe the Boxing Commission could easily have been eliminated.

From the standpoint concerning which Mr. Frank has just spoken, I am greatly interested. I believe throughout the State and throughout the nation criticism has been placed upon boxing to such an extent that young men no longer wish to engage in that particular sport. In my day, and I can recall the days of the gentleman on the majority side, Dr. Sarraf, many of the young men raised in the district in which we were born wanted to be boxers for various reasons. Today these men do not want to enter this particular sport because of the black name it has received, particularly from the Boxing Commissions of the United States who seem to think they are a self-constituted grand jury body.

I say the Commission of Pennsylvania would do a service to itself and to boxing if it would be constructive, if it would try to build up the game of boxing so that it would be one which would be respected by the people of the Commonwealth of Pennsylvania.

I say also parenthetically that boxing is an essential element today. We are faced with the possibility of a world war from time to time. The men who led the national defense were convinced and the reports of the service department of the United States show that the young men who were trained in the art of self-defense helped to win World War I and World War II.

Therefore, supporting Mr. Frank, I ask the Commission to open its doors to help these young men go into the game of boxing and to try to do a man's job with the least expense possible.

PERMISSION TO ADDRESS HOUSE

Mrs. MARKLEY asked and obtained unanimous consent to address the House.

Mr. Speaker, in the early part of this session my colleague, Mr. Steckel, and I introduced legislation which is very close to our hearts because it concerns a water situation in our district. That legislation never saw the light of day.

Many things will be said about the accomplishments of this House and the things that have been left undone. This is a very serious thing which has been left undone.

After we introduced our legislation and we found it was not acceptable to the administration, legislation was drawn up sponsored by the administration in House Bills 1060 and 1061. 1061 concerned the water situation. This never came out of Committee. It did not see the light of day.

The seriousness of the water situation in Saucon Township, Lehigh County, continues to exist. In the past month a court case came before one of our common pleas judges and the case was thrown out because there were no statutes on our books on which a decision could be made.

Mr. Speaker, I would like to read into the record copies of letters which were received by the Saucon Valley Taxpayers' League prior to the election in 1954. The letter was addressed to Senator George M. Leader and it was sent to him as the candidate for the governorship of Pennsylvania. I would also like to read a copy of his reply, if I may have your permission.

The first letter was written to:

R. No. 1, Center Valley, Pa.,

August 19, 1954.

Mr. George M. Leader, Senator
Commonwealth of Pennsylvania
R. D. No. 2, Dover, Pa.

Dear Sir:

As the nominee of the Democratic Party for the Governorship of Pennsylvania, we, the members of the Taxpayers' League of Upper Saucon Township, would like to know your attitude concerning the controversial issue affecting our area.

The New Jersey Zinc Co. has lowered the water table in this area causing hardships to more than 300 families, and the probability is that 8,000 people could ultimately be affected. Besides creating a public health menace, their action has depreciated property values and left the area with little water for fire protection. Add to this the fact that the water purchased by the populace runs to

$200 per year per family. Many cannot afford this extra expense.

We would like your opinions on the following questions:

1. Do you believe that a corporation has the right to imperil the safety of, and cause hardship to, the populace of our entire valley, without any responsibility on its part?

2. Would you support legislation which specifically would make any corporation liable for any damage done in its area of operations, by its operation?

This is a serious situation with us and frankly, whichever candidate favors the above legislation, we intend to support.

May we have an early reply?

Yours very truly,

TAXPAYERS' LEAGUE OF
UPPER SAUCON TOWNSHIP.

This is the reply they received:

PENNSYLVANIA DEMOCRATIC STATE COMMITTEE

27 S. Third Street, Harrisburg, Pa.

Sept. 1, 1954.

Mrs. Claire Beisel, Secretary
Taxpayers' League of Upper Saucon Township
R. No. 1, Center Valley, Pa.

Dear Mrs. Beisel:

Your letter concerning the lowering of the water table in your area has just been brought to my attention, and I agree that this is a very serious problem requiring the earliest possible study and correction. It is my intention if elected to do just that in connection with this and similar problems which for months have been shunted aside by the State Water and Power Resources Board and other agencies. I appreciate very much your kindness in bringing it to my attention, and I am delighted to know that I will have your support. I am fully in accord with legislation requiring those whose activities harm others either to desist or repair the damage suffered.

Sincerely yours,

Signed: GEORGE M. LEADER.

I say, ladies and gentlemen, the administration has failed and we have failed to take care of a highly humane problem in Saucon Valley Township.

REPORT OF COMMITTEE ON ELECTIONS AND APPORTIONMENT

Mr. FLINT. Mr. Speaker, I submit the report, and resolution, of the Committee on Elections and Apportionment in the matter of the contested election to the office of Representative in General Assembly from the second Legislative District in the City of Philadelphia.

The SPEAKER. The report will be filed with the Clerk and noted in the Journal.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1609

Mr. AMARANDO. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1609.

The SPEAKER. The report will lie over for printing under the Rules.

PERMISSION TO ADDRESS HOUSE

Mr. TOOMEY asked and obtained unanimous consent to address the House.

Mr. Speaker, I wish to say "so long" to my friends in the House of Representatives, to the Legislative engineers, to the officers and the clerks, and everybody that I have worked with. They have helped me and it has been a very rich period in my life and a very happy one.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1062

Mr. TOOMEY. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1062.

The SPEAKER. The report will lie over for printing under the Rules.

RESOLUTION

CONDOLENCE

Messrs. HASS, RUDISILL and STEBBINS offered a resolution which was read, considered and unanimously adopted by a rising vote as follows:

In the House of Representatives, May 18, 1956.

The Honorable Clarence M. Lawyer, Jr., Member of the House of Representatives from the first legislative district of York County, and former district attorney of York County, died at 2:10 a. m. on Thursday, May 17, 1956, at the York Hospital.

Mr. Lawyer's record was an honorable record, filled with devotion to both community and family. He was a practicing lawyer in York County since 1936, and a graduate of both Pennsylvania State College and the University of Pennsylvania.

Although he was in his first term as a member of this House, he distinguished himself by outstanding ability, and his long and arduous work in completing his tasks. He served on the judiciary, elections, counties and third class city committees.

In addition to other public service which he rendered, he was a veteran of World War II, in which he served in the Army; therefore be it

Resolved, That the members fo this House of Representatives extend their individual sympathy to the widow and children of the Honorable Clarence M. Lawyer, Jr., Mrs. Clarence Frey Lawyer, and Clarence III, William G. and Rebecca Anne, and to his parents, Mr. and Mrs. Clarence M. Lawyer, Sr., in their hour of loss and bereavement; and be it further

Resolved, That copies of this reslоution be sent to the widow and children of the Honorable Clarence M. Lawyer, Jr., at 440 Linden Drive, York, Pennsylvania, and to his parents, Mr. and Mrs. Clarence M. Lawyer, Sr., at Hanover, Pennsylvania.

RESOLUTION

CONDOLENCE

Messrs. PRICE and JUMP offered a resolution which was read, considered and unanimously adopted as follows:

In the House of Representatives, May 18, 1956.

Mrs. Josephine H. Greenwood, wife of the Honorable Ray W. Greenwood has died in Robert Packer Hospital, Sayre, Pennsylvania.

Mrs. Greenwood was born March 26, 1888, in Laceyville, and was a daughter of the late Daniel and Eva Sturdevant Holland. She was a member of the Tunkhannock Methodist Church. Her exemplary life and conduct of her affairs as a wife, homemaker and member of her commu-

nity will long be remembered by all who knew her; therefore be it

Resolved, That the Members of this House of Representatives extend their individual sympathies to the Honorable Ray W. Greenwood in this, his hour of sorrow and loss; and be it further

Resolved, That copies of this resolution be transmitted to the Honorable Ray W. Greenwood at his home, at 27 Wyoming Avenue, Tunkhannock, Pennsylvania.

RECESS

The SPEAKER. At the request of the respective Floor Leaders the Chair declares a recess until 2:30 p. m. EST. The Chair hears no objection.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL 201.

An Act making an appropriation to the Department of Property and Supplies for the payment of certain moral claims providing for the examination adjustment and payment of moral claims of persons injured by reason of falling down the main staircase of the Capitol Building as a result of negligence of the Commonwealth in maintaining the same.

SENATE BILL No. 420.

An Act amending the act of May 1 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" providing additional enforcement procedures on traffic violations in first second and second class A cities.

SENATE BILL No. 859.

An Act making an appropriation to the Trustees of the Mary Bailey Foundation for Heart and Great Vessel Research.

SENATE BILL No. 1023.

An Act amending the act of June 1 1933 (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" changing or deleting certain routes and adding certain new routes.

SENATE BILL No. 1024.

An Act amending the act of June 22 1931 (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" adding certain new routes.

SENATE BILL No. 1025.

An Act amending the act of June 22 1931 (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" changing or deleting certain routes and adding certain new routes.

SENATE BILL No. 1086.

An Act to repeal the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 642) entitled "An act for the protection of the public health by providing that persons firms or corporations who are operating or conducting hotels restaurants dining-cars or other public eating-places in this Commonwealth shall not employ or keep in their employ as cooks waiters kitchen-help chambermaids or other house-servants any person or persons who are suffering from trachoma active tuberculosis of the lungs open skin tuberculosis syphilis gonorrhea open external cancer or barber's itch or who are carriers of typhoid fever and further providing that no dishes receptacles or utensils used in eating or drinking shall be furnished to patrons or customers of any such public eating-place unless the same have been thoroughly cleansed since used by another individual and further providing that no towels shall be furnished in any washroom in connection with any such public enating-place unless such towels be laundered or discarded after each individual use and further providing that no common drinking-cups shall be furnished at any public drinking-place operated in connection with any such public eating-place and providing penalties for violations of the provisions of this act."

SENATE BILL No. 1092.

An Act amending the act of August 9 1955 (P. L. 323) entitled "An act relating to counties of the third fourth fifth sixth seventh and eighth classes amending revising consolidating and changing the laws relating thereto" providing for special enrollments for determining population of counties for purpose of changing classification.

SENATE BILL No. 1103.

An Act amending the act of May 1 1929 (P. L. 1005) entitled as amended "An act relating to and regulating

tractors and their operation providing for their registration by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" authorizing the issuance of special permits to dealers for the operation or movement of oversize self-propelled combines and fixing fees for such permits.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows·

SENATE BILL No. 1023.

An Act amending the act of June 1, 1933 (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" changing or deleting certain routes and adding certain new routes.

SENATE BILL No. 1024.

An Act amending the act of June 22, 1931 (P. L. 720) entitled "An act providing for the taking by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements or abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" adding certain new routes

SENATE BILL No. 1025.

An Act amending the act of June 22, 1931 (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" changing or deleting certain routes and adding certain new routes.

SENATE MESSAGE

HOUSE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL. No. 1940.

An Act amending the act of June 3, 1937 (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" requiring use of certain fees for removing overshadowing tree growth to produce underbrush sprouts and saplings for deer food and cover.

With the information that the Senate has passed the same without amendment.

COMMUNICATIONS FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 881, 882, 883, 1083 AND 1935

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 881, Printer's No. 1560, entitled "A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting former contributors who have become State employes and members of the State Employer' Retirement Association to restore membership in the Public School Employes' Retirement Association and authorizing the transfer of monetary credits in the Public School Employes' Retirement Association to the State Employes' Retirement Association under certain conditions."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 882, Printer's No. 1561, entitled "A Supplement to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes

thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting any school employe as a contributor under the provisions of the School Employes' Retirement System and who was an employe under the State Employes' Retirement System of the Commonwealth and made contributions to the State Employes' Retirement Fund on account of such State service to obtain credit for such service in the School Employes' Retirement System under certain conditions."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 883, Printer's No. 1562, entitled "A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the head of the departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by permitting former contributors who have become public school employes and members of the Public School Employes' Retirement System to restore membership in the State Employes' Retirement Association and authorizing the transfer of monetary credits in the State Employes' Retirement Association to the Public School Employes' Retirement Association under certain conditions."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1083, Printer's No. 463, entitled "An act limiting in certain cases the right of appeal to the court of common pleas from decisions of magistrates aldermen and justices of the peace."

GEORGE M. LEADER.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1935, Printer's No. 1725, entitled "An Act amending the act of May 31, 1947 (P. L. 377) entitled 'A supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" permitting certain State employes who during the war were loaned to the United States Government and who have now returned to State employment to pay into the retirement fund the amount of the contributions they would have made during such period with interest and prescribing how the Commonwealth shall build up the necessary State annuity reserves' providing for credit for time spent by employes of the Bureau of Unemployment Security in the Department of Labor and Industry as employes of the United States Government."

GEORGE M. LEADER.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 929.

An Act amending the act of July 20, 1917 (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing mileage

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1491.

An Act permitting the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1886.

An Act to amend section two hundred one of the act approved the eighteenth day of April one thousand nine hundred forty-nine (Pamphlet Laws 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of

such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person of minors the powers duties and liabilities of sureties and of foreign fiduciaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedure of the orphans' court and of the register of wills in all matters relating to fiduciaries" by changing the amount of wages salary or pension which an employer may pay to a deceased employee's spouse or other certain persons whether or not a personal representative has been appointed.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BIL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1890.

An Act reenacting and amending the act of September 26 1951 (P. L. 1518) entitled "An act to provide for the registration and protection of trade-marks and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith" extending the act to service-marks used to identify certain services and distinguish them from others

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1945.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" changing requirements in promulgating rules and regulations by the Department of Health

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 8

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 8.

Report of the Committee of Conference on House Bill No. 8

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 8, entitled: An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a toll bridge over the Ohio River in Beaver County between a point in or near the Borough of Shippingport to a point in or near the Borough of Midland on the opposide of the Ohio River and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages.

Respectfully submit the following bill as our report:

GEO. N. WADE,
ROBERT D. FLEMING,
JOHN CARL MILLER,
(Committee on the part of the Senate.)

W. M. SMITH,
W. MACK GUTHRIE,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1792

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the Subject of the differences existing between the two houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1792.

Report of the Committee of Conference on House Bill No. 1792

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the

part of the Senate and House of Representatives for the purpose of considering House Bill No. 1792, entitled: "An act relating to comic books, magazines and other publications; prohibiting and regulating the sale thereof in certain instances and imposing penalties,"

Respectfully submit the following bill as our report:

JAMES S. BERGER,
HAROLD K. STACK,
HARRY E. SEYLER,
(Committee on the part of the Senate.)

MARY A. VARALLO,
JEANETTE F. REIBMAN,
MARIAN E. MARKLEY,
(Committee on the part of the House of Representatives.)

RESOLUTION INTRODUCED AND REFERRED

By Mr. ERB. RESOLUTION No. 175.

In the House of Representatives, May 17, 1956.

The Second Class Township Code authorizes the formation of a State Association of Township Supervisors. The code authorizes the association to elect officers and to hold annual meetings for the purpose of discussing various questions and subjects pertaining to the duties of township supervisors, and for the purpose of devising uniform economical and efficient methods of administering the affairs of townships. And authorizing the Township to pay dues to the Association.

Opposition of the association officers to certain legislation does not come within the strict wording of the legislation authorizing its creation and designating its duties; therefore be it

Resolved, That the Speaker of the House of Representatives shall appoint six members of the House of Representatives who shall constitute a committee of the House of Representatives and be authorized and directed to make an immediate investigation of the officers of the State Association of Township Supervisors with respect to their authority under the law, and their activities in relationship to such authority, and such other matters as shall appear to be relevant and material thereto, particularly the spending of the Associations Funds in opposition to any proposed legislation; and be of great benefit to the Townships. It further

Resolved, That the committee shall have the power to issue subpoenas under hand and seal of its chairman, requiring and commanding any person or persons to appear before it and answer questions touching matters properly being inquired into and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. The committee shall have the power to administer oaths and affirmations to witnesses appearing before them. Any person who shall wilfully neglect or refuse to testify before the committee or to produce books, papers, records or documents shall be subject to the penalties provided by laws of the Commonwealth in such cases; and be it further

Resolved, That the committee make a report of its findings to the Attorney General together with its recommendations for appropriate action at the 1957 session of the General Assembly.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 908.

An Act reenacting and amending the act of August 17, 1951 (P. L. 1254) entitled "An act fixing the minimum pensions of policemen and firemen in certain cities" taking advantage of amendment to section 11 of article 3 of the Constitution.

Referred to the Committee on Rules.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1635.

An Act to provide for the ordinary expenses of the Department of Health for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 14, by striking out after the word "of" the following: "nine million nine hundred thousand dollars ($9,900,000) eight million four hundred thousand dollars ($8,400,000))" and inserting in lieu thereof the following: "nine million two hundred thousand dollars ($9,200,000)"; page 3, by inserting after line 17, the following: "For the payment of salaries wages general expenses supplies printing and equipment required by the Department in promoting control procedures for the reduction of morbidity and mortality from chronic diseases such as heart disease arteriosclerosis and diabetes the sum of three hundred thousand dollars ($300,000)".

And striking out the following: "For the payment of salaries wages general expenses supplies printing and equipment required by the department in promoting control procedures for the reduction of morbidity and mortality from chronic diseases such as heart disease arteriosclerosis and diabetes the sum of six hundred thousand dollars ($600,000)".

Page 5, line 5, by striking out after the second word "of" the following: "seventeen million dollars ($17,000,000) sixteen million one hundred thousand dollars ($16,100,000)" and inserting in lieu thereof the following: "seventeen million dollars ($17,000,000)"; line 11, by striking out after the word "of" the following: "nine million three hundred eighty-eight thousand nine hundred dollars ($9,388,900)" and inserting in lieu thereof the following: "nine million two hundred forty-nine thousand dollars ($9,249,000)"; line 14, by striking out after "($9,249,000)" the following: "For the payment by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Stream Program the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and the act approved the twentieth day of August one thousand nine hundred fifty-three (P. L. 1217) the sum of three million two hundred thousand dollars ($3,200,000)".

Page 6, line 6, by striking out after the word "of" the following: "two million one hundred forty-eight thousand one hundred eighty-seven dollars ($2,148,187) one million one hundred forty-eight thousand one hundred eighty-seven dollars ($1,148,187)".

And inserting in lieu thereof the following: "one million seven hundred sixty thousand dollars ($1,760,000)";

Amend Section 2, page 6, line 12, by striking out after the word "with" the following: "hundred thirty-seven dollars ($5,431,937)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative the question was determined in the affirmative and the amendmentse were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1673.

An Act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 14, by striking out after the word "department" the following: "the sum of two million six hundred fifty thousand dollars ($2,650,000) one million seven hundred fifty thousand dollars ($1,750,000)"; line 18, by striking out at the beginning of the line the word "For" and inserting in lieu thereof the word "For"; page 3, line 19, by striking out after the word "program" the following: "the sum of one million five hundred thirty-seven thousand six hundred forty dollars ($1,537,640) one million three": page 4, by striking out all of lines 1 to 4 inclusive as follows: "hundred thousand dollars ($1,300,-000) and in addition to this amount moneys received from the United States Government or from any other source as contributions for this program shall be paid into the General Fund and credited to this appropriation"; line 5, by striking out at the beginning of the line the word "For" and inserting in lieu thereof the word "For"; page 6, line 7, by striking out after the word "bed" the word "provided"; page 7, line 11, by striking out after the word "Welfare" the following: "the sum of one hundred thirty-seven million five hundred thousand dollars ($137,500,000) in addition to this amount the following shall be paid into the general Fund and credited to the proper allocation within this appropriation (1) all moneys received from the United States Government or from any other source as contributions toward the establishment and maintenance of psychiatric clinics and (2) all moneys received from political subdivisions in payment fee services and facilities required to be furnished by the State owned Mental Hospitals to institutions operated by such political subdivisions";

and inserting in lieu thereof the following:

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to lands for the purchase of equipment furniture and furnishings for expenses of the Boards of Trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the eastern Pennsylvania psychiatric institute the sum of one hundred forty-three million five hundred fifty thousand dollars ($143,550,000) in addition to this sum all moneys received from the United States government or from political subdivisions or from any other source as contributions towards any program authorized by this act or in payment for services and facilities furnished under any program authorized by this act shall be paid into the general fund and credited to the proper allocation within this appropriation. "

Page 9, line 18, by striking out after the figures "($15,-400,000)" the following: "For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to lands for the purchase of equipment furniture and furnishings for expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Eastern Pennsylvania Psychiatric Institute the sum of three million seven hundred twenty-six thousand dollars ($3,726,000) three million dollars ($3,000,-000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2087.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justice of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 3, page 11, line 11, by striking out after the figures and words "6000 and over" the figures "2000" and inserting in lieu thereof the figures "22400"; line 17, by striking out after the word and figures "than 2000" the figures "8000" and inserting in lieu thereof the figures "6000"; page 12, line 7, by striking out after the figures and words "6000 and over" the figures "32000" and inserting in lieu thereof the figures "36000"; page 13, line 3, by striking out after the figures and words "9000 and over" the figures "4000" and inserting in lieu thereof the figures "47000"; page 15, line 5, by inserting after the word "a" the word "public"; line 6, by striking out after the word "having" the following: "an aggregate A braking surface of a type designed for a maximum of one hundred twenty (120) two hundred forty (240) degrees and a minimum of ninety (90) one hundred eighty (180) degrees friction of arc of lining per brake drum and" and inserting in lieu thereof the words "an aggregate" and by striking out after the word "aggregate" the word "braking" and inserting in lieu thereof the following: "friction lining"; line 12, by inserting after the word "act" the following: "and of a type designed for a maximum of one hundred twenty (120) degrees and a minimum of ninety (90) degrees friction surface per brake shoe this subsection shall apply only to drum and shoe type brakes".

Amend Section 5 page 26, line 5, by inserting after the word "section" the following: "Section 6 Notwithstanding any of the provisions of this amending act all vehicles originally titled prior to January 1 1957 shall thereafter be registered in the same class as originally registered and this amending act shall apply only to vehicles originally titled on and after January 1 1957" and by striking out the following: "Section 6 Sections 1 2 3 and 4 of this act shall become effective according to the following schedule namely on the first day of the registration year 1956 as to any vehicle not theretofore titled in this Commonwealth on the first day of the registration year 1957 as to any other vehicle with declared maximum gross weight of twenty thousand (20,000) pounds or more and on the first day of the registration year 1958 as to any other vehicle with declared maximum gross weight of less than twenty thousand (20,000) pounds as to all new vehicles originally titled on and after January 1 1957

Section 5 of this act shall become effective immediately upon final enactment".

Amend the bill page 27, line 4, by inserting all of Section 7 as follows: "Section 7 this act shall become effective January 1 1957".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1116.

An Act enabling governing bodies of cities of the second class to establish by ordinance the requirements of responsible bidders for city printing.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 1, line 1, by striking out after the word "second" the following: "and second"; by striking out after the word "class" the following: "A"; Amend Section 1, page 1, line 1, by striking out after the word "second" the following: "and second"; line 2, by striking out after the word "class" the following: "A"; page 2, line 16, by inserting after the word "conclusive" the following: "(4) The words 'prevailing wage rate' as used in this act shall be construed to mean at least the minimum wages which are received by employes of any printing firm or firms in second class counties as a result of collective bargaining agreements negotiated by an employer or employers with a responsible organization representing the employes if the wage rates so arrived at vary in any district in such county then any printing firm which pays wages at least equal to those provided for in any of such agreements shall for the purposes of this act be deemed to be paying the prevailing wage rate".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,

Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2104.

An Act amending the act of May 7, 1937 (P. L. 589) entitled, as amended, "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the first class as State highways, and for the improvement, construction, reconstruction, resurfacing, and maintenance by the Commonwealth of said streets; providing for the taking, opening, relocation, widening or change of grade of such State highways by the Comomnwealth at the expense of the Commonwealth and any such city, or either of them, and authorizing agreements between cities and the Commonwealth for the opening, taking, relocating, widening or change of grade of said streets, and designating the city as agent of the Commonwealth in such opening, taking, relocating, widening or change of grade and the determination of damages to private property arising therefrom; imposing duties on such cities and on public utility companies using such streets; authorizing cities, persons, associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction; regulating the replacement of certain facilities of public utility companies; prohibiting the making of any opening in said street after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," changing certain routes and adding a new route.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 4, line 14, by striking out at the beginning of the line the following: "Beginning at an intersection of".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2069.

An Act authorizing the appointment of a joint committee of the House and Senate under the Joint State Government Commission for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and im-

posing duties on the committee and the commission and making an appropriation to the Joint State Government Commission

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 1, by striking out after the word "a" the word "House" and inserting in lieu thereof the word "Joint", line 1, by inserting after the word "committee" the words "of the House and Senate under the Joint State Government Commission"; page 2, by inserting at the beginning of line 1, the words "and the Commission"; and page 2, line 1, by inserting after the word "appropriation" the words "to the Joint State Government Commission."

Amend Bill, Section 1, line 1, by inserting after the word "created" the words "under the Joint State Government Commission", line 2, by inserting after the word "a" the word "Joint" and after the word "committee" the words "to be known as the Subsidence Committee"; line 4, by striking out after the word "five" the words "Democratic and Republican"; line 5, by inserting after the word "House" the following:" "and five members of the Senate who shall be appointed by the President pro tempore of the Senate"; line 8, by striking out after the word "the" at the end of line 7, the following: "'Speaker of the House shall designate one of the appointed members as chairman of the"; line 9, by inserting after the word "committee" the words "shall elect a chairman"; Section 4, page 3, by striking out on line 18, after the figure "4" the words "The committee shall make a final report" and inserting in lieu thereof the words "the Subsidence Committee shall report its findings and recommendations to the Joint State Government Commission and the Commission shall transmit the findings and recommendations of the Committee"; page 4, line 4, by striking out after the word "before" the word "February" and inserting in lieu thereof the word "March"; line 5, by striking out after the word "as" the word "it" and inserting in lieu thereof the words "the committee"; Section 5, page 4,, line 8, by striking out after the word "the" the words "appointed House committee" and inserting in lieu thereof the words "Joint State Government Commission"; line 10, by striking out after the words "committee and the members thereof in the performance of the functions and duties for which the committee was created" and inserting in lieu thereof the following: "members of said subsidence committee for the preparation editing printing and distribution of the report and for any other expenses deemed necessary and proper by the commission".

Section 6, page 4, line 17, by striking out after the second word "the" the word "committee" and inserting in lieu thereof the word "commissions"; line 18, by striking out after the word "same" the following: "The chairman of the committee shall file not later than thirty days after the final report of the committee is presented to the General Assembly an account with the Auditor General of the committee's expenses incurred in carrying into effect the provisions of this act".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 1018.

An Act amending the act of July 25, 1955 (P. L. 273) entitled 'An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof

Said bill having been recalled from the Governor for

the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 7, by striking out after the word "to" the following: "July 31, 1956" and inserting in lieu thereof the following: "January 1, 1957."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker

NAYS—0

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

Mr. READINGER. Mr. Speaker, I move that the House insist upon its nonconcurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 1675

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. POLEN, READINGER and WOOD.

Ordered, That the Clerk inform the Senate accordingly.

RECONSIDERATION OF VOTE ON SENATE BILL No. 1029

Mr. STROUP. Mr. Speaker, I move that the vote by which Senate Bill No. 1029, Printer's No. 660, entitled:

"An Act amending the act of April 6, 1953 (P. L. 3), entitled 'Uniform Commercial Code,' further regulating filing with respect to perfecting security interests."

was defeated on final passage Thursday, May 17, 1956, be reconsidered.

Mr. JOHNSON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Bedford, Mr. Stroup vote on the final passage of this bill?

Mr. STROUP. Mr. Speaker I voted with the prevailing side.

The SPEAKER. How did the gentleman from McKean, Mr. Johnson vote on the final passage of this bill?

Mr. JOHNSON. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	Garlock,	Maxwell,	Royer,
Amarando,	Gelfand,	McCann,	Rubin,
Anderson, M. S.,	George,	McCormack,	Rudisill,
Anderson, S. A.,	Gibb,	McGee,	Sarraf,
Auker,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,

Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Yetter,
Frank,	Lovett,	Renwick,	Yetzer,
Frascella,	Lutty,	Rigby,	Ziegler,
Frost,	Mahan,	Rosen,	Andrews,
Gaffney,	Markley,	Rovansek,	Speaker

NAYS—1

Worley,

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 8.

An Act authorizing and directing the Department of Highways with the approval of the Governor to erect and maintain a toll bridge over the Ohio River in Beaver County between a point in or near the Borough of Shippingport to a point in or near the Borough of Midland on the opposite side of the Ohio River and to provide the necessary approaches and connections with State highways empowering counties to pay certain damages.

HOUSE BILL No. 583.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for the payment of minimum salaries and increments of county and district superintendents assistant county and district superintendents principals supervising principals teachers and other employes and authorizing the revision of budgets and temporary loans.

HOUSE BILL No. 584.

An Act to amend the act approved the 10th day of March 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" by further providing for reimbursement by the Commonwealth to school districts and vocational school district authorizing the revision of budgets and temporary loans and harmonizing the language of existing amendments.

HOUSE BILL No. 1113.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" providing for the establishment by the Department of Property and Supplies of standards for the design construction repair alteration equipping and furnishing of buildings owned or to be constructed or subsidized by or for the Commonwealth and the material used therein repealing inconsistent legislation directing the Department of Property and Supplies to make a report to the next General Assembly and making an appropriation.

HOUSE BILL No. 1405.

An Act amending the act of March 30, 1937 (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" removing limitations on the power of the commission to establish offices for receipt of applications for registration and changing the provisions of the act as to registration of electors before municipal elections.

HOUSE BILL No. 1517.

An Act amending the act of May 2, 1945 (P. L. 382) entitled "An act providing for the incorporation as bodies corporate and politic of 'Authorities' for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incor-

porated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" further regulating the membership of the governing body of transit authorities.

HOUSE BILL No. 1727.

An Act making an appropriation to the Department of Forests and Waters for the purchase of strip mined and adjacent areas and mineral rights on lands under the jurisdiction of the department.

HOUSE BILL No. 1781.

An Act amending the act of July 28, 1953 (P. L. 723) entitled "An act relating to counties of the second class amending revising consolidating and changing the laws relating thereto" enabling county commissioners to establish by resolution the requirements of responsible bidders for county printing.

HOUSE BILL No. 1787.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the establishment of a professorship in the School of Medicine.

HOUSE BILL No. 1792.

An Act relating to comic books magazines and other publications prohibiting and regulating the sale thereof in certain instances and imposing penalties.

HOUSE BILL No. 1940.

An Act amending the act of June 3, 1937 (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" requiring use of certain fees for removing overshadowing tree growth to produce underbrush sprouts and saplings for deer food and cover.

HOUSE BILL No. 1965.

An Act authorizing the Department of Property and Supplies with approval of the Governor to acquire sixty-three acres more or less of land in Washington Township Erie County for use of Edinboro State Teachers' College and making an appropriation.

HOUSE BILL No. 2013.

An Act amending the act of March 10, 1949 (P. L. 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for advance payments reimbursements and tuition in the case of area technical schools.

HOUSE BILL No. 2048.

An Act making an appropriation to the Department of Public Instruction for the payment of costs incurred in administering the Special School Milk Program in cooperation with the Federal Government.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RECONSIDERATION OF VOTE ON SENATE BILL No. 1073

Mr. JOHNSON. Mr. Speaker, I move that the vote by which Senate Bill No. 1073, Printer's No. 737, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the Commonwealth requiring nonresident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of Commonwealth shall be admitted in evidence prescribing the duties of and fixing the fees of the Secretary of the Commonwealth and providing penalties.

was ordered to be transcribed for third reading, be reconsidered.

Mr. READINGER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from McKean, Mr. Johnson vote?

Mr. JOHNSON. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger vote?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The motion was agreed to.

Mr. JOHNSON. Mr. Speaker, I move that the vote by which the House agreed to the bill on second reading be reconsidered.

The motion was agreed to.

Mr. JOHNSON. Mr. Speaker, I move that the vote by which the title and the various sections were agreed to, be reconsidered.

The motion was agreed to.

The first section was read.

On the question,

Will the House agree to the section?

Mr. SARRAF offered the following amendment:

Amend Sec. 1, page 2 by inserting after line 13 the following: "and shall not include any coupon, certificate, card or other similar device supplied by persons engaged exclusively in manufacturing or packing of merchandise and in the sale thereof as a part of an original package or item of merchandise, distributed in connection with that one commodity only, or distributed by such manufacturer or packer and which is redeemable for or to be used in connection with the purchase of any goods, wares, or merchandise and which is to be redeemed by the manufacturer or packer or its agent or independent contractor acting for redemption, nor shall include any coupon or certificate which is redeemable for or to be used exclusively in connection with the purchase of one private brand product only."

It was agreed to.

The second to fifteenth sections inclusive and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

And has appointed Messrs. Propert, Stevenson and Hasp, a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences betwen the two Houses in relation to said bill.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1841, entitled:

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors.

And has appointed Messrs. Diehm, Pechan and Dent, a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1942, entitled:

An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 P. L. 1695) entitled "An act imposing a permanent and temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports to compile and retain certain records requiring registration of carriers for hire imposing duties on such persons requiring persons selling or delivering fuels to licensed dealer-users to furnish information imposing certain costs on counties conferring powers and imposing duties on State officers and departments providing for refunds of taxes penalties and interests illegally or erroneously collected from licensees and providing penalties" by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use.

And has appointed Messrs. Diehm, Pechan and Dent, a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 2056 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 2056, Printer's No. 1569, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

Mr. READINGER. Mr. Speaker, I move that the bill be returned to the Governor without amendment.

The motion was agreed to.

Ordered, That the Clerk notify the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1941

Mr. READINGER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1941.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1942

Mr. READINGER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1942.

The SPEAKER. The report will lie over for printing under the Rules.

RESOLUTION

RECALLING HOUSE BILL No. 879 FROM THE GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 18, 1956.

Resolved (if the Senate concur), that House Bill No. 879, Printer's No. 1730, entitled "An act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled 'An act establishing a public school employe's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annui-

ties allowances returns benefits and rights from taxation and judicial process and providing penalties' by further defining 'employe' and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 620.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens and encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has non-concurred.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which the House agreed to House Bill No. 620 on final passage be reconsidered.

Mr. JOHNSON. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger, vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from McKean, Mr. Johnson, vote on the final passage of this bill?

Mr. JOHNSON. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

Amend Section 4 (Section 1201), page 10, lines 10 and 11, by striking out "The payment of a fine shall be deemed" in line 10 and "an ackknowledgment of conviction of the alleged offense and" in line 11.

Amend Section 4 (Section 1201), page 10, line 12, by striking out "the violator" and inserting: "such person".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess until 4:45 p. m. EST. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE ON CONFERENCE ON SENATE BILL No. 318

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 318.

Report of the Committee of Conference on Senate Bill No. 318

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 318, entitled: An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers.

Respectively submit the following bill as our report:

ROBERT D. FLEMING,
R. B. MAHANY,
JOHN H. DENT
(Committee on the part of the Senate.)

ALBERT S. READINGER,
ANTHONY J. PETROSKY,
ADAM T. BOWER.
(Committee on the part of the House of Representatives.)

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 318.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 318, entitled: An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers.

ROBERT D. FLEMING,
R. B. MAHANY,
JOHN H. DENT,
(Committee on the part of the Senate.)

ALBERT S. READINGER,
ANTHONY J. PETROSKY,
ADAM T. BOWER.
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. WORLEY. Mr. Speaker, this Conference Report on Senate Bill 318, which bill was introduced by the Democratic Leader of the Senate, is a "court packer" for the reason that it gives such outrageous retirement payments to our judges, which payments will be in addition to the present state retirement payment law to judges, and which payments will be so large that it is a bait to get judges to retire and thereafter the courts can be filled with the present administration's appointments.

This bill is beyond reason and is another raid on the State Treasury at the expense of the poor taxpayer.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—194

Agnew,	Gelfand,	McCann,	Rubin,
Amarando,	George,	McCormack,	Rudisill,
Anderson, M. S.,	Gibb,	McGee,	Sarraf,
Anderson, S. A.,	Gibson,	McInroy,	Scarcelli,
Banker,	Goldstein,	McKeever,	Schuster,
Barnatovich,	Gramlich,	McLaughlin,	Sherman,
Bell,	Guss,	McWherter,	Sigman,
Blair,	Guthrie,	Meholchick,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Metz,	Smith, W. B.,
Bonner,	Hass,	Mihm,	Snider,
Boory,	Haudenshield,	Mikula,	Stank,
Bower,	Heavey,	Miller,	Stebbins,
Branca,	Helm,	Mills,	Steckel,
Breisch,	Henzel,	Monroe,	Stephens,
Brennan, A. P.,	Hewitt,	Moody,	Stevenson,
Brennan, J. J.,	Hocker,	Moran,	Stone,
Brenninger,	Holt,	Moscrip,	Stoner,
Breth,	Horst,	Muldowney,	Strausser,
Brown,	Houk,	Mullen,	Stroup,
Bucchin,	Isaacs,	Munley,	Swartz,
Bullen,	Jenkins,	Murphy,	Taylor,
Capano,	Johnson,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Toll,
Comer,	Jump,	Musto,	Toomey,
Cooper,	Kamyk,	Naugle,	Varallo,
Curwood,	Kehler,	Needham,	Varner,
Davis,	Keller,	Ogilvie,	Vaughan,
Donahue,	Kent,	Olsen,	Verona,
Donaldson,	Kline,	O'Neil,	Wall,
Dougherty,	Knecht,	Pacchioli,	Wallace,
Down,	Kolankiewicz,	Parry,	Walsh,
Ehrgood,	Kooker,	Pashley,	Wargo,
Eilberg,	Kornick,	Paulhamus,	Waterhouse,
Erb,	Kratz,	Petrosky,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Yetter,
Frank,	Lovett,	Renwick,	Yetzer,
Frascella,	Lutty,	Rigby,	Ziegler,
Frost,	Mahan,	Rosen,	Andrews, Speaker
Gaffney,	Markley,	Rovansek,	
Garlock,	Maxwell,	Royer,	

NAYS—2

Auker,	Worley,

NOT VOTING—9

Adam,	Bazin,	Greenwood,	Magee,
Ashton,	Cochran,	Kromer,	Tompkins,
			Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 675.

An Act to amend the title and further amend the act, approved the fifteenth day of May, one thousand nine hundred fifteen (P. L. 534), entitled "An act relating to motion-picture films, reels, or stereopticon views or slides; providing a system of examination, approval, and regulation thereof, and of the banners, posters, and other like advertising matter used in connection therewith; creating the Board of Censors; and providing penalties for the violation of this act," by authorizing the disapproval of any reel film or view which is obscene lewd lascivious indecent filthy or vile and by repealing certain sections of the act.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 2, line 1, by striking out after the word "obscene" the following: "or incites to crimes of violence" and inserting in lieu thereof the following: "lewd lascivious indecent filthy or vile";

Amend Section 1, page 2, line 10, by inserting the bracket before the word "examination" and striking out the light bracket before the word "approval"; line 10, by inserting after the word "approval" the following: "listing the first" and striking out "seven days of" and inserting the following: "showing of each film reel or view and a system of registration of exhibitors sellers lessors and users of films reels or views"; line 14, by inserting after the word "disapproval" the following: "of obscene lewd lascivious indecent filthy or vile films";

Amend Section 2, page 3, line 4, by striking out after the number "2" the following: "Sections one and" and inserting in lieu thereof the following: "Section"; line 4,

by striking out after the word "act" the word "are" and inserting in lieu thereof the following: "is";

Page 3, line 5, by striking out after the word "follows:" the following:

Definitions

Section 1 Be it enacted &c That the word "film" used in this act means what is usually known as a motion picture film

The word "view" used in this act means what is usually known as a stereopticon view or slide

The word "person" includes an association copartnership or a corporation

The phrase "incite to crimes of violence" shall denote a reel film or view the dominant purpose or effect of which is to suggest that the commission of criminal acts of violence is profitable desirable or acceptable behavior

Page 4, line 2, by striking out after the word "obscene" the following: "or incites to crimes of violence or advocates the use of narcotics or habitforming drugs" and inserting in lieu thereof the following: "lewd lascivious indecent filthy or vile this section shall not apply to films or reels containing current news events or happenings commonly known as news reels."

Page 4, line 13, by striking out the brackets before and after the word "all"; line 14, by striking out the brackets before and after the word "approve" and striking out the word "disapprove"; line 14, by striking out the bracket before the word "which"; line 20, by striking out after the word "section" the following: "or any part or parts thereof which violate section two of this act This section shall not apply to films or reels containing current news events or happenings commonly known as news reels."

Section 4 Said act is hereby amended by adding immediately following section six a new section to read as follows:

Page 5, line 6, by striking out at the beginning of the line the following "Section 6.1"; line 11, by striking out after the word "shall" the following: "diapprove" and inserting in lieu thereof the word "disapprove"; line 13, by striking out after the word "Section" the following: "5" and inserting in lieu thereof the following: "4" and striking out the following: "Section seven" and inserting the following: "Sections seven and eight";

Amend Section 4, page 5, line 16, by striking out the brackets before and after the word "approved" and striking out the word "disapproved"; line 19, by striking out the brackets before and after the word "approved" and striking out the word "disapproved";

Page 6, line 9, by inserting after the word "statement" the following:

Notification to Registrant

Section 7 The board shall promptly notify each registrant of the disapproval of any film reel or view or part or parts thereof

Record of Examinations

Section 8 The board shall keep a record of all examinations made by it of films reels or views noting on the record all films reels or views or part or parts thereof which have been [approved and those which have not been approved] disapproved with the reason for such disapproval

Page 7, line 1, by striking out after the word "Section" the figure "6" and inserting in lieu thereof the figure "5"; line 7, by striking out the bracket before the word "in" and striking out the bracket after the word "advance"; line 9, by inserting after the word "person" the following: "For the annual registration of each person who intends to sell lease lend exhibit or use any motion picture film reel or view in Pennsylvania the board shall receive on or before the first day of May of each year a fee of one dollar for the listing of the first showing or each motion picture reel film or view in Pennsylvania the board shall receive at the time of the listing a fee of fifty cents for each one thousand two hundred lineal feet or less

Line 19, by striking out after the word "Section" the figure "7" and inserting in lieu thereof the figure "6"; line 19, by inserting after the word "twenty-four" the following "twenty-six"; page 8, line 10, by striking out the bracket before the word "immoral"; line 11, by striking out after the word "board" the following: "in violation of section two of this act" and inserting in lieu thereof the following: "No person shall cause to be printed or displayed in Pennsylvania any banner or poster or other like advertising matter to aid in or advertise the showing of any motion picture reel or view which is in violation of section two of this act."

Page 9, line 1, by striking out the bracket before the word "when"; line 2, by striking out the bracket after the word "made"; line 9, by inserting after the word "duplicate" the following: "every person intending to sell lease exhibit or use any film reel or view in Pennsylvania shall register with the board giving his name trade name if any and address" and striking out the following: "and the addresses of all theatres buildings drive-ins and other places in which he intends to sell lease exhibit or use any film reel or view" and inserting the following: "each registrant shall notify the board at least forty-eight hours before the" and striking out the following: "sale lease exhibit or use" and inserting the following: "first showing of any film reel or view in Pennsylvania and shall notify the board where and when each" and striking out the following: "film reel or view" and inserting the following: "such showing will"; and striking out as follows: "first be shown in Pennsylvania"; and inserting the following: "take place" and striking out the following: "and where and when it will be shown for seven days thereafter" and inserting the following: "upon the request of the board at any time after the first showing of the film reel or view the registrant shall furnish the board with an exact copy of such film reel or view for examination.

Re-examination and Appeal

"Section 26"

and striking out the following: "re-examination and appeal" and inserting the following:

"[If any elimination or disapproval of a film reel or view is ordered by the board the person submitting such film reel or view for examination will receive immediate notice of such elimination or disapproval] any registrant who was exhibiting selling leasing or using any film reel or view which film or view or reel or any part or parts thereof has been disapproved by the board may appeal from such order of disapproval and if appealed from such film reel or view will be promptly re-examined in the presence of such [person] registrant by two or more members of the board and the same finally [approved or] disapproved or the order of disapproval vacated promptly after such re-examination with the right of appeal from the decision of the board of the court of common pleas of the proper county."

Page 12, line 2, by striking out after the word "Section" the figure "8" and inserting in lieu thereof the following: "7"; line 3, by striking out after the word "Section" the following: "9" and inserting in lieu thereof the following: "8".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

The SPEAKER. The Chair requests the gentleman from McKean, Mr. Johnson, to preside temporarily.

Mr. JOHNSON IN THE CHAIR

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1825.

An Act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604), entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 16, by striking out after the word "authority" the following: "without limitation as aforesaid"; line 17, by inserting after the word "issue" the word "additional" and inserting after the word "authority" the following: "not exceeding forty million dollars ($40,000,000)";

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

ADJOURNMENT

Mr. MORAN. Mr. Speaker, I move that this House do now adjourn until Monday, May 21, 1956 at 10:00 a. m. EST.

The motion was agreed to, and (at 5:42 p. m. EST) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., MONDAY, MAY 21, 1956. No. 185.

SENATE

MONDAY, May 21, 1956.

The Senate met at 9:00 o'clock, a. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, Thou who art Father, Son and Holy Spirit unto us, as Thou didst give Thy spirit upon the people long ago and didst guide them to build the foundations for Thy Kingdom, we pray that we may have a large measure of that spirit in our work.

As we look back over our long, weary journey, there are times when we feel elated that we have been able to accomplish things which were worthwhile; wherein we failed, we ask Thy forgiveness. As we look down into the future, we pray that Thou wilt guide us at all times to use the ability and the talents which Thou hast given to us to establish the reign of Thy Kingdom here upon earth, to have Thy will done here as it is in Heaven.

We ask this in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. MAHANY and Mr. McCREESH, further reading was dispensed with, and the Journal was approved.

BILLS SIGNED

The President (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 26, entitled:

An Act amending the State Highway and Bridge Authority Act of April 18, 1949 (P. L. 604) by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor to construct a toll bridge over the Monongahela River

Senate Bill No. 188, entitled:

An Act relating to the practice of Ophthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered qualified Ophthalmic Dispensers creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for penalties for violations of the provisions thereof and providing for appeals to Court

Senate Bill No. 282, entitled:

An Act amending "The Third Class City Code" * * * fixing minimum salaries for paid firemen in certain cities

Senate Bill No. 317, entitled:

An Act fixing the salaries and compensation of the Chief Justice and judges of the Supreme Court the President Judge and judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain State officers and the salary and expenses of the members of the General Assembly and repealing certain inconsistent acts

Senate Bill No. 318, entitled:

An Act pertaining to the resignation and retirement of judges under certain conditions fixing their compensation upon resignation or retirement and imposing duties on certain State officers

Senate Bill No. 562, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two tracts of land containing 2.42 acres more or less in the city of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

Senate Bill No. 563, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire sixty-two acres more or less of land in the City of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

Senate Bill No 695, entitled:

An Act amending the "Banking Code" * * * further providing for the power of bank and trust companies and trust companies to establish and maintain mortgage investment funds

Senate Bill No. 1000, entitled:

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of

cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law" fixing minimum salaries for prothonotaries and deputies in Philadelphia

Senate Bill No. 1014, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire lands comprising the Captain William Phillips' Rangers Memorial in Liberty Township Bedford County providing for the control management supervision improvement restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission and making an appropriation

Senate Bill No. 1018, entitled:

An Act amending the act of July 25, 1955 (P. L. 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof

Senate Bill No. 1029, entitled:

An Act amending the "Uniform Commercial Code" of April 6, 1953 (P. L. 3) * * * further regulating filing with respect to perfecting security interests

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presenece of the Senate signed the same.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess until 12:00 o'clock, m., Eastern Standard Time, for the purpose of having a Republican Caucus and a Democratic Caucus, and also luncheon recess.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT The time of recess having elapsed, the Senate will be in order.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 316, PRINTER'S No. 372

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 18, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 316, Printer's No. 372, entitled "An Act amending the act of March 30, 1917 (P. L. 21) entitled 'An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith' regulating the advertising of products used for ophthalmic purposes and providing penalties for violation thereof."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 517, PRINTER'S No. 634

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 18, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 517, Printer's No. 634, entitled "An Act amending the act of March 31, 1949 (P. L. 372) entitled 'An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interest therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act' empowering the Authority to construct additions and improvements to universities receiving State aid authorizing contracts to lease and leases by Department of Public Instruction or school districts from the Authority of any school building or additions or improvements to universities receiving State aid and the furnishings and equipment thereof when used or occupied and authorizing subleases of such projects."

GEORGE M. LEADER.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 173, entitled:

An Act providing for the establishment of police pensions pension funds or pension annuities in certain boroughs towns and townships and the regulation and maintenance thereof providing for continuance of existing funds or transfer thereof to funds herein established prescribing rights of beneficiaries and repealing certain acts

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 173, RECALLED FROM THE GOVERNOR

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 173, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty three (P L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation"

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 38

Mr. MAHANY. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 38

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 656, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania to provide for a deficiency in the maintenance of wards of the Commonwealth at said institution.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 656

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 656.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 910, entitled:

An Act establishing minimum compensation and increments for administrators and members of the faculty of the Thaddeus Stevens Trade School and imposing duties on the board of trustees of such school and the Superintendent of Public Instruction.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 910

Mr. MAHANY. Mr. President, I move that the Senate

do concur in the amendments made by the House to Senate Bill No. 910.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1022, entitled:

An Act relating to condemnation proceedings requiring the filing of plans or legal descriptions and imposing duties on the recorder of deeds.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1022

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1022.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 873

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 873, entitled:

An Act amending the act of May 1 1933 (P. L. 103) entitled "The Second Class Township Code" prescribing duties and limitation for township supervisors as to holding other township offices the number of meetings to be held keeping of records and fixing compensation of certain township officers fixing officers of the State Association changing the expense allowance for delegates to supervisors' conventions and the eligible officers to attend fixing the procedure for selling township property making tax exempt properties liable for certain costs for fire protection prescribing duties of auditors and fixing compensation of members of zoning board of adjustment providing for the construction of sidewalks and curbs and the payment therefor changing the provisions relating to abandoned cemeteries the publication of ordinances connecting with sewers of adjacent municipalities and the dedication laying out opening improving changing relocating taking over and vacating roads and street and highways.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 873

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 873.

Mr. LANE. Mr. President, I second the motion.

On the question.

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1062

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.)

(Act No 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licenses and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1062

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 1062.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.,	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1295

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F. F. A. district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1295

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1295.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1311

The Senate proceeded to the consideration of the report of the report of Committee of Conference on House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1311

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1311.

Mr. LANE. Mr. President, I second the motion.

On the question.

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1648

The Senate proceeded to the consideration of the report of the report of Committee of Conference on House Bill No. 1648, entitled:

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extingushment of fires in abandoned coal mines.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1648

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1648.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming.		Silvert,	Yosko.

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1662

The Senate proceeded to the consideration of the report of the report of Committee of Conference on House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1662

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1662.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming.		Silvert,	Yosko.

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2101

The Senate proceeded to the consideration of the report of the report of Committee of Conference on House Bill 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "Selective Sales and Use Tax Act" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assesment and collection of the tax and license fees

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2101

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 2101.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. YOSKO. Mr. President, I have always opposed a sales tax on the theory that it was a tax against those least able to pay, and for that reason I cannot vote for this Conference Committee Report which represents amendments to the original bill. In particular, I cannot vote for this bill because it has incorporated therein the stamp plan for the collection of the tax. Frankly, if the effective date had not been changed from July 1 to January 1, I would have had a batch of statistics here on a survey I made to debate at length against the bill. However, since the effective date of the stamp plan is January 1 and the Legislature will convene a few days thereafter, I am assuming that the next Session of the Mr. President, I said before, and I repeat that the Legislature will eliminate the stamp plan from the law in its entirety.

stamp plan is not only expensive and cumbersome, but would be a nuisance as well in the administration of the plan by merchants, the public and the Commonwealth of Pennsylvania.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

Berger,	Kessler,	Miller,	Van Sant,
Blass,	Kopriver, Jr.	Pechan,	Wade,
Chapman,	Madigan,	Peelor,	Wagner,
Dent,	Mahany,	Propert,	Watkins,
Diehm,	Mallery,	Schmidt,	Watson,
Flack,	McGinnis,	Scott,	Whalley,
Fleming,	McMenamin,	Stevenson,	Wolfe,
Harney,	McPherson, Jr.	Taylor,	

NAYS—16

Barr,	Donolow,	McCreesh,	Silvert,
Camiel,	Haluska,	Mullin,	Stiefel,
Derk,	Hays,	Ruth,	Weiner,
DiSilvestro,	Lane,	Seyler,	Yosko,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

THIRD READING CALENDAR

BILL DROPPED FROM CALENDAR

Mr. MAHANY. Mr. President, I move that Senate Bill No. 613, on third reading, entitled:

An Act amending the act of June 23 1931 (P. L. 932) entitled "The Third Class City Code" changing tax levy provisions when land and buildings are taxed separately

be dropped from the Calendar.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr McGINNIS. Mr. President, I rise to oppose this motion.

What I have been trying to do in this bill is what Mayor Magee did back in 1909 and 1913. He came to this House and Senate and persuaded the Legislature to pass two bills; one which would allow the second class cities to levy a different tax on lands and buildings and another one which would exempt machinery. Since that time, Scranton and Pittsburgh do not tax machinery. We have taxed our land for the last thirty years twice what we tax our buildings.

At the time when Mayor Magee came here to Harrisburg, we had what was known as the Schenley Farms right in the city of Pittsburgh, assessed at one-third their value. All they had there were cows. After these bills passed, land was taxed double what buildings were taxed in Pittsburgh, and every bit of that land of the Schenley Farms is built up with fine homes today

In the last Session, Mr. President, a bill went through allowing third class cities to assess land and buildings separately, but not to levy separately. When this bill passed, Senator McMenamin got on the floor that day and said that a few years ago Scranton was a ghost town. He said that in one section of the city of Scranton, there were forty vacant houses because the coal business was gone from around the Scranton area. The Chamber of Commerce went out and told the people that if they came to Scranton, their machinery would not be taxed and their buildings would be taxed only half of what the land was taxed. Senator McMenamin said that then thirty-five new industries came to Scranton. That very same day I got on the floor and said that Pittsburgh was the most booming city in the world, and I say that today.

I am sorry that Governor Leader is not here because I learned these principles at Cornell University through a lecture made by Henry George, Jr. He came to Cornell and lectured for four days. I remember he said this: "McGinnis, if you rob a chicken coop in Pennsylvania, they will fine you once, but if you build one they will fine you every year."

Therefore, Mr. President, here today in the Senate is the opportunity to at least show that we are trying to do what was done for Scranton and Pittsburgh over thirty years ago. I am as sure as I stand here that this has made Pittsburgh and Scranton.

Mr. LANE. Mr. President, I am going to direct my remarks to Senator McGinnis today As you know, Senator McGinnis, the Republicans are so afraid that your bill might pass that they are going to adjourn the House and Senate very quickly. They even sent telegrams to Senator Peelor and others so that they would be sure and be here in order to have twenty-six votes to drop your bill.

However, on our side, we are a little bit on the spot also on this bill. If you will say the word, we might just as well have a great, big fight just before we close and every Democratic Senator will take the floor and make a speech. You just say the word and we will give the Republicans a big fight.

And the question recurring,

Will the Senate agree to the motion?

Mr. MAHANY. I ask for a roll call, Mr. President.

Mr. PECHAN. Mr. President, I ask for a roll call.

(During the calling of the roll, the following occurred:)

PARLIAMENTARY INQUIRY

Mr. LANE. Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDENT The gentleman from Washington, Mr. Lane, will state his question of parliamentary inquiry.

Mr. LANE. Are we in order to have a second roll call, Mr. President, after the names of all the Members have been called?

The PRESIDENT. It is in order as long as the result has not been announced. It has not been handed to the desk.

The yeas and nays were required by Mr. MAHANY and Mr. PECHAN, and were as follows, viz:

YEAS—26

Berger,	Kessler,	Pechan,	Van Sant,
Blass,	Kopriver, Jr.	Peelor,	Wade,
Chapman,	Madigan,	Propert,	Wagner,
Diehm,	Mahany,	Scott,	Watkins,
Flack,	Mallery,	Stevenson,	Watson,
Fleming,	McPherson, Jr.	Taylor,	Whalley,
Harney,			Wolfe,

NAYS—21

Barr,	Haluska,	McMenamin,	Seyler,
Camiel,	Hays,	Miller,	Silvert,
Dent,	Lane,	Mullin,	Stiefel,
Derk,	McCreesh,	Ruth,	Weiner,
DiSilvestro,	McGinnis,	Schmidt,	Yosko,
Donolow,			

So the question was determined in the affirmative.

BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1026, entitled:

An Act authorizing and empowering any administrative department of the Commonwealth of Pennsylvania when so designated by the Governor to cooperate with the United States in the distribution and use of surplus foods and commodities.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

(During the calling of the roll, the following occurred:)

Mr. MAHANY. Mr. President, I did not hear my name called, and I desire to be recorded as voting on this bill.

The yeas and nays were taken agreebaly to the provisions of the Constitution, and were as follows, viz:

YEAS—21

Barr,	Haluska,	McMenamin,	Seyler,
Camiel,	Hays,	Miller,	Silvert,
Dent,	Lane,	Mullin,	Stiefel,
Derk,	McCreesh,	Ruth,	Weiner,
DiSilvestro,	McGinnis,	Schmidt,	Yosko,
Donolow,			

NAYS—26

Berger,	Kessler,	Pechan,	Van Sant,
Blass,	Kopriver, Jr.	Peelor,	Wade,
Chapman,	Madigan,	Propert,	Wagner,
Diehm,	Mahany,	Scott,	Watkins,
Flack,	Mallery,	Stevenson,	Watson,
Fleming,	McPherson, Jr.	Taylor,	Whalley,
Harney,			Wolfe,

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

PERMISSION TO ADDRESS SENATE

Mr. LANE asked and obtained unanimous consent to address the Senate.

Mr. LANE. Mr. President, if it had not been for the confusion on the roll calls, I had planned to make a speech upon this particular piece of legislation, House Bill No. 1026. It is beyond me to figure out why the Republicans would vote against this particular bill. I cannot understand it. Of course, I thought we had it passed, but "close" does not count. It had quite an experience last Friday and we saved it, and now it was up to Third Reading and Final Passage and we lost the bill on a second count.

Mr. President, I feel that we made a big mistake in defeating this piece of legislation because it does not do any harm; it is constructive. It would place the counties on a sound basis when it comes to the distribution of surplus foods. I feel that the Governor should designate a particular department to contract with the Federal Government. Of course, there is not much use in talking about this legislation now, after it has been defeated. However, I sort of think that we were taken advantage of this time.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1110, entitled:

An Act amending the act of May 11, 1901 (P. L. 166) entitled "An act providing for the commutation of sentences for good behavior of convicts in prisons penitentiaries workhouses and county jails of this state and regulations governing the same" denying commutation or diminution of sentence to persons convicted of the unlawful possession selling dispensing or giving away of drugs.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

Mr. SEYLER. Mr. President, this is a bill which, undoubtedly, has a very fine motivation behind it. Certain people are convinced, I am sure, that the problem of narcotics traffic is a serious one and that the penalties for engaging in that traffic should be increased. I thoroughly agree with that. However, the method selected by this bill does not seem to me to be the right remedy for the situation. I would cheerfully vote for a bill which would increase the penalty that the court might inflict on offenders of this type. This bill, however, does not do that. This bill sets aside for one class of criminals the possibility of having commutation or diminution of their sentences, according to the approval, direction of the Governor and the Board of Inspectors or Managers of the Prison. I think that was put into the law to offer an incentive to prisoners who are cooperating with the authorities and for the reforming of these prisoners.

Mr. President, I believe there is just as much need for that control over prisoners of the type singled out in this bill as there is over any other type of prisoners. I think, moreover, to single out one class of prisoners may be actually unconstitutional. At any rate, I feel that if we want to inflict a larger penalty, let us do that openly by increasing the possible sentences for this type of offender and not taking an indirect method such as this which, to my mind, will lessen the effectiveness of the Administration in dealing with criminals who are incarcerated in our prisons.

Therefore, Mr. President, I desire to be recorded as voting "no" on this bill.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Armstrong, Senator Pechan.

The PRESIDENT. Will the gentleman from Armstrong, Mr Pechan, permit himself to be interrogated?

Mr. PECHAN. I will, Mr. President, although I do not want to hurt the Leader's feelings.

Mr. LANE. Will you or will you not?

Mr. PECHAN. I will not.

Mr. LANE. Mr. President, I desire to interrogate the gentleman from Crawford, Senator Mahany.

The PRESIDENT. Will the gentleman from Crawford, Mr. Mahany, permit himself to be interrogated?

Mr. MAHANY. I will, Mr. President.

Mr. LANE. I am rather curious to know why you are leaving Senate Bill No. 1110 on the Calendar. Are we planning on being in Session a few more days?

Mr. MAHANY. I hope that we do not go beyond today. However, I felt there were a number of Senators here who would like to be recorded as being in favor of this

legislation. That is the reason we would like to have a vote on it.

Mr. LANE. Your same thinking, then, does not apply to Senate Bill No. 613, which is Senator McGinnis' bill, is that correct? You would rather drop it from the Calendar and keep Senate Bill No. 1110 on.

Mr. MAHANY. No, I am trying to get this one off the Calendar, too.

Mr. LANE. Do you want to get it off the Calendar by a roll call vote?

Mr. MAHANY. Yes.

Mr. LANE. If I am correct, then circumstances alter the cases?

Mr. MAHANY. No, it is the same thing with both bills. We want to get both of them off the Calendar. We succeeded in getting one off the Calendar and this is the next one to get off the Calendar.

Mr. LANE. Did you make a motion to drop this bill from the Calendar?

Mr. MAHANY. No.

Mr. LANE. Can you tell me why?

Mr. MAHANY. I told you; I said we wanted to have some of the Senators vote or be recorded as being in favor of this bill so that at, perhaps, the next Session of the Legislature it would be indicated to the sponsors that they would be able to get it through the Senate if the same Republican Senators are here beginning with the 1957 Session as are now here. I hope we do not lose any of them.

Mr. LANE. I am wondering why you did not grant one of the Deans of the Senate the right to have his bill, which was on the Calendar, voted upon. You made a motion to drop that one from the Calendar, but we will not argue any more; we will proceed.

Mr. McGINNIS. Mr. President, I am quite sure that every prison in the United States allows shortening of a sentence of punishment on good behavior. I do not think prisons were built just to punish people. I think prisons were built to help people, to rebuild them if possible. For us, in this Senate, to vote for a bill that will not allow good behavoir for a narcotic prisoner, to me, is silly and wrong.

I am sure that nearly every Senator here knows that there are some narcotic offenders in prison who may have been caught with a marijuana cigarette once. It may have been planted on them. There are trivial offenses in narcotics and very serious offenses in narcotics. The serious ones should be punished. However, for us to make a recording that for the slightest offense by a young man or young woman and their good behavoir in prison will not give them any credit, to me, is wrong.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—38

Barr,	**Flack,**	Mallery,	**Stiefel,**
Berger,	**Kessler,**	McPherson, Jr.	**Taylor,**
Bliss,	**Kopriver, Jr.**	Miller,	**Van Sant,**
Camiel,	**Lane,**	Mullin,	**Wade,**
Chapman,	**Madigan,**	Pechan,	**Wagner,**
Dent,	**Mahany,**	Peelor,	**Watkins,**
Derk,	**Fleming,**	Propert,	**Watson,**
Diehm,	**Haluska,**	Scott,	**Whaley,**
DiSilvestro,	**Harney,**	Stevenson,	**Wolfe,**
Donolow,			**Yosko,**

NAYS—8

Hays,	**McGinnis,**	**Schmidt,**	**Silvert,**
McCreesh,	**Ruth,**	**Seyler,**	**Weiner,**

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1990, entitled:

An Act authorizing and directing the Governor on behalf of the Commonwealth of Pennsylvania to execute an inter-state compact concerning mental health and for related purposes.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. KESSLER. Mr. President, it is unfortunate that this bill, which is an interstate compact bill, came into the Senate at such a late date. There just has not been time to determine what the bill will do. In order to try to find out, I spoke with Mr. Crihfield, Eastern Representative of the Council of State Governments, last week about this bill. He indicated that under the circumstances in Pennsylvania, where we were trying to wind up this Session of the General Assembly, he did not see that any harm would be done if action on this bill were delayed until the next Session of the General Assembly.

It so happens that only three States have passed on this measure. The bill is pending in New Jersey and in Delaware. I asked Mr. Crihfield what was going to happen in Kansas. We have heard so much about the wonderful work that Doctor Menninger has been doing with the mental patients in Kansas, and he told me that Kansas was very much concerned about this compact because they were afraid they would be swamped with people coming into Kansas for the treatment which they offer.

Mr. President, there are a few things that bother me about the bill and I would like to briefly point them out. On page 4, Article III, line 7, it states:

"Whenever a person physically present in any party state shall be in need of institutionalization by reason of mental illness or mental deficiency he shall be eligible for care and treatment in an institution in that state irrespective of his residence settlement or citizenship qualifications"

That means if Pennsylvania should improve and have some outstanding institutions for the care of mentally ill persons, there is nothing to stop persons in other States from sending an individual to Pennsylvania, with some friends or relatives, and then have them declared mentally ill in this State and we would be obligated to take care of that person. There is no provision in the bill for the repayment to the Commonwealth of Pennsylvania for the maintenance and care of that patient.

Another part of the bill which I do not like is on page 5, line 11, subsection (d), which states:

"In the event that the laws of the receiving state establish a system of priorities for the admission of patients an interstate patient under this compact shall receive the same priority as a local patient and shall be taken in the same order and at the same time that he would be taken if he were a local patient"

That means to me that we will be obligated to take care of out-of-State patients ahead of some of our own people who should be institutionalized. It seems to me that we ought to give this bill a little more study, and I would like to urge my colleagues to vote against this measure.

Mr. WEINER. Mr. President, I desire to interrogate the gentleman from Lancaster, Senator Kessler.

The PRESIDENT. Will the gentleman from Lancaster, Mr. Kessler, permit himself to be interrogated?

Mr. KESSLER. I will, Mr. President.

Mr. WEINER. Mr. President, may be I misunderstood the Senator, but will there be any harm if we do enact this bill?

Mr. KESSLER. I certainly think there will be harm if we enact this bill. New York, Massachusetts and Connecticut are the only three States so far that have passed this bill. I do not know how many more States may pass it, but as soon as the bill is passed, we are obligated, as I see it, to take care of any out-of-State patients who might be declared mentally ill right here in Pennsylvania.

Mr. WEINER. Senator, would you correct me if I am wrong, but is this not merely a bill which authorizes and directs the Governor to enter into a compact? In other words, the day that we pass this bill does not necessarily mean that people who belong in mental institutions are going to start flowing into this State.

Mr. KESSLER. I did not understand the bill that way. This bill is a compact and it authorizes the Governor to set up a compact administrator who will see that the provisions of the compact between the States is adhered to and take care of the details.

Mr. WEINER. Thank you, Senator.

I do not want to get into semantics, but I think in the title of the bill it says, "authorizing and directing the Governor," and goes on, "to execute an interstate compact." Therefore, unless the Governor executes the compact, we have nothing to do on this act and nobody will be able to come into the State until it is so enacted.

Also, Mr. President, I would like to direct the attention of the Members of this Senate to page 8 of the bill, lines 9, 10 and 11, where it is stated that if any of these people arrive from any other State:

"The sending state shall pay all costs of and incidental to the institutionalization care treatment after-care supervision" et cetera, of any patient.

Regarding page 5 which Senator Kessler objected to, I would like him to know that there is no priority. The priority would be the same as they would receive had they come from anywhere else, and they would receive the same priority of care for the same type of sickness. Therefore, there would not be a further imposition of priority.

If I read these things wrong or if my understanding is wrong, I will be very happy if you will correct me. However, I would like to point out that there are some acts where we are the only State that has such an act, and I do not think that puts us in a bad light just because we are a little more progressive than some of the other States.

Mr. KESSLER. Mr. President, this bill authorizes and directs the Governor to execute an interstate compact. If the Governor fails to do that, then he is not fulfilling the duties and obligations of his office. It seems to me that if we pass this bill, we are directing the Governor to enter into this compact.

Mr. President, the reference that Senator Weiner made to the reimbursement of costs, if he will read the bill carefully, applies only to those patients where the Commonwealth of Pennsylvania has agreed to accept those patients.

There is one further thing about that particular section on reimbursement. This bill was amended last week by Senator Dent to provide for that reimbursement feature. Whenever you make amendments to a compact bill such as this, which is supposed to be adopted uniformly by all of the States entering into the compact, you run the danger of having the compact thrown out. Whether the other States will accept those amendments is a real question.

Mr. President, on the matter of priorities, the thing which disturbs me is that—and if Senator Weiner were to read this particular section on page 5 he would find it—any person who is assigned or sent to Pennsylvania will be placed on a priority list and that means that that many more people who are residents of Pennsylvania will have their admission to a State institution delayed that much longer.

Mr. SILVERT. Mr. President, I think Senator Kessler still misinterprets Section 1. It is true that the Governor is directed and authorized to execute a compact, but it limits this order to any State legally joining. Therefore, the other State must join before the Governor is authorized to execute this compact.

Furthermore, in favor of this bill, I think, is the fact that mental cases at large which come from other States may be a jeopardy to the citizens of our State and if the Governor can arrive at agreements with other States to have them institutionalized and the State from which the patient comes pays the cost, that is a worth-while measure and I intend to vote for it.

Mr. LANE. Mr. President and Members of the Senate, Senator Dent, on a number of occasions, has made the Administration's position quite clear on this particular piece of legislation. I want the Membership to know that only those States that pass this legislation or comparable legislation can participate in the compact.

We, on this side, feel that this is good legislation and we hope there will be enough independent votes to pass the bill. We feel this is a step in the right direction. We have gone along here and appropriated a lot of money for the problems of mental illness and we feel that this legislation should be passed in its present form.

Mr. YOSKO. Mr. President, on the evening when Doctor Salk was given an award for the discovery he made on polio vaccine, he was interviewed by a group of newspapermen and they asked him which one of the problems dealing with health was the most serious confront-

ing the Nation at that time. That was only a few months ago, and Doctor Salk said that it was mental illness.

Since that is true, it seems to me that this compact should be adopted because it is a starting point for the exchange of ideas and information on ways and means of combating that dreaded illness in order that it can be properly cured or, at least, controlled to a greater extent than it is today.

I happen to be, as I said many times on this floor, connected with the State Fiscal Officers of the United States. At the last convention which we had, we had a report on the subject of mental health laws and all that sort of thing. Because of that report, many of the States, from the information that was given, were able to improve their mental health situations.

I say, therefore, Mr. President, that this compact is a commendable one and Pennsylvania should enter into it so that it could give other States information and assistance which we might develop here, and in order that we might be in the same position to get aid from States that probably are making more progress than we are. I, therefore, intend to vote for the bill.

Mr. DENT. Mr. President, I desire to interrogate, if I may, the Chairman of the Republican Caucus, from Potter, Senator Berger.

The PRESIDENT. Will the gentleman from Potter, Mr. Berger, permit himself to be interrogated?

Mr. BERGER. I will, Mr. President.

Mr. DENT. Senator Berger, if you are at liberty, would you mind telling me at this moment whether or not this bill has been the subject of Caucus action on the part of your Caucus?

Mr. BERGER. No, but the Members of the Caucus were not in favor of the bill. The custom is to find out whether there are votes in favor of a bill, and there appeared to be none.

Mr. DENT. Thank you, Senator.

Mr. President and Members of the Senate, I want to point out to Senator Kessler, particularly, that I believe what he has in mind is a matter of economy. What he may want to know is this; that without this compact in effect in the various States of the Union, we in Pennsylvania are compelled today to accept for care and incarceration or hospitalization, whichever the case may be, all those who are mentally ill within the confines of our Commonwealth regardless of the origin State. In other words, there is no law in any State where they protect Pennsylvania against the cost of hospitalization of their citizens until this compact is passed. A great many of the persons we are taking care of today in our institutions are, in the main, vagrants who come here from various States and are judged to be mentally deficient and we incarcerate or hospitalize them, whichever as I said the case may be, in our institutions and we must pay for them because we cannot, under any conditions, put them on a train unless we pay for it and certainly the other States will not extradite a person of that character.

Basically, Mr. President, this subject has been studied for a period of five years. We have had as our member on this study commission one of the outstanding lawyers in this State, one whom we felt so highly of that we kept him in this Administration as the First Deputy Attorney General of the Commonwealth, Harrington Adams, who all of us feel is a public servant and a career attorney. I believe we ought to give this more consideration than having it go before any particular Caucus and made into Caucus action. I believe that this is a question of individual concern, and every man will be branded on his vote on this bill with respect to how much he regards our frontal attack upon one of the most menacing problems in this Country today. How are we to attack this picture of mental disease, on a State basis only? If we would have taken the same attitude as this Senate is taking today, the Lord only knows how many years we would have been retarded in our fight upon tuberculosis, cancer and the many other dread diseases which have been visited upon humankind since the early days of our beginning.

I believe we are foolish to take this position today and I beg of you on the other side to reconsider your action on this matter. This is an important matter. The State of Massachusetts just last week passed the enabling legislation which put Massachusetts into the compact. We ought not to be a tail-end State; we ought to be a lead State. We are the Keystone State of this Union, and we will lose that name of Keystone State when we start marching backward instead of forward. To march forward in the fields of medicine and medical science is just as important as any of the other fields of endeavor. I beg of you to reconsider your action.

Mr. President, we have worked long, hard and diligently to find a solution to the problem of vagrancy and those who have mental diseases. This is one of the answers and, in fact, may be the best answer to all of it.

On the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—21

Barr,	Donolow,	McGinnis,	Seyler,
Camiel,	Haluska,	Miller,	Silvert,
Chapman,	Hays,	Mullin,	Stiefel,
Dent,	Lane,	Ruth,	Weiner,
Derk,	McCreesh,	Schmidt,	Yosko,
DiSilvestro,			

NAYS—25

Berger,	Kopriver, Jr.,	Peelor,	Wade,
Blass,	Madigan,	Propert,	Wagner,
Diehm,	Mahany,	Scott,	Watkins,
Flack,	Mallery,	Stevenson,	Watson,
Fleming,	McPherson, Jr.	Taylor,	Whalley,
Harney,	Pechan,	Van Sant,	Wolfe,
Kessler,			

Less than a Constitutional majority of all the Senators having voted "aye," the question was determined in the negative.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2096, entitled:

An Act amending the act of June 1 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' . . ." requiring additional reports and changing the due date of certain payments of capitol stock tax and franchise tax and further providing for the computation and payment of the tax by domestic corporations joint stock associations limited partnerships and companies

And said bill having been read at length the third time. and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question.

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution. and were as follows. viz:

YEAS—44

Barr,	Fleming,	McMenamin,	Stiefel,
Berger,	Haluska,	Miller,	Taylor,
Blass,	Harney,	Mullin,	Van Sant,
Camiel,	Hays,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Ruth,	Watkins,
Derk,	Madigan,	Schmidt,	Watson,
Diehm,	Mahany,	Scott,	Weiner,
DiSilvestro,	Mallery,	Seyler,	Whalley,
Donolow,	McCreesh,	Silvert,	Wolfe,
Flack,	McGinnis,	Stevenson,	Yosko,

NAYS—3

Kessler,	McPherson, Jr.,	Propert,

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 2117, entitled:

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming.		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which concurrence of the House is requested.

SENATE RESOLUTION

BIRTHDAY FELICITATIONS EXTENDED TO THE HONORABLE G. ROBERT WATKINS

Mr. FLEMING. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FLEMING offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 21, 1956.

While this may be the late day of the 1955 Legislative Session, the same date fifty-four years ago was the first day of the gentleman now known as the Honorable G. Robert Watkins, Senator from the Ninth Senatorial District, comprising the County of Delaware, an astute Senator and a famous breeder of fine horses, to his numberless friends known as just "Bob".

Next to Bob Watkins in the Senate sits Ed Watson, the colorful alter ego of Senator Bob on whom Bob Watkins leans heavily for moral support.

This prolonged session has kept Bob from celebrating his natal day with his wife and sons; therefore be it

Resolved, That the least the Senate can do is to make a note of the occasion and to wish this Member of the Senate a happy birthday in spite of everything; and be it further

Resolved, That a copy of this resolution be sent to Hon. G. Robert Watkins.

SENATE CONCURRENT RESOLUTON, SERIAL No. 182, TAKEN FROM TABLE

Mr. STIEFEL. Mr. President, there is on the table a resolution which I introduced on Friday and it was reported like a blitzkrieg from the Committee on Rules. At this time, I call up this resolution.

The Clerk read the resolution as follows:

DIRECTING THE JOINT STATE GOVERNMENT COMMISSION, IN CONJUNCTION WITH THE LIQUOR CONTROL BOARD, TO MAKE AN EXHAUSTIVE INVESTIGATION OF ILLICIT LIQUOR TRAFFIC IN THE COMMONWEALTH

In the Senate, May 18, 1956.

Whereas, The sale, manufacture, possession, transportation, importation, traffic in, and use of alcohol and alcoholic and malt or brewed beverages in the Commonwealth are regulated by the Pennsylvania Liquor Control Board, an independent administrative agency; and

Whereas, The total cash receipts of the Pennsylvania Liquor Control Board for the biennium ended May 31, 1955, were $470,000,000, of which $424,000,000 was derived from the sals of liquor; and

Whereas, Collections of the 10 percent liquor tax during the fiscal biennium 1953-1955 amounted to $42,294,802, and liquor store profits transferred to the General Fund amounted to $85,500,000; and

Whereas, The Governor in his budget estimates collections of the 10 percent liquor tax for the biennium 1955-1957 at $41,000,000 and liquor store profits at $73,000,000; and

Whereas, It has been alleged that a considerable volume of liquor is illicitly imported into the Commonwealth, and such illicit traffic is not only injurious to the legitimate Pennsylvania vendor who makes his purchase for resale from the Pennsylvania Liquor Control Board but also adversely affects the magnitude of receipts to the Commonwealth's General Fund: therefore be it

Resolved (the House of Representatives concurring), That the Joint State Government Commission be directed to make in conjunction with liquor Control Board, an exhaustive investigation of illicit liquor traffic in the

Commonwealth, with a view of developing means and methods of discouraging such illegal traffic, and report its findings and recommendations, together with such drafts of legislation necessary to carry the recommendations into effect, to the next Regular Session of the General Assembly.

SENATE CONCURRENT RESOLUTION, SERIAL No. 182, ADOPTED

Mr. STIEFEL. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. CHAPMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The motion was agreed to and the resolution was adopted.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

NOMINATION BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE STATE CIVIL SERVICE COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Elmer D. Graper (Dem.), 215 Elm Street, Edgewood, Allegheny County, for appointment as a member of the State Civil Service Commission, to serve until April 9, 1958, and until his successor is appointed and qualified, vice Mrs. Ruth Pennell, Mifflintown, resigned.

GEORGE M. LEADER.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 944, PRINTER'S No. 704

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 944, Printer's No. 704, entitled "An Act amending the act of April 9 1929 (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' requiring cotton fabrics used in State institutions to be flameproofed."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 972, PRINTER'S No. 698

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 972, Printer's No. 698, entitled "An Act to amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled 'An act relating to cities of the third class and amending revising and consolidating the law relating thereto' by further regulating forests and watersheds."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1028, PRINTER'S No. 685

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1028, Printer's No. 685, entitled "An Act amending the act of May 1 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence impasing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' permitting certain persons to equip and use warning devices on commercial motor vehicles for limited purposes."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1064, PRINTER'S No. 681

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1064, Printer's No. 681, entitled "An Act to promote the welfare of the people of the Commonwealth creating a body corporate and politic to be known as the Commonwealth Mental Health Research Foundation for the purpose of supporting

encouraging and financing research in the field of mental health providing for the administration and operation of the Foundation."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1083, PRINTER'S No. 690

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1083, Printer's No. 690, entitled "An Act to amend subsection (4) of Section 9-403 of the act approved the sixth day of April one thousand nine hundred fifty-three (P. L. 3) entitled 'An act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contract rights providing for public notice to third parties in certain circumstances regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto' by providing that the Secretary of the Commonwealth need not index financing statements according to the name of the secured party."

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 798

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 798, entitled:

An Act amending the act of May 23 1949 (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" further defining taxable receipts and making such definition applicable to all tax returns and tax payments made after the effective date hereof.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 864

He also returned to the Senate, Senate Bill No. 864, entitled:

An Act directing the Highway and Bridge Authority in cooperation with the City of Harrisburg and at the expense of the Commonwealth to construct a by-pass through the southwest corner of Capitol Park.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 977

He also returned to the Senate, Senate Bill No. 977, entitled:

An Act amending the "State Highway Law" * * * authorizing the department to provide for certain work on public utilities owned by municipality authorities.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 992

He also returned to the Senate, Senate Bill No. 992, entitled:

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and to submit it to the Governor and the Joint State Government Commission and requiring the Governor to review such plan and submit it to the General Assembly and making an appropriation.

with the information that the House has passed the same without amendments.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 999

He also informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1008

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1008, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "The Game Law" by further regulating violations and the imposition of penalties the duration of field trials and fox hunting and modifying the limitation of the purchase price of State game lands.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1143

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1143, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "The Administrative Code of 1929" by creating as a departmental administration advisory board the Coal Research Board in the Department of Mines prescribing its organization powers and duties and making an appropriation.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2111

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land situate in Middleton Township Delaware County.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 1825, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 604), entitled "State Highway and Bridge Authority Act" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases.

and has appointed Messrs. PETROSKY, READINGER and JOHNSON as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1825, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 1825, and that a Committee of Conference on the part of the Senate be appointed.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. WADE, DIEHM and BARR as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1825.

Ordered, That the Clerk inform the House of Representatives accordingly.

RULE 21 SUSPENDED FOR REMAINDER OF SESSION

Mr. MAHANY. Mr. President, I move that Rule 21, which requires amended bills and Reports of Committees of Conference to be noted on the Calendar, be suspended for the remainder of the Session.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to

HOUSE MESSAGES

SENATE BILL No 1091 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 1091, entitled:

An Act amending the "Public School Employes Retirement Law" * * * authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1091, entitled:

An Act amending the "Public School Employes Retirement Law" * * * authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1091

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1091.

Mr WAGNER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming.		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 1038 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 1038, entitled:

An Act amending the act of September 3, 1955 (Act No. 18A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to poltical subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1038, entitled:

An Act amending the act of September 3, 1955 (Act No. 18A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commisison and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1038

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1038.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1609

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1609, entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus, supplies and equipment.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1609

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1609, entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of appraratus, supplies and equipment.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1609

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1609.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 2100

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 2100

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 2107

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 2107

Mr. MAHANY. Mr. President, I move that the Senate insists upon its amendments non-concurred in by the House to the foregoing bill.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

AMENDMENT TO HOUSE BILL No. 1894, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 1894, entitled:

An Act amending "The Penal Code" of June 24, 1939 (P. L. 872) making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1894, entitled:

An Act amending "The Penal Code" of June 24, 1939 (P. L. 872) making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1894, RECALLED FROM THE GOVERNOR

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1894, recalled from the Governor.

Mr. PECHAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 1077 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 1077, entitled:

An Act amending "The General State Authority Act of 1949" * * * increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing and unexpended money previously borrowed.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 1077, entitled:

An Act amending "The General State Authority Act of 1949" * * * increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing and unexpended money previously borrowed

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 1077

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 1077.

Mr. DENT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.,	Pechan,	Wade,

Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

AMENDMENT TO HOUSE BILL No. 620, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 620, entitled:

An Act amending the "Vehicle Code" act of May 1, 1929 (P. L. 905) further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 620, entitled:

An Act amending the "Vehicle Code" act of May 1, 1929 (P. L. 905) further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 620, RECALLED FROM THE GOVERNOR

Mr. MAHANY. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 620, recalled from the Governor.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1942

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1942, entitled:

An Act to amend the "Fuel Use Tax Act" * * * by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1942

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1942, entitled:

An Act to amend the "Fuel Use Tax Act" * * * by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1942

Mr. MAHANY. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1942.

Mr. LANE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McMenamin,	Stevenson,
Berger,	Harney,	McPherson, Jr.,	Stiefel,
Blass,	Hays,	Miller,	Taylor,
Camiel,	Kessler,	Mullin,	Van Sant,
Chapman,	Kopriver, Jr.	Pechan,	Wade,
Dent,	Lane,	Peelor,	Wagner,
Derk,	Madigan,	Propert,	Watkins,
Diehm,	Mahany,	Ruth,	Watson,
DiSilvestro,	Mallery,	Schmidt,	Weiner,
Donolow,	McCreesh,	Scott,	Whalley,
Flack,	McGinnis,	Seyler,	Wolfe,
Fleming,		Silvert,	Yosko,

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 275, entitled:

An Act amending the act of May seventeen one thousand nine hundred twenty-nine (P. L. 1798) entitled: "An Act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania" increasing the amounts of payments from the Commonwealth to counties and making an appropriation.

House Bill No. 653, entitled:

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "Public School Employes Retirement Law" providing additional disability and super-annuation retirement allowances.

House Bill No. 806, entitled:

An Act to promote the welfare of the people of the Commonwealth by rendering financial assistance to industrial development agencies engaged in promoting the development and expansion of business industry and commerce in the respective counties of the Commonwealth prescribing procedures for the rendering of such assistance and empowering the Department of Commerce of the Commonwealth to administer the same and making an appropriation.

House Bill No. 880, entitled:

A Supplement to the "State Employes Retirement Law" * * * by permitting any State employee as a contributor under the provisions of the State employes' retirement system and who was an employee under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions.

House Bill No. 901, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

House Bill No. 903, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine.

House Bill No. 917, entitled:

An Act amending the act of March 10, 1949 (P. L 30), entitled "Public School Code of 1949," providing for equal reimbursement to school districts of the first class A and first class.

House Bill No. 929, entitled:

An Act amending the act of July 20, 1917 (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing mileage.

House Bill No. 944, entitled:

An Act amending the act of August twenty-fourth one thousand nine hundred fifty-one (P. L. 1417) entitled as amended "Corporation Income Tax Law" changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increasing the rate of tax for a limited period of time.

House Bill No. 983, entitled:

An Act amending the act of May 1, 1929 (P. L. 905), entitled "Vehicle Code," including within the definition of "Commercial Motor Vehicle," and excluding from the definition of "Motor Omnibus," buses transporting pupils of private and parochial schools and Sunday school children.

House Bill No. 984, entitled:

An Act amending the act of May 28, 1937 (P. L. 1053), entitled "Public Utility Law," excluding buses owned by or under contract with private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicle.

House Bill No. 1065, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

House Bill No. 1073, entitled:

An Act providing for the establishment of forestry conservation camps by the Department of Forests and Waters for the development and conservation of the forests of this Commonwealth and for the rehabilitation and training of male youth, giving additional powers to the Department of Welfare and making an appropriation.

House Bill No. 1116, entitled:

An Act enabling governing bodies of cities of the second class A to establish by ordinance the requirements of responsible bidders for city printing.

House Bill No. 1202, entitled:

An Act providing for the payment of the salary, medical and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty, and providing that absence during such injury shall not reduce any usual sick leave period.

House Bill No. 1240, entitled:

An Act to amend the act approved the twenty-third day of May one thousand eight hundred eighty-seven (P. L. 164) entitled "An act to secure to laborers within this Commonwealth the benefit of the exemption laws of this Commonwealth and to prevent assignment of claims for the purpose of securing their collection against laborers outside of this Commonwealth" by forbidding creditors to sue residents debtors of this Commonwealth in the courts of another State where the creditor debtor and intended garnishee are within the jurisdiction of the Pennsylvania courts and providing penalties.

House Bill No. 1280, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire seven tracts of land in the Borough of Edinboro, Erie County, for use of the Edinboro State Teachers' College; and making an appropriation.

House Bill No. 1297, entitled:

An Act amending the act of July 28, 1953 (P. L. 723) entitled "Second Class County Code" authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds.

House Bill No. 1324, entitled:

A Supplement to the act of April 1, 1863 (P. L. 213), entitled "An act to accept the grant of Public Lands, by

the United States, to the several states, for the endowment of Agricultural College," making an appropriation for carrying the same into effect.

House Bill No. 1482, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic.

House Bill No. 1483, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the University.

House Bill No. 1491, entitled:

An Act requiring the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law.

House Bill No. 1510, entitled:

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice.

House Bill No. 1612, entitled:

An Act making an appropriation to the Trustees of the College of Lincoln University, Chester County.

House Bill No. 1629, entitled:

A Supplement to the act, approved the twenty-second day of August, one thousand nine hundred fifty-three (Appropriation Acts page 54), entitled "An act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and fifty-three, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-three," providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred fifty-five.

House Bill No. 1632, entitled:

An Act making an appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing.

House Bill No. 1635, entitled:

An Act to provide for the ordinary expenses of the Department of Health for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May third-first one thousand nine hundred fifty-five.

House Bill No. 1636, entitled:

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research, Incorporated, Fox Chase, Philadelphia, Pennsylvania.

House Bill No. 1638, entitled:

An Act to provide for the interest and sinking fund requirements of the funded debt of the Commonwealth.

House Bill No. 1639, entitled:

An Act making appropriations to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred fifty-five, and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred fifty-five, and limiting the amount thereof available for administrative expenses.

House Bill No. 1647, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

House Bill No. 1650, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania and to the Cresson Volunteer Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property.

House Bill No. 1651, entitled:

An Act making an appropriation for moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

House Bill No. 1655, entitled:

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat, oats, barley and rye by the eradication of rust spreading barberry bushes, and providing for payment thereof to counties making like expenditures of county funds.

House Bill No. 1656, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation, protection and development of buildings and grounds at Ephrata Cloisters, a famous historical shrine belonging to the Commonwealth.

House Bill No. 1657, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation and improvement of the Drake Museum and the Drake Well Memorial Park.

House Bill No. 1658, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the maintenance and development of the Daniel Boone Homestead.

House Bill No. 1659, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the maintenance and development of the Pennsylvania Farm Museum of Landis Valley.

House Bill No. 1660, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for repairs to the property known as "Old Economy."

House Bill No. 1673, entitled:

An Act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

House Bill No. 1688, entitled:

An Act making an appropriation to the Department of Property and Supplies for the construction of armory facilities, under certain conditions.

House Bill No. 1728, entitled:

An Act making an appropriation to the Department of Property and Supplies for the purchase and installation of equipment for the Commonwealth Cafeteria and expenses incident thereto.

House Bill No. 1774, entitled:

An Act amending the act of May 20 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof . . ." extending the time for claiming credit for service with a school district of the first class and increasing the time of service which may be claimed

House Bill No. 1778, entitled:

An Act to authorize the transfer of certain automobiles used in child welfare programs and purchased with Federal funds to certain counties

House Bill No. 1886, entitled:

An Act to amend section two hundred one of the "Fiduciaries Act of 19459" approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto * * *" by changing the amount of wages salary or pension which an employer may pay to a deceased employee's spouse or other certain persons whether or not a personal representative has been appointed

House Bill No. 1890, entitled:

An Act reenacting and amending the "Trademarks Registration Act" approved September 26 1951 (P. L. 1518) extending the act to service-marks used to identify certain services and distinguish them from others

House Bill No. 1945, entitled:

An Act amending "The Administrative Code of 1929" approved April 9, 1929 (P. L. 177) changing requirements in promulgating rules and regulations by the Department of Health

House Bill No. 1955, entitled:

An Act amending the act of Sept 3 1955 (Appropriation Act No. 17-A) entitled "An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August one thousand nine hundred fifty-five" making the moneys appropriated available for flood damage of October 1955

House Bill No. 1956, entitled:

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres more or less of land siuate in Hanover Township Beaver County Pennsylvania with the approval of the Governor

House Bill No. 2055, entitled:

An Act to further amend section 9 of the act approved the 18th day of July 1917 (P. L. 1043) by providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University

House Bill No. 2069, entitled:

An Act authorizing the appointment of a House committee Government Commission under the Joint State Government Commission for the purpose of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of such subsidence conferring powers and imposing duties on the committee and the commission and making an appropriation to the Joint State

House Bill No. 2087, entitled:

An Act amending the act of May 1 1929 (P. L. 905) entitled "The Vehicle Code" further regulating applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

PERMISSION TO ADDRESS SENATE

Mr. WEINER asked and obtained unanimous consent to address the Senate.

Mr. WEINER. Mr. President, in October of last year, I introduced a resolution dealing with the irresponsible newspaper reporting in connection with criminal cases which were, at that time, pending in the city of Philadelphia, one of which was a rather sensational case and all the lurid details appeared in the newspapers. Many of these newspapers find their way into homes where members of the entire family read these articles.

The resolution came out of committee, passed this body, went over to the House and passed there with a slight amendment, came back to this body and failed in the Rules Committee to receive approval.

Mr. President, one of the gentlemen who acted on this resolution stated that he felt the newspapers did not need investigation at this time or at any time. I concur in that thought, but I wish to add this addenda thereto. We have set up, in the meantime, the machinery to go on with this type of investigation.

I want to make my position very clear. I am unalterably opposed to anyone who threatens the freedom of the press. However, I do not feel that any group in our society is sacrosanct to the point where we cannot look upon some of their activities and they, as one of the main cogs in our society for the dissemination of information, should be held responsible for their acts and should be represented by responsible people who will stand up and take the blame for some of the things they do.

I, therefore, Mr. President, am asking the Joint State Government Commission, which will take up this problem, to continue on investigating these activities. I realize that the area they will look into is somewhat nebulous, but it may be that the newspaper industry, like all other industries, may be under the misapprehension that they are not subject to any regulation. However, like all industries in our society the newspapers are also subject

to regulations and rules which will be promulgated by an investigation to be made by the Joint State Government Commission that will report back to the new Session of the Legislature, which will convene in 1957.

REMARKS BY MINORITY FLOOR LEADER

Mr. DENT. Mr. President and Members of the Senate, there has been a great deal of discussion about the manner in which the geneltman from Lancaster, Graybill Diehm, handled his committee during this Session. There has been an uprising of loud voices and many complaints about how gentlemanly he has been. It is an unusual situation to find a man of his character and esteem treating each Member of the Senate as if he were a gentleman. It is not the rule around the Senate to be treated with such courtesy.

Therefore, one of the reasons we are asking him out here on the floor at this moment is because, as usual, up to the last minute he is working diligently on State business. Besides, I think he is probably the only Member of this Senate who has given to any department of the government any sizable amount of money of recent years. I learned from the Highway Department that the good Senator just gave them a check for $33,000. Of course, the good Senator says that it is for his share of the damages on certain roads down there in Lancaster, but I think he is just paying back some of the money that he has been taking from the Highway Department for so many years.

Mr. President, I want to join with all of you in greeting, at this moment, this old gentleman of the Senate. I want to yield at this time for a few remarks by the chairman of our "Committee on Appropriate Occasions," who is the gentleman from Allegheny, Senator Fleming.

PRESENTATION TO SENATOR G. GRAYBILL DIEHM

Mr. FLEMING. Mr. President, never in my history in Harrisburg have I found it so difficult to get a man into his seat in the Senate in order that we might properly recognize him and his service not only to the Senate, but to the Commonwealth.

I believe in the Senator from Lancaster we have one of the most able statesmen who ever sat in this body; certainly a master politician and, above and beyond that, one of the best loved men ever to serve in this Senate.

Graybill, on behalf of every Member of this Senate, I want to say to you that we are all sorry that you are leaving this body. We had all hoped, and I speak for the Democrats as well as the Republicans, that you would have consented to come back for another Session, but you have seen fit not to do so. When you are back in Lancaster, we only hope that you will think about us once in awhile.

As a little token of the esteem in which we all hold you, I want to present to you now this little gift from your fellow Senators. The gift was made in Lancaster County, incidentally, so I know you will be happy to receive it.

Mr. DIEHM. Mr. President, it seems they have me fixed up pretty well right now. It has been a long time since I have heard as much phospate spread around as I heard just now. I can truly tell you that this is contrary to my habits and my way of thinking. The Senate owes me nothing. I appreciate the thought.

I understand that this gift was made in Lancaster and on that basis I cheerfully accept it, because I know it has to be good if it comes from Lancaster.

It was not necessary to present me with any tangible property. When I say "tangible property," it reminds me of the sales tax and I am afraid there might be a tax on it.

I cheerfully accept this gift in the spirit in which it was given to me. However, as I said before, it does not take any tangible property to have me remember this Senate as long as I live, not only the Members on the Republican side but the men on the Democratic side, who I believe are all my friends. I have no malice toward either Party and I appreciate one just as highly as the other.

With that thought in mind, I thank you very much. I am sorry that my situation in life just brought about a condition which forces me to leave you but I assure you that if I live, I shall be back to see you maybe just as often as when I was a Member of this Senate.

Thank you again.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President, one day I was talking to the Senior Senator from Lancaster on a day when, as usual, I had been on the floor and had talked, as I usually do, too long, and I said to him back in the lunch room, "Senator, how come you can go along so often so long without making speeches?" He said, "Well, John, let me tell you. You never get in trouble if you talk too little." I suppose that is one of the reasons many times, because I talk a great deal, that there might be some misunderstandings.

The last days of any Session always give us a little time in our busy life to reflect, especially many of us who are of the kind of a nature that does not create, if it can help it, any ill feelings and if these ill feelings are created, they do not desire that they be carried on. I do not know, and no one knows except the Giver of Gifts, whether or not we will all be here next time. Some of us stand for re-election this time and maybe the voters will not desire our return. Others may be called by our Maker to a reward greater than that which we may ever hope to achieve here on earth.

Mr. President, as we leave these last days, having spoken too often and too long, I would say to all of you that if at any time my remarks have ever been tinged with personality or at any time any of you ever felt grieved by any of the positions I have taken, I want you to know that I personally apologize to you. I never grew up in a family where you could carry a grudge. If you grow up in a large family, you learn that every day there is a crisis and you have to get over each crisis before the sun goes down, because it is no good to go to bed and get up carrying the same grudge. You learn that you have to live with each other and you learn that each and every one of us has different little characteristics and we each are entitled to indulge in these characteristics and difference of opinion.

I say this in all sincerity that I believe every Member

of this Senate has tried to do the job as he has seen it should be done. There are times when we have disagreed and my worthy opponents on the other side may have taken affront at the manner in which I delivered myself. In the heat of a battle, a man may strike a blow which might be considered by the referee to be low, but I am sure that no fighter ever intends to punch low. As it is forgiven in the field of battle, so it must be frogiven in the game of politics.

Mr. President, I have enjoyed no end this friendly antagonism dealing over principles. When I walk out the gate of this Senate, I have never carried with me any personal grudge against any man. I have lived a great many years with Senator Taylor, the other old, ancient gentleman of this Senate, and I have yet to know him to ever break his word to me in any compact we made dealing with the activities and the mechanics of this General Assembly.

I have on my side some men whom I have learned to love as I would a brother or, even so, a father. I would not like to leave this Session, looking into the uncertain future, without paying my respects to the man who has been more of an ideal and a guide to me than any other man in my lifetime, Senator Frank Ruth, of Berks County. I served with Frank Ruth when he was the Floor Leader in the House of Representatives and I learned at his knee, politically, some of the small things that I know about leadership in the Senate.

I have served with a great many of the men in this Senate for twenty years or more. None of us know, as I said, when we will be taken away, either by will or whim of the voters or the call of a loud trumpet. Therefore, if I fail to return here, let us say that if I am still with you on this earth, I will come back and I hope you will make me welcome. If I fail to return because the voters do not want me, there will be no regret because where else in this green, God's earth of ours can the son of an immigrant, with little formal education, ever serve the people of the great Commonwealth for twenty-two years? There is no greater honor that can be given to any man and it cannot be measured by worldly goods. I take with me at the end of this Session a record, maybe of not fine achievements, but at least a record of service, good or bad, to the people of this Commonwealth.

Mr. President, I am reminded, too, that as we go out some of us may have some little inkling of some personal distrust of any one of us. Take it away from your soul and leave it here in the Senate Chamber. When you walk out of here today, walk out as you came in sixteen months ago, friendly by nature and of good will.

I have before me a little poem which was sent to me, and I would like to give it to you. I think it is a take-off from "The Bells" by Edgar Allen Poe. It is headed, "Personal and Pertinent," and it sort of an ode to the Legislature of 1879 and reads as follows:

"Ring out, wild bells, your merry peal.
As soon as the joyful news is learned,
Ring out with earnest, brazen zeal,
The Legislature has adjourned!
Farewell to long oppressive ills,
Farewell to blunders, big and small,
To crazy laws and foolish bills.

Farewell to wind and taffy, too,
Investigations weak and slim;
Farewell to whitewash, old and new,
That patent whitewash, cheap and dim!

Farewell to many a little scheme,
To many a scheme that died so hard;
Farewell the statesman's nightly dream,
The jamboree and faro card.

Farewell, ye talkee-talkee band,
Go, take a rest, sit down a spell;
Farewell, ye statesmen of our land,
And bless ye for the word farewell."

Mr. President, this poem was found in a copybook of a man living in Avoca who is long since dead, and was forwarded to me by his clergyman-son. The author's name was not given. My correspondent, in sending the poem along said, "They, the lawmakers, apparently had their troubles with the Legislature then, too." The Legislature of 1879 was in Session from January 7 to June 6, or an unheard of 151 days.

As I sat here looking at this poem, I thought of one which would probably fit modern day language a little better than what this one does and I say to all you Senators:

"Go on, Senators, go on home,
The Capitol is safe from cellar to dome,
Life will go one, never fear,
Dogs will bark, babies will cry and the people will cheer.
At last, at last, the end has come,
Homeward we go by plane, by train and by weary thumb."

Mr. DIEHM. Mr. President, may I be excused now and go back to the place where they talk about millions? These are just little sums here.

The PRESIDENT. The gentleman is excused, since it is still State business.

BIRTHDAY PRESENTATION TO SENATOR G. ROBERT WATKINS

Mr. VAN SANT. Mr. President and Members of the Senate, while we have had no report on the poker party of last Saturday night, and the Session has not seen fit that we adjourn to go to the Harrisburg Track to see the eighth race, we cannot pass this memorable day, May 21, without commenting on this, the birthday of our colorful Senator from Delaware County.

Fifty-four years ago, the State of Virginia had the pleasure of having in its midst one who has become an outstanding gentleman among all. However, he saw fit to come northward to Pennsylvania and we are gratified that he did. His association with us has been a wonderful one.

On behalf of the Senators in the 1955 Session,—or is it the 1956 Session—it is my pleasure at this time, especially on behalf of his sidekick, Senator Watson, to present Senator Watkins with a little token of our esteem. Many more happy birthdays to you, Bob.

Mr. WATKINS. Mr. President, I certainly want to thank the gentleman of the Senate for this wonderful birthday present. The last gift I received, the old pot, we use for making beef stew. I think they realize that my family is getting smaller and I think the pot is getting smaller.

I am deeply appreciative of this gift and I say to the Members of the Senate that we would be most happy to have them visit us when we fill it full of good beef stew.

I am at a loss for words today. I am like Johnny Dent. I feel as though on my fifty-fourth birthday—I do not know how you count it up and make fifty-four or other, it; from 1902 to 1956 is thirty-nine. Somehow or other, I cannot count any better than that. I, too, think it has been a great privilege in the eight years that I have been permitted to serve in the Senate of Pennsylvania. I was born where Langley Field now is. My father had about a 175 acre farm down there and sold it for $4,500. That is where I was born and that is where I learned to appreciate agate pots. We had them in those days and, therefore, I never throw a gift like that away.

It is a real privilege to serve in this Body and I hope, too, like Johnny, if I have offended anyone in this Session or at any past Session, they will forgive me. I dearly love to be with all of you. I consider everyone here as a real friend and I consider it an honor to sit in this Body.

BIRTHDAY FELICITATIONS EXTENDED TO SENATOR M. HAVEY TAYLOR PRESIDENT PRO TEMPORE

Mr. VAN SANT. Mr. President, I would just like to comment that Senator Watkins is as careless with his age as he is with his tips on horses.

I would also like to take this opportunity, as one of the youngsters here in the Senate, to acknowledge the fact that if we had stayed here two weeks longer, we would have honored on a similar occasion, one of the grand old men of the Grand Old Party. While his youthfulness in activity belies his number of years, I do think it is very much in order at this time to pay honor and homage to Senator M. Harvey Taylor, who will celebrate his eightieth birthday on June 4.

Mr. TAYLOR. Mr. President, I am not like Senator Diehm. You better not offer me a Cadillac; I will take it in a hurry. If there would not have been the inscription on the back of his watch, "made in Lancaster." I would have asked him for it to give to my great-grandson. Senator Diehm is an old bachelor; he is not leaving anything but money.

I hate to talk about him in his absence, but he will not pick up a check for more than three people. You should have given me a couple watches for my lineage.

Thank you.

EXTENDING TRIBUTE TO EMPLOYES AND FURTHER REMARKS

Mr. HALUSKA. Mr. President, last week we exchanged many kind compliments across the aisle. I would like to add a few more this afternoon and pay tribute—and I am sure I am speaking for all the Members of this Body—to our employes. As Chairman of the Democratic Caucus, I wish to say that we on this side have all been pleased with the service we received from the desk and from every employee in this Senate. Especially, I want to pay tribute to three men with whom I have had close contact. They are Ralph Earley, our barber; Fred Thomas and Charles Lathero. They have worked hard all along.

Regardless of party, they take care of the Democrats as well as the Republicans when we receive requests from back home.

Therefore, I want to pay tribute to these men and to all the people who have served long and hard throughout this Session.

In closing, Mr. President, I want to add a serious note also to say that I have had some heatraches throughout this Session. I realize that in the early days of the Session, I took up a lot of time talking for a cause in which I have faith. I first tried to receive an appropriation and asked my colleagues to go to Dallas, Texas, and I failed. I then tried to get an appropriation to have a committee chosen from this Chamber to come to Portage, Pennsylvania, and I failed. I then tried to receive an appropriation which would have been used to serve suffering humanity in cancer research, and I failed.

Now, Mr. President, the Session is about over. Once again I want to state that I shall welcome a committee from this Senate, at my expense, regardless of what it may cost, sometime this summer. I will pay for their time; I will pay for their lodging and traveling. I invite them to come unofficially to Portage, Pennsylvania, and spend a few days and see for themselves just what I have been talking about. They will be able to see just what we are doing on behalf of suffering humanity, without any help or aid by State funds. I hope the committee will come down to Portage and, as I said, I shall foot the entire bill.

REMARKS CONCERNING CLOSING DAYS OF SESSION

Mr. LANE. Mr. President and Members of the Senate, at the closing days of each Session of the Senate, as the years go by, there seems to be a certain amount of nostalgia that affects me because I know that probably there are men here today whom we will not see again for a long time. I am sorry to know that my good friend, Graybill Diehm, has decided not to come back and also my good friend, Murray Peelor.

As I heard Senator Dent stand here and say that there might be a possibility that he would not come back, it disturbed me. I want the Membership on both sides to know that I am not running for office this year. I am going to campaign for Senator Dent in Westmoreland County or wherever I can. I feel that without his leadership in the Senate, both sides would be just a little bit behind the eight ball. I say that with all due respect to all concerned.

Senator Mahany has done a splendid job on the Republican side of the Senate. He is one who never seems to become angry. I wonder sometimes how he puts up with me

While I am on the floor, I also want to apologize to my good friend, Al Pechan. I am sorry I called him the second team. I just do that for a purpose. I want to see him get his ire up now and then.

I am going to tell a story that I think is quite humorous before I sit down. I believe I heard it from a Member of the Senate a long time ago.

A teacher had been lecturing her pupils on the evils of the use of intoxicating liquors. One morning, as she walked down the street, she decided that she would put on a demonstration. After school was properly opened, she said, "Boys and girls, I want you to all gather up front and I want you to closely observe what I am about to do.

"As you know, I have lectured you over the years

about the evils of the use of intoxicating liquors." She said, "I have before me two glasses; one contains water and the other contains whisky. In my hand I hold a worm. Closely observe what I am about to do."

She dropped the worm into the glass of water and the worm swam around quite lustily there. She took it from the glass of water and she dropped it into a glass of Bourbon whisky. The worm made a couple of wiggles and then dropped to the bottom of the glass, dead.

She said, "Boys and girls, what have I demonstrated to you here this morning?" No one said a word. She said, "Come, come, at least one of you has the power of comprehension. What have I demonstrated?" Some little boy in the back of the room got up and said, "Teacher, you demonstrated to me that people who drink whisky will not have worms."

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 249, PRINTER'S No. 719

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 249, Printer's No. 719, entitled "An Act amending the act of June 24, 1937 (P. L. 2051) entilted 'An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assisance pensions for the blind old age assistance and the State Emergency Relief Board' increasing monthly pension allowance and maximum income allowance crediting encumbrances in realty valuation and abolishing the sum of income and pension as a ceiling for pension receivable."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 598, PRINTER'S No. 399

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 598, Printer's No. 399, entitled "An Act amending the act of April 9, 1929 (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' increasing amount of money available for aids and services to blind persons and persons of impaired vision."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 599, PRINTER'S No. 672

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 599, Printer's No. 672, entitled "An Act amending the act of April 9, 1929 (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' authorizing the State Council for the Blind to accept certain payments and donations and increasing the services which may be given by it to certain blind persons."

GEORGE M. LEADER.

EXTENDING THANKS TO MEMBERS OF SENATE FOR THEIR FINE COOPERATION

Mr. MAHANY. Mr. President, I also want to take this opportunity of thanking each and every Member of the Senate for their fine cooperation extended to me. At no time have I gotten angry with anyone. Even in the bitterest of combats, I felt very kindly toward everyone, including Senator Dent, Senator Lane and all the others over there. No matter what they said or did, I still felt kindly toward them.

I also want to thank all the Senators of this Session of the Legislature for not attempting any kind of a filibuster. This is the first Session of the Senate that I have attended, since I have been a Member of the Senate, in which there was not some threat of filibustering or an actual filibuster. I have sat here on many occasions and listened by the hour to some Senator discuss the history of the Senate at length or some book that had nothing to do with the issue. I think we are all to be complimented for holding our tempers as well as we did and for trying our best to see to it that the business of the

Commonwealth was conducted with dispatch. Although we differed at times, it was not personal differences; it was always differences of political thought or, you might say, we voted on this side the way we did because the people of Pennsylvania wanted us to vote that way, and I have no doubt that the Senators on the other side also voted their convictions in the same manner. Which side was right will be decided, I hope, this November. If we are right, then the people can return to the Legislature a Republican-dominated House and Senate. If they think we were wrong, I hope they return to the Legislature a Democratic-controlled House and Senate. However, I do hope that the first part of my statement will be the thing which will actually happen.

HOUSE CONCURRENT RESOLUTION No. 163 TAKEN FROM TABLE

Mr. MAHANY. Mr. President, I call from the table House Concurrent Resolution No. 163.

The Clerk read the resolution as follows:

ALLEGHENY DAM

In the House of Representatives, March 13, 1956.

The Upper Allegheny River Valley last week suffered the most disastrous flood since 1865. The Borough of Warren alone has been damaged, reckoned in money, far in excess of a million dollars. Most other up-river communities have suffered in proportion.

In contrast, Pittsburgh and the Lower Allegheny Valley have incurred but little damage. The reason, clearly, is that sizable heads of water were held back by the system of flood control dams in operation for the benefit of the lower river.

This system was authorized twenty years ago by the seventy-fourth Congress of the United States. However, the flood control dams for the upper river stall remain in the preliminary planning stage—notably the great dam to be built athwart the Allegheny above Warren, reportedly near Kinzua.

Continued inaction in proceeding with the construction of the upper river flood control system, commencing with the main dam above Warren, means a heavy handicap to the northwestern Pennsylvania area—an ever-to-be-reckoned-with threat to life and property, and an active and deadening threat to the economic development of the region; therefore be it

Resolved (the Senate concurring), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation to bring into being the main upper Allegheny Dam and other uncompleted units of the Allegheny Valley flood control system without further delay; and be it further

Resolved, That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States, and to each Senator and Representative from Pennsylvania in the Congress of the United States.

HOUSE CONCURRENT RESOLUTION No. 163 ADOPTED

Mr. MAHANY. Mr. President, I move that the resolution just read by the Clerk be adopted.

Mr. PECHAN. Mr. President, I second the motion.

On the question.

Will the Senate agree to the motion?

The motion was agreed to and the resolution was adopted.

Ordered, That the Clerk inform the House of Representatives accordingly.

RECESS

Mr. MAHANY. Mr. President, I move that the Senate do now take a recess for forty-five minutes, for the purpose of awaiting communications from the House.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

The PRESIDING OFFICER. The time of recess having elapsed, the Senate will be in order.

The Chair would like the record to show that the President pro tempore, in the absence of the President, has requested Senator Fleming to preside.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1825

Mr. WADE. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 604), entitled "State Highway and Bridge Authority Act," by increasing the power of the Authority to borrow money and issue evidence of indebtedness therefor in certain cases.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 2100 AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

and has appointed Messrs. LOPRESTI, McCANN and WATERHOUSE as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 2100, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. MAHANY. Mr. President, I move that the Senate do insist upon its amendments to House Bill No. 2100, and that a Committee of Conference on the part of the Senate be appointed.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of

Messrs. KESSLER, PROPERT and YOSKO as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 2100.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1974

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1974, entitled:

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania State Board of Censors

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION

He also presented an extract from the Journal of the House of Representatives, which was twice read, considered and agreed to:

RETURNING TO THE GOVERNOR HOUSE BILL No. 2056

In the House of Representatives, May 18, 1956.

Resolved (if the Senate concur), That House Bill No. 2056, Printer's No. 1569, entitled:

An Act to further amend the act of June 27, 1923, (P. L. 858) entitled: "State Employes' Retirement Law," by defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956, as State employes.

be returned to the Governor without amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1675

Mr. KESSLER. Mr. President, on behalf of Senator Chapman, I submit the report of the Committee of Conference on House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, for the two years beginning June first, one thousand nine hundred fifty-five, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred fifty-five.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1854

Mr. PROPERT. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1856

Mr. PROPERT. Mr. President, I further submit the report of the Committee of Conference on House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

The PRESIDING OFFICER. The report will lie over for printing under the rules.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communition in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 876, PRINTER'S No. 668

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 876, Printer's No. 668, entitled "An act amending the act of March 10, 1949 (P. L. 30) entitled 'An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto' changing limitations on driver-education expenses of the Department changing the basis of Commonwealth reimbursement to school districts on account of standardized driver-education programs and providing for deductions from payments on account of instruction and tuition in the case of school districts having standardized driver-education programs."

GEORGE M. LEADER.

ADJOURNMENT

Mr. MAHANY. Mr. President, when I was a young man going to school, all of us adjourned for recess on May 22. I hope that will be the case in the Legislature of Pennsylvania.

Mr. President, I move that the Senate do now adjourn until Tuesday, May 22, 1956, at 9:00 o'clock, a.m., Eastern Standard Time.

Mr. PECHAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:02 o'clock, p. m., Eastern Standard Time, until Tuesday, May 22, 1956, at 9:00 o'clock, a. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

MONDAY, May 21, 1956

The House met at 10:00 a. m. EST.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, York, offered the following prayer:

Almighty God, as we come to the closing hours of this session, we thank Thee for Thy unfailing goodness and mercy toward us. Thou hast been a thousand times better to us than we deserved.

We thank Thee for all those in this session, from the highest to the lowest, because there is no rank with Thee, except goodness and faithfulness, who have labored for the common good of all.

We thank Thee that Thou hast preserved them in body, soul and mind. Those who have gone to their eternal reward, we hold in grateful memory today.

Our God, we would ask Thee to forgive us and have mercy upon us where we have failed to listen to the voice from within, the voice of Mt. Sinai within each one of us that says, "Thou shalt and Thou shalt not." To listen to the voice from without, to listen to the S.O.S. calls from Thy people, forgetting that we are members one of another. To listen to the voice from above, forgetting that Thou who gave the power of speech, can speak to all and Thou dost say to them: "Behold I stand at the door and knock, if any man will open the door, I will come in."

Now, our Father, as we go our separate ways, always and forevermore give us Thy peace which passeth all understanding unto each and all, through the grace of Jesus Christ, our Lord. Amen.

The SPEAKER. Will the gentleman from Armstrong, Mr. Helm, please come to the rostrum? The Chair will very soon have a number of bills to sign and is requesting the gentleman from Armstrong, Mr. Helm, to preside temporarily.

Mr. HELM IN THE CHAIR.

JOURNAL APPROVAL POSTPONED

The SPEAKER pro tempore. If there is no objection, the approval of the Journal for Friday, May 18, 1956 will be postponed until printed. The Chair hears none.

QUESTION OF PERSONAL PRIVILEGE

The SPEAKER pro tempore. For what purpose does the gentleman rise?

Mr. MUSTO. I rise to a question of personal privilege.

The SPEAKER pro tempore. The gentleman will state it.

Mr. MUSTO. Last week our county newspapers carried that I had voted "no" on Senate Bill 317. I find today upon investigation of our records I am recorded as voting "no."

There is a possibility that the Clerk of the House during the roll call on 317 found that I was leaving my seat and thought I was voting "no."

I want the record to be corrected to show that I had voted "aye" on the previous bill before it was amended and I wanted to vote "aye" again on the same bill last Friday. I am only sorry that I could not register two votes instead of one for that bill.

RESOLUTION

JOINT STATE GOVERNMENT COMMISSION TO MAKE STUDY

Mr. READINGER asked and obtained unanimous consent to offer a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 21, 1956.

Resolved, That the Joint State Government Commission is hereby directed to make a study of all the problems involving branch banking and make a report of its findings to the next General Assembly together with its recommendations as to what action should be taken.

RESOLUTION

MEDICAL SCHOOLS AND PENNSYLVANIA STATE UNIVERSITY

Mr. READINGER asked and obtained unanimous consent to offer a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 21, 1952.

Whereas, this legislature has made a definite move forward in the field of higher education by increasing state appropriations to the Universities, Medical Schools and Pennsylvania State University, and

Whereas, this legislature in its wisdom has passed enabling legislation giving the General State Authority power to build physical plants for state-aided universities on a lease payment plan, and

Whereas, inadvertently medical colleges were not included in the bill, and

Whereas, we believe this to be one of the major achievements of this Administration and this General Assembly, therefore be it

Resolved, that we herewith proclaim the legislature will consider in the next legislative session, the addition of medical colleges in an amendment to the GSA Act.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 1109.

An Act amending the act of January 24, 1056 (Act No. 288) entitled "An act relating to chattel mortgages executed and filed prior to July 1, 1954 . . ." extending the lien of mortgages in certain cases.

Referred to the Committee on Rules.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 503 and 1889.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 18, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 503, Printer's No.

1613, entitled "An Act amending the act of July 18, 1917 (P. L.1043) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employments of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases."

GEORRE M. LEADER.

May 18, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1889, Printer's No. 1721, entitled "An Act amending the act of August 10, 1951 (P. L. 1182) entitled 'An act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction providing for the granting suspension and revocation of licenses issued by the board preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction conferring jurisdiction upon the court of common pleas of Dauphin County and prescribing penalties' further providing for the licensing of certain graduates of unincorporated schools or colleges of chiropractic or manual therapy."

GEORGE M. LEADER.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 596.

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 880.

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2055.

An Act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

And has appointed Messrs. Chapman, Kessler and Dent, a Committee of Conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 275.

An Act amending the act of May seventeenth one thousand nine hundred twenty-nine (P. L. 1798) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county school township and road purposes in the counties school districts and townships where such forests are located and making an appropriation" increasing the amounts of payments from the Commonwealth to counties and making an appropriation

HOUSE BILL No. 806.

An Act to promote the welfare of the people of the Commonwealth by rendering financial assistance to industrial development agencies engaged in promoting the development and expansion of business industry and commerce in the respective counties of the Commonwealth prescribing procedures for the rendering of such assistance and empowering the Department of Commerce of the Commonwealth to administer the same and making an appropriation

HOUSE BILL No. 1240.

An Act to amend the act approved the twenty-third day of May one thousand eight hundred eighty-seven (P. L. 164) entitled "An act to secure to laborers within this Commonwealth the benefit of the exemption laws of this Commonwealth and to prevent assignment of claims for the purpose of securing their collection against laborers outside of this Commonwealth" by forbidding creditors to sue resident debtors of this Commonwealth in the courts of another State where the creditors debtor and intended garnishee are within the jurisdiction of the Pennsylvania courts and providing penalties

HOUSE BILL No. 1297.

An Act amending the act of July 28 1953 (P. L. 723) entitled "An act relating to counties of the second class amending revising consolidating and changing the laws relating thereto" authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds

HOUSE BILL No. 1510.

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders' consent obtained at a meeting held after sixty days' notice

HOUSE BILL No. 1774.

An Act amending the act of May 20 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" extending the time for claiming credit for service with a school district of the first class and increasing the time of service which may be claimed

HOUSE BILL No. 1778.

An Act to authorize the transfer of certain automobiles used in child welfare programs and purchased with Federal funds to certain counties

HOUSE BILL No. 1956.

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres more or less of land situate in Hanover Township Beaver County Pennsylvania with the approval of the Governor

With the information that the Senate has passed the same without amendment.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 944

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 944.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 944, entitled "An act amending the act of August twenty-fourth one thousand nine hundred fifty-one (P. L. 1417) entitled as amended 'An act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards and departments making an appropriation and providing penalties' changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increaseing the rate of tax for a limited period of time."

Respectfully submit the following bill as our report:

EDWARD J. KESSLER,
HENRY J. PROPERT,
JOHN H. DENT
(Committee on the part of the Senate.)

J. DEAN POLEN,
HARRIS G. BRETH,
ALLEN M. GIBSON
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1650

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1650.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1650, entitled: Making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania to the Huntingdon Volunteer Fire Company to the Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No. 1 and to the Cresson Voluntary Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property

Respectfully submit the following bill as our report:

A. R. PECHAN,
MURRAY PEELOR,
WILLIAM L. LANE,
(Committee on the part of the Senate.)

J. DEAN POLEN,
PHILIP LOPRESTI,
ROBERT I. OGILVIE,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1955

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1955.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1955, entitled: "An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled 'An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one thousand nine hundred fifty-five,' making the moneys appropriated available for flood damage of October, 1955, and any flood damage during the year of one thousand nine hundred and fifty-six."

Respectfully submit the following bill as our report:

WILLIAM Z. SCOTT,
JOHN T. VAN SANT,
JOSEPH J. YOSKO,
(Committee on the part of the Senate.)

C. O. WILLIAMS,
DONALD E. WHITENIGHT,
ADAM T. BOWER,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 26.

Authorizing the Department of Highways with the approval of the Governor to erect and construct a toll bridge over the Monongahela river connecting the state highway system in Washington county with the system of state highways in Fayette county and to provide the necessary approaches and connections with such state highways empowering counties to pay certain damages providing for the collection of tolls and making and appropriation

SENATE BILL No. 188.

An Act relating to the practice of Ophthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered qualified Ophthalmic Dispensers creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for penalties for violations of the provisions thereof and providing for appeals to Court

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 18, 1956.

Resolved (if the Senate concur), that House Bill No. 879, Printer's No. 1730, entitled "An act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled 'An act establishing a public school employe's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by futher defining 'employe' and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2100.

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

With the information that the Senate has passed the

same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 1, by striking out after the word "of" the following: "twenty-five thousand dollars ($25,000)" and inserting in lieu thereof the following: "ten thousand dollars ($10,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2107

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 5 by striking out after the word "commodity" the following: providing that the owner shall first have offered in writing to return such commodity to the producer thereof or the owner of such trade mark brand or name for a price no more than the net invoiced cost of the owner proposing to discontinue delivery of such commodity which offer has not been accepted within three (3) days after receipt thereof

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1825 entitled:

An Act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by increasing the power of the Authority to borrow money and issue evidence of indebtedness therefor in certain cases

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1825

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. PETROSKY, READINGER and JOHNSON.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1609

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1609.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1609, entitled: "making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus, supplies and equipment."

Respectfully submit the following bill as our report:

EDWARD J. KESSLER,
HENRY J. PROPERT,
(Committee on the part of the Senate.)

LEON J. KOLANKIEWICZ,
HERMAN TOLL,
CHARLES C. SMITH,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker
Garlock,			

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1941

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1941.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1941, entitled: "An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended 'An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation' by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors"

Respectfully submit the following bill as our report:

G. GRAYBILL DIEHM,
A. R. PECHAN,
JOHN H. DENT,
(Committee on the part of the Senate.)

ALBERT S. READINGER,
J. DEAN POLEN,
CHARLES C. SMITH,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Markley,	Royer,
Amarando,	Gelfand,	Maxwell,	Rubin,
Anderson, M. S.,	George,	McCann,	Rudisill,
Anderson, S. A.,	Gibb,	McCormack,	Sarraf,
Auker,	Gibson,	McGee,	Scarcelli,
Banker,	Goldstein,	McInroy,	Schuster,
Barnatovich,	Gramlich,	McKeever,	Sherman,
Bell,	Guss,	McLaughlin,	Sigman,
Blair,	Guthrie,	McWherter,	Smith, C. C.,
Boles,	Hamilton, R. K.,	Meholchick,	Smith, W. B.,
Bonner,	Hass,	Metz,	Snider,
Boory,	Haudenshield,	Mihm,	Stank,
Bower,	Heavey,	Mikula,	Stebbins,
Branca,	Helm,	Miller,	Steckel,
Breisch,	Henzel,	Mills,	Stephens,
Brennan, A. P.,	Hewitt,	Monroe,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Bucchin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Comer,	Jump,	Murray, P. G.,	Toomey,
Cooper,	Kamyk,	Musto,	Varallo,
Curwood,	Kehler,	Naugle,	Varner,
Davis,	Keller,	Needham,	Vaughan,
Donahue,	Kent,	Ogilvie,	Verona,
Donaldson,	Kline,	Olsen,	Wall,
Dougherty,	Knecht,	O'Neil,	Wallace,
Down,	Kolankiewicz,	Pacchioli,	Walsh,
Ehrgood,	Kooker,	Parry,	Wargo,
Eilberg,	Kornick,	Pashley,	Waterhouse,
Erb,	Kratz,	Paulhamus,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Magee,	Rosen,	Ziegler,
Gaffney,	Mahan,	Rovansek,	Andrews, Speaker

NAYS—1

Petrosky,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1942

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1942.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1942, entitled: "An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 Pamphlet Laws 1965) entitled 'An act imposing a permanent and temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records requiring registration of carriers for hire imposing duties on such persons requiring persons selling or delivering fuels to licensed dealer-users to furnish information imposing certain costs on counties conferring powers and imposing duties on State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensees and providing penalties' by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use"

Respectfully submit the following bill as our report:

G. GRAYBILL DIEHM,
A. R. PECHAN,
JONH H. DENT,
(Committee on the part of the Senate.)

AIBERT S. READINGER,
J. DEAN POLEN,
CHARLES C. SMITH,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Markley,	Royer,
Amarando,	Gelfand,	Maxwell,	Rubin,
Anderson, M. S.,	George,	McCann,	Rudisill,
Anderson, S. A.,	Gibb,	McCormack,	Sarraf,
Auker,	Gibson,	McGee,	Scarcelli,
Banker,	Goldstein,	McInroy,	Schuster,
Barnatovich,	Gramlich,	McKeever,	Sherman,
Bell,	Guss,	McLaughlin,	Sigman,
Blair,	Guthrie,	McWherter,	Smith, C. C.,
Boies,	Hamilton, R. K.,	Meholchick,	Smith, W. B.,
Bonner,	Hass,	Metz,	Snider,
Boory,	Haudenshield,	Mihm,	Stank,
Bower,	Heavey,	Mikula,	Stebbins,
Branca,	Helm,	Miller,	Steckel,
Breisch,	Henzel,	Mills,	Stephens,
Brennan, A. P.,	Hewitt,	Monroe,	Stevenson,
Brennan, J. J.,	Hocker,	Moody,	Stone,
Brenninger,	Holt,	Moran,	Stoner,
Breth,	Horst,	Moscrip,	Strausser,
Brown,	Houk,	Muldowney,	Stroup,
Bucchin,	Isaacs,	Mullen,	Swartz,
Bullen,	Jenkins,	Munley,	Taylor,
Capano,	Johnson,	Murphy,	Thomas,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thompson,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Toll,
Comer,	Jump,	Murray, P. G.,	Toomey,
Cooper,	Kamyk,	Musto,	Varallo,
Curwood,	Kehler,	Naugle,	Varner,
Davis,	Keller,	Needham,	Vaughan,
Donahue,	Kent,	Ogilvie,	Verona,
Donaldson,	Kline,	Olsen,	Wall,
Dougherty,	Knecht,	O'Neil,	Wallace,
Down,	Kolankiewicz,	Pacchioli,	Walsh,
Ehrgood,	Kooker,	Parry,	Wargo,
Eilberg,	Kornick,	Pashley,	Waterhouse,
Erb,	Kratz,	Paulhamus,	Weidner,
Eshleman,	Lafore,	Pettigrew,	Welsh,
Ewing,	Leiby,	Polaski,	Wescott,
Farabaugh,	Leisey,	Polen,	Wheeler,
Filo,	Leonard,	Pomeroy,	Whitenight,
Fineman,	Leven,	Price,	Willaredt,
Flint,	Light,	Pursley,	Williams,
Floyd,	Limper,	Readinger,	Wilt,
Flynn,	Lippincott,	Reibman,	Wood,
Foster,	Lopresti,	Reidenbach,	Worley,
Frank,	Lovett,	Renwick,	Yetter,
Frascella,	Lutty,	Rigby,	Yetzer,
Frost,	Magee,	Rosen,	Ziegler,
Gaffney,	Mahan,	Rovansek,	Andrews, Speaker

NAYS—1

Petrosky,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 999

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 999.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 999, entitled: "An act amending the act of May 20, 1949 (P. L. 1591) entitled 'An act providing for the compensation of the mayor, council and appointed officers in cities of the second class A,' increasing the compensation of the mayor, the controller, councilmen and appointed officers in cities of the second class A."

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
CHARLES R. MALLERY,
HUGH J. McMENAMIN,
(Committee on the part of the Senate.)

WILLIAM J. REIDENBACH,
MICHAEL J. NEEDHAM,
JAMES J. JUMP,
(Committee on the part of the House of Representatives)

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 999

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 999.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 999, entitled: 'An act amending the act of May 20, 1949 (P. L. 1591) entitled 'An act providing for the compensation of the mayor, council and appointed officers in cities of the second class A,' increasing the compensation of the mayor, the controller, councilmen and appointed officers in cities of the second class A."

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
CHARLES R. MALLERY,
HUGH J. McMENAMIN,
(Committee on the part of the Senate.)

WILLIAM J. REIDENBACH,
MICHAEL J. NEEDHAM,
JAMES J. JUMP,
(Committee on the part of the House of Representatives)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Garlock,	Markley,	Rovansek,
Amarando,	Gelfand,	Maxwell,	Royer,
Anderson, M. S.,	George,	McCann,	Rubin,
Anderson, S. A.,	Gibb,	McCormack,	Rudisill,
Auker,	Gibson,	McGee,	Sarraf,
Banker,	Goldstein,	McInroy,	Scarcelli,
Barnatovich,	Gramlich,	McKeever,	Schuster,
Bell,	Guss,	McLaughlin,	Sherman,
Blair,	Guthrie,	McWherter,	Sigman,
Boies,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Bonner,	Hass,	Metz,	Smith, W. B.,
Boory,	Haudenshield,	Mihm,	Snider,
Bower,	Heavey,	Mikula,	Stank,
Branca,	Helm,	Miller,	Stebbins,
Breisch,	Henzel,	Mills,	Steckel,
Brennan, A. P.,	Hewitt,	Monroe,	Stephens,
Brennan, J. J.,	Hocker,	Moody,	Stevenson,
Brenninger,	Holt,	Moran,	Stone,
Breth,	Horst,	Moscrip,	Stoner,
Brown,	Houk,	Muldowney,	Strausser,
Bucchin,	Isaacs,	Mullen,	Stroup,
Bullen,	Jenkins,	Munley,	Swartz,
Capano,	Johnson,	Murphy,	Taylor,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Comer,	Jump,	Murray, P. G.,	Toll,
Cooper,	Kamyk,	Musto,	Toomey,
Curwood,	Kehler,	Naugle,	Varallo,
Davis,	Keller,	Needham,	Varner,
Donahue,	Kent,	Ogilvie,	Vaughan,
Donaldson,	Kline,	Olsen,	Verona,
Dougherty,	Knecht,	O'Neil,	Wall,
Down,	Kolankiewicz,	Pacchioli,	Wallace,
Ehrgood,	Kooker,	Parry,	Walsh,
Eilberg,	Kornick,	Pashley,	Wargo,
Erb,	Kratz,	Paulhamus,	Waterhouse,
Eshleman,	Lafore,	Petrosky,	Weidner,
Ewing,	Leiby,	Pettigrew,	Welsh,
Farabaugh,	Leisey,	Polaski,	Wescott,
Filo,	Leonard,	Polen,	Wheeler,
Fineman,	Leven,	Pomeroy,	Whitenight,
Flint,	Light,	Price,	Willaredt,
Floyd,	Limper,	Pursley,	Williams,
Flynn,	Lippincott,	Readinger,	Wilt,
Foster,	Lopresti,	Reibman,	Wood,
Frank,	Lovett,	Reidenbach,	Yetter,
Frascella,	Lutty,	Renwick,	Yetzer,
Frost,	Magee,	Rigby,	Ziegler,
Gaffney,	Mahan,	Rosen,	Andrews, Speaker

NAYS—1

Worley,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1062

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 1062.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 1062, entitled: "An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (Pamphlet Laws) (Act No. 131) entitled 'An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licensees and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations' by making certain technical changes and by adding provisions concerning safety regulations and matchmakers"

Respectfully submit the following bill as our report:

B. R. DONOLOW,
EDWARD B. WATSON,
G. ROBERT WATKINS,
(Committee on the part of the Senate.)

GEORGE J. SARRAF,
T. LUKE TOOMEY,
LEO J. McLAUGHLIN,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Banker,	Goldstein,	McInroy,	Scarcelli,
Barnatovich,	Gramlich,	McKeever,	Schuster,
Bell,	Guss,	McLaughlin,	Sherman,
Blair,	Guthrie,	McWherter,	Sigman,
Boies,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Bonner,	Hass,	Metz,	Smith, W. B.,
Boory,	Haudenshield,	Mihm,	Snider,
Bower,	Heavey,	Mikula,	Stank,

Branca,	Helm,	Miller,	Stebbins,
Breisch,	Henzel,	Mills,	Steckel,
Brennan, A. P.,	Hewitt,	Monroe,	Stephens,
Brennan, J. J.,	Hocker,	Moody,	Stevenson,
Brenninger,	Holt,	Moran,	Stone,
Breth,	Horst,	Moscrip,	Stoner,
Brown,	Houk,	Muldowney,	Strausser,
Bucchin,	Isaacs,	Mullen,	Stroup,
Bullen,	Jenkins,	Munley,	Swartz,
Capano,	Johnson,	Murphy,	Taylor,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Comer,	Jump,	Murray, P. G.,	Toll,
Cooper,	Kamyk,	Musto,	Toomey,
Curwood,	Kehler,	Naugle,	Varallo,
Davis,	Keller,	Needham,	Varner,
Donahue,	Kent,	Ogilvie,	Vaughan,
Donaldson,	Kline,	Olsen,	Verona,
Dougherty,	Knecht,	O'Neil,	Wall,
Down,	Kolankiewicz,	Pacchioli,	Wallace,
Ehrgood,	Kooker,	Parry,	Walsh,
Eilberg,	Kornick,	Pashley,	Wargo,
Erb,	Kratz,	Paulhamus,	Waterhouse,
Eshleman,	Lafore,	Petrosky,	Weidner,
Ewing,	Leiby,	Pettigrew,	Welsh,
Farabaugh,	Leisey,	Polaski,	Wescott,
Filo,	Leonard,	Polen,	Wheeler,
Fineman,	Leven,	Pomeroy,	Whitenight,
Flint,	Light,	Price,	Willaredt,
Floyd,	Limper,	Pursley,	Williams,
Flynn,	Lippincott,	Readinger,	Wilt,
Foster,	Lopresti,	Reibman,	Wood,
Frank,	Lovett,	Reidenbach,	Worley,
Frascella,	Lutty,	Renwick,	Yetter,
Frost,	Magee,	Rigby,	Yetzer,
Gaffney,	Mahan,	Rosen,	Ziegler,
Garlock,	Markley,	Rovansek,	Andrews,
			Speaker

NAYS—1

Auker,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1796, entitled:

An Act making an appropriation to the City of Philadelphia to be used in preparing and furnishing a permanent berth for the cruiser Olympia

The first section was read.

On the question,

Will the House agree to the section?

BILL DROPPED FROM CALENDAR

Mr. READINGER. Mr. Speaker, I move that this bill be dropped from the calendar

On the question,

Will the House agree to the motion?

Mr. TOLL. Mr. Speaker, while I know it is on second reading, this is a patriotic bill and it only has a contingent appropriation to save the cruiser "Olympia."

This ship was Admiral Dewey's Flagship. Admiral Lawrence said "Don't Give up the Ship!" Why should we give up at this point? Let us keep it on the calendar. We may be here another week, you cannot tell.

I, therefore, ask that it be read for the second time if the Majority Leader has no objection.

Mr. READINGER. Mr. Speaker, in view of the fact that we are going to adjourn today, I still move that this bill be dropped from the calendar.

Mr. TOLL. I will agree, Mr. Speaker, if he says positively we will adjourn.

Mr. Speaker, I desire to interrogate the Majority Leader.

The SPEAKER pro tempore. Will the Majority Leader permit himself to be interrogated?

Mr. READINGER. I shall, if the gentleman does not ask me anything about the good ship Olympia.

Mr. TOLL. I will not, Mr. Speaker. Just one question. On the question of adjournment today, will the gentleman from Berks say "positively?"

Mr. READINGER. I will say "positively."

Mr. TOLL. Then I surrender, sir.

On the question,

Will the House agree to the motion?

It was agreed to.

BILLS ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 620, entitled:

An Act amending the "Vehicle Code" act of May 1, 1929 (P. L. 905) further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Gelfand,	Markley,	Royer,
Amarando,	George,	Maxwell,	Rubin,
Anderson, M. S.,	Gibb,	McCann,	Rudisill,
Anderson, S. A.,	Gibson,	McCormack,	Sarraf,
Auker,	Goldstein,	McGee,	Scarcelli,
Banker,	Gramlich,	McInroy,	Schuster,
Barnatovich,	Guss,	McKeever,	Sherman,
Bell,	Guthrie,	McLaughlin,	Sigman,
Blair,	Hamilton, R. K.,	McWherter,	Smith, C. C.,
Boles,	Hass,	Meholchick,	Smith, W. B.,
Bonner,	Haudenshield,	Metz,	Snider,
Bower,	Heavey,	Mihm,	Stank,
Branca,	Helm,	Mikula,	Stebbins,
Breisch,	Henzel,	Miller,	Steckel,
Brennan, A. P.,	Hewitt,	Mills,	Stephens,
Brennan, J. J.,	Hocker,	Monroe,	Stevenson,
Brenninger,	Holt,	Moody,	Stone,
Breth,	Horst,	Moscrip,	Stoner,
Brown,	Houk,	Muldowney,	Strausser,
Bucchin,	Isaacs,	Mullen,	Stroup,
Bullen,	Jenkins,	Munley,	Swartz,
Capano,	Johnson,	Murphy,	Taylor,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Comer,	Jump,	Murray, P. G.,	Toll,
Cooper,	Kamyk,	Musto,	Toomey,
Curwood,	Kehler,	Naugle,	Varallo,
Davis,	Keller,	Needham,	Varner,
Donahue,	Kent,	Ogilvie,	Vaughan,
Donaldson,	Kline,	Olsen,	Verona,
Dougherty,	Knecht,	O'Neil,	Wall,
Down,	Kolankiewicz,	Parry,	Wallace,
Ehrgood,	Kooker,	Pashley,	Walsh,
Eilberg,	Kornick,	Paulhamus,	Wargo,
Erb,	Kratz,	Petrosky,	Waterhouse,
Eshleman,	Lafore,	Pettigrew,	Weidner,
Ewing,	Leiby,	Polaski,	Welsh,
Farabaugh,	Leisey,	Polen,	Wescott,
Filo,	Leonard,	Pomeroy,	Wheeler,

Fineman,	Leven,	Price,	Whitenight,
Flint,	Light,	Pursley,	Willaredt,
Floyd,	Limper,	Readinger,	Williams,
Flynn,	Lippincott,	Reibman,	Wilt,
Foster,	Lopresti,	Reidenbach,	Wood,
Frascella,	Lovett,	Renwick,	Yetter,
Frost,	Lutty,	Rigby,	Yetzer,
Gaffney,	Magee,	Rosen,	Ziegler,
Garlock,	Mahan,	Rovansek,	Andrews, Speaker

NAYS—5

Boory,	Moran,	Pacchioli,	Worley,
Frank,			

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1894, entitled:

An Act amending "The Penal Code" of June 24, 1939 (P. L. 872) making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room

On the question,

Shall the bill pass finally?

MOTION TO RECOMMIT

Mr. CAPANO. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary.

On the question,

Will the House agree to the motion?

Mr. JOHNSON. Mr. Speaker, do I understand the motion to be that Mr. Capano wants to recommit House Bill 1894, Printer's No. 1824?

The SPEAKER pro tempore. The gentleman is correct.

Mr. JOHNSON. I would like to interrogate the gentleman.

The SPEAKER pro tempore. Will the gentleman from Washington, Mr. Capano, permit himself to be interrogated?

Mr. CAPANO. I shall, Mr. Speaker.

Mr. JOHNSON. Mr. Speaker, the gentleman from Cameron, Mr. Tompkins, is not here. I know he has done a lot of work on this bill and his heart is quite set on it. He offered amendments the other day to reduce the penalties and otherwise correct the bill to meet the objections of those who brought it back here on a recall.

I would like to have the gentleman state, if he will, why he is making the motion at this time to send this bill back to Committee?

Mr. CAPANO. Mr. Speaker, because there are a number of persons opposing the bill who are not present here in the House today. I believe under the circumstances the bill should not be voted on today.

Mr. JOHNSON. Mr. Speaker, that is probably the flimsiest reason I have ever heard offered for recommitting a bill.

This is the dying day of the session and I think had such a motion been in order we should have had notice of it. We would have had the Members on our side here today to give it a decent vote.

I am going to ask the Members on our side to vote "no" on the motion.

On the question recurring,

Will the House agree to the motion?

MOTION TO LAY ON TABLE

Mr. READINGER. Mr. Speaker, I move that the bill, together with the motion, be laid on the table.

On the question,

Will the House agree to the motion?

MOTION TO LAY ON TABLE WITHDRAWN

Mr. READINGER. Mr. Speaker, I withdraw my motion to lay the bill together with the motion, on the table.

On the question recurring,

Will the House concur in the motion to recommit the bill to the Committee on Judiciary?

The motion was not agreed to.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—188

Agnew,	Garlock,	Markley,	Royer,
Amarando,	George,	Maxwell,	Rubin,
Anderson, M. S.,	Gibb,	McCann,	Rudisill,
Anderson, S. A.,	Gibson,	McCormack,	Sarraf,
Auker,	Goldstein,	McGee,	Scarcelli,
Banker,	Gramlich,	McInroy,	Schuster,
Barnatovich,	Guss,	McKeever,	Sherman,
Bell,	Guthrie,	McLaughlin,	Sigman,
Blair,	Hamilton, R. K.,	McWherter,	Smith, C. C.,
Boles,	Hass,	Meholchick,	Smith, W. B.,
Bonner,	Haudenshield,	Metz,	Snider,
Bower,	Heavey,	Mihm,	Stank,
Branca,	Helm,	Mikula,	Stebbins,
Breisch,	Henzel,	Miller,	Steckel,
Brennan, A. P.,	Hewitt,	Mills,	Stephens,
Brennan, J. J.,	Hocker,	Monroe,	Stevenson,
Brenninger,	Holt,	Moody,	Stone,
Breth,	Horst,	Moscrip,	Stoner,
Brown,	Houk,	Muldowney,	Strausser,
Bucchin,	Isaacs,	Mullen,	Stroup,
Bullen,	Jenkins,	Munley,	Swartz,
Cianfrani,	Johnson,	Murphy,	Taylor,
Cioffi,	Jones, G. E.,	Murray, H. P.,	Thomas,
Comer,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cooper,	Jump,	Murray, P. G.,	Toomey,
Curwood,	Kamyk,	Musto,	Varallo,
Davis,	Kehler,	Naugle,	Varner,
Donahue,	Keller,	Needham,	Vaughan,
Donaldson,	Kent,	Ogilvie,	Verona,
Dougherty,	Kline,	Olsen,	Wall,
Down,	Knecht,	O'Neil,	Wallace,
Ehrgood,	Kolankiewicz,	Parry,	Walsh,
Eilberg,	Kooker,	Pashley,	Wargo,
Erb,	Kornick,	Paulhamus,	Waterhouse,
Eshleman,	Kratz,	Petrosky,	Weidner,
Ewing,	Lafore,	Pettigrew,	Wescott,
Farabaugh,	Leiby,	Polaski,	Wheeler,
Filo,	Leisey,	Polen,	Whitenight,
Fineman,	Leonard,	Pomeroy,	Willaredt,
Flint,	Leven,	Price,	Williams,
Floyd,	Light,	Pursley,	Wilt,
Flynn,	Limper,	Readinger,	Wood,
Foster,	Lippincott,	Reibman,	Worley,
Frank,	Lopresti,	Reidenbach,	Yetter,
Frascella,	Lutty,	Renwick,	Yetzer,
Frost,	Magee,	Rigby,	Ziegler,
Gaffney,	Mahan,	Rosen,	Andrews, Speaker

NAYS—9

Boory,	Gelfand,	Moran,	Rovansek,
Capano,	Lovett,	Pacchioli,	Toll,
			Welsh,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered That the Clerk present the same to the Senate for concurrence.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 1038, entitled:

An Act amending the act of September 3, 1955 (Act No. 18A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker
Garlock,			

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 1091, entitled:

An Act amending the "Public School Employes Retirement Law" * * * authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, Wm. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,

Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 474, entitled:

An Act making an appropriation to the Trustees of the Pennsylvania State University for the use of the School of Agriculture for the erection of experimental mushroom houses and research in the communicable diseases of mushrooms and other phases of the mushroom industry

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 798, entitled:

An Act amending the act of May 23, 1949 (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" further defining taxable receipts and making such definition applicable to all tax returns and tax payments made after the effective date hereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in its affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 864, entitled:

An Act directing the Highway and Bridge Authority in cooperation with the City of Harrisburg and at the expense of the Commonwealth to construct a by-pass through the southwest corner of Capitol Park

And said bill having been read at length the third time, considered and agreed to.

On the question.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—195

Agnew,	George,	McCann,	Rubin,
Amarando,	Gibb,	McCormack,	Rudisill,
Anderson, M. S.,	Gibson,	McGee,	Sarraf,
Anderson, S. A.,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,

Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Cooper,	Kamyk,	Musto,	Toomey,
Curwood,	Kehler,	Naugle,	Varallo,
Davis,	Keller,	Needham,	Varner,
Donahue,	Kent,	Ogilvie,	Vaughan,
Donaldson,	Kline,	Olsen,	Verona,
Dougherty,	Knecht,	O'Neil,	Wall,
Down,	Kolankiewicz,	Pacchioli,	Wallace,
Ehrgood,	Kooker,	Parry,	Walsh,
Eilberg,	Kornick,	Pashley,	Wargo,
Erb,	Kratz,	Paulhamus,	Waterhouse,
Eshleman,	Lafore,	Petrosky,	Weidner,
Ewing,	Leiby,	Pettigrew,	Welsh,
Farabaugh,	Leisey,	Polaski,	Wescott,
Filo,	Leonard,	Polen,	Wheeler,
Fineman,	Leven,	Pomeroy,	Whitenight,
Flint,	Light,	Price,	Willaredt,
Floyd,	Limper,	Pursley,	Williams,
Flynn,	Lippincott,	Readinger,	Wilt,
Foster,	Lopresti,	Reibman,	Wood,
Frank,	Lovett,	Reidenbach,	Worley,
Frascella,	Lutty,	Renwick,	Yetter,
Frost,	Magee,	Rigby,	Yetzer,
Gaffney,	Mahan,	Rosen,	Ziegler,
Garlock,	Markley,	Rovansek,	Andrews,
Gelfand,	Maxwell,	Royer,	Speaker

NAYS—2

Auker, Comer,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 977, entitled:

An Act amending the "State Highway Law" * * * authorizing the department to provide for certain work on public utilities owned by municipality authorities

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Banker,	Goldstein,	McInroy,	Scarcelli,
Barnatovich,	Gramlich,	McKeever,	Schuster,
Bell,	Guss,	McLaughlin,	Sherman,
Blair,	Guthrie,	McWherter,	Sigman,
Boles,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Bonner,	Hass,	Metz,	Smith, W. B.,
Boory,	Haudenshield,	Mihm,	Snider,
Bower,	Heavey,	Mikula,	Stank,
Branca,	Helm,	Miller,	Stebbins,
Breisch,	Henzel,	Mills,	Steckel,
Brenninger,	Holt,	Moran,	Stone,
Breth,	Horst,	Moscrip,	Stoner,
Brown,	Houk,	Muldowney,	Strausser,
Bucchin,	Isaacs,	Mullen,	Stroup,
Bullen,	Jenkins,	Munley,	Swartz,
Capano,	Johnson,	Murphy,	Taylor,
Cianfrani,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cioffi,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Comer,	Jump,	Murray, P. G.,	Toll,
Cooper,	Kamyk,	Musto,	Toomey,
Curwood,	Kehler,	Naugle,	Varallo,
Davis,	Keller,	Needham,	Varner,
Donahue,	Kent,	Ogilvie,	Vaughan,
Donaldson,	Kline,	Olsen,	Verona,
Dougherty,	Knecht,	O'Neil,	Wall,
Down,	Kolankiewicz,	Pacchioli,	Wallace,
Ehrgood,	Kooker,	Parry,	Walsh,
Eilberg,	Kornick,	Pashley,	Wargo,
Erb,	Kratz,	Paulhamus,	Waterhouse,
Eshleman,	Lafore,	Petrosky,	Weidner,
Ewing,	Leiby,	Pettigrew,	Welsh,
Farabaugh,	Leisey,	Polaski,	Wescott,
Filo,	Leonard,	Polen,	Wheeler,
Fineman,	Leven,	Pomeroy,	Whitenight,
Flint,	Light,	Price,	Willaredt,
Floyd,	Limper,	Pursley,	Williams,
Flynn,	Lippincott,	Readinger,	Wilt,
Foster,	Lopresti,	Reibman,	Wood,
Frank,	Lovett,	Reidenbach,	Worley,
Frascella,	Lutty,	Renwick,	Yetter,
Frost,	Magee,	Rigby,	Yetzer,
Gaffney,	Mahan,	Rosen,	Ziegler,
Garlock,	Markley,	Rovansek,	Andrews,
			Speaker

NAYS—1

Auker,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 992, entitled:

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and to submit it to the Governor and the Joint State Government Commission and requiring the Governor to review such plan and submit it to the General Assembly and making an appropriation

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—196

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,

Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Donahue,	Kent,	Ogilvie,	Vaughan,
Donaldson,	Kline,	Olsen,	Verona,
Dougherty,	Knecht,	O'Neil,	Wall,
Down,	Kolankiewicz,	Pacchioli,	Wallace,
Ehrgood,	Kooker,	Parry,	Walsh,
Eilberg,	Kornick,	Pashley,	Wargo,
Erb,	Kratz,	Paulhamus,	Waterhouse,
Eshleman,	Lafore,	Petrosky,	Weidner,
Ewing,	Leiby,	Pettigrew,	Welsh,
Farabaugh,	Leisey,	Polaski,	Wescott,
Filo,	Leonard,	Polen,	Wheeler,
Fineman,	Leven,	Pomeroy,	Whitenight,
Flint,	Light,	Price,	Willaredt,
Floyd,	Limper,	Pursley,	Williams,
Flynn,	Lippincott,	Readinger,	Wilt,
Foster,	Lopresti,	Reibman,	Wood,
Frank,	Lovett,	Reidenbach,	Worley,
Frascella,	Lutty,	Renwick,	Yetter,
Frost,	Magee,	Rigby,	Yetzer,
Gaffney,	Mahan,	Rosen,	Ziegler,
Garlock,	Markley,	Rovansek,	Andrews, Speaker

NAYS—1

Davis,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection

Senate Bill No. 1073, Printer's No. 750

was passed over at the request of Mr. READINGER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1077, entitled:

An Act amending "The General State Authority Act of 1949" * * * increasing the power of the Authority to borrow money and issue evidence of indebtedness therefor and allocating the proceeds of the increased borrowing and unexpended money previously borrowed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. AUKER. Mr. Speaker, here we are in the closing days of the session with a consent calendar again considering a bill that puts the Commonwealth of Pennsylvania another $100 million in debt, no matter what else you call it.

These ceilings for these General State Authority expenditures, on adequate information furnished to me, are being amortized over a period of 25 years. The interest rate has gone up tremendously, from one per cent and some odd fraction when we first started the General State Authority until now the interest rate is running 2.69. That was the interest rate on the last bond issue of $50 million in 1955.

To amortize the debt and pay the interest at this rate would take approximately $5,500,000 every biennium for the next 25 years. Every Legislature for the next 12 to 15 terms, I am speaking of terms now and bienniums, is going to have to raise an additional $5,500,000 if all these projects stated in this General State Authority bill are carried out.

There is a lot in the bill that deserves some consideration. There is a lot in the bill that does not deserve any consideration, in fact deserves a great deal of criticism.

For one thing I think it is poor practice to have this kind of a bill come up on a consent calendar in the closing days of the session. To me there does not seem to be any excuse whatsoever to make that necessary. We have been in session for 17 months.

The people who plan these institutions, these state teachers colleges and the various state welfare institutions for whom the bulk of the money is projected, should have known, and probably did know, from the beginning of the session what repairs were going to be needed at their various state institutions and how much new construction was absolutely needed in order to properly carry out the functions of their particular institution.

It should have been possible for the people manning these various institutions, and at the head of the various state departments under which the institutions come to have come in here in the spring of 1955 with a program of what they were going to need, spelled out in terms of dollars and cents as to how much each one would cost. We could then have had plenty of time to send out an adequate task force from the House and from the other body to determine whether their figures were right or wrong. Now we just have to take their word for it.

I do not know whether all of these repairs are needed at these various institutions. I dare say there are not more than four, five, or six Members in this House who know whether the repairs are needed or whether the new construction is needed.

I find at one place in the bill there is money for a new Governor's mansion. That I do not think is necessary in these days when we are fighting about the proper kind of a broad base tax for Pennsylvania until we get that settled once and for all. That will probably be resolved this fall, I am not afraid of that one.

Second, I find there are listed projects for four gymnasiums at four mental institutions in the state.

Then we come to a very peculiar and odd situation. Here is a man, the Secretary of Welfare, who has deliberately and intentionally, without any reasonable excuse whatsoever that has been furnished to the Press or to anybody, doing away with our state welfare farms, and many fruit trees have alreay been destroyed.

We have the report of the Committee from this House on Morganza, signed by the majority Members, all of them, on the other side of the House advocating that the inmates of that mental institution should be engaged in farming and farm husbandry. On the other hand, we have the state Secretary of Welfare saying that that is not fit work for these inmates to engage in.

I would venture to say, without any fear of contradiction by competent people, competent medical authorities, that working the ground, working with animals, and raising things that grow in the ground, is one of the best forms, if not the best form, of mental rehabilitation which can be applied to mental incompetents.

Certainly the Federal Government has recognized that and still recognizes it wholeheartedly.

Apparently we are going to by these projects, and according to the plan of the Secretary of the Welfare, substitute indoor recreation, possibly an hour or two hours a day in a gymnasium for this kind of mental patient. That just does not make common sense, or logic, or any kind of reasoning whatsoever.

I put a resolution in to have that matter investigated and I understand now that another body on this Hill has seen fit to report out such a resolution. I hope they go to town on it.

There are some good things in the bill such as furnishing several new mental institutions. I question very seriously whether three new mental institutions are needed. In 1953 I had an excellent report from the Secretary of Welfare, who told me there were approximately 800 mentally retarded children who should be institutionalized by all manner of means, on the waiting list in Pennsylvania.

I understand that now has grown by leaps and bounds all at once, until we now have around 2,000 or 2,200, according to the latest reports coming from the Department of Welfare. I question, whether it has grown to that number, knowing the mind of the Secretary of Welfare and knowing to what realms of imagination his mind can go.

I am, therefore, very reluctantly going to vote against this bill. Reluctantly, because I think there is a mental institution needed for retarded children and it should have come six or eight years ago. There is no excuse on the part of anyone in this state for letting an important project like that go down the drain. To that extent I can compliment this administration and this Department, in that one respect only, for furnishing another institution for these retarded children such as Polk Institute and Pennhurst. But the bad features in the bill so far override the one or two good features in it that I am forced to vote against the bill, and I certainly hope everyone will do likewise.

We are here and have to raise the money through taxes for this kind of thing and I think we should have had before us adequate figures to show the approximate cost for each repair and each construction that is listed under this bill and we could have voted on them separately, not as a package.

That is another fault with the legislative procedure. So much of this stuff we have to take as a package and could not vote on it as an individual project. That was true of the sales tax act. We had to vote against the bill or take it, vote against the amendments or take them. We did not have a chance to vote on it individually.

I am saying this, knowing probably the bill will pass, but hoping that in the future these remarks will help to pinpoint the fallacies that I see in this kind of legislation.

Mr. READINGER. Mr. Speaker, I am asking the membership of the House to vote for this bill as all of the institutions contemplated in this increase borrowing are very necessary. Many, many million of dollars for institutions had to be eliminated from consideration before this bill was finally drawn.

In one respect I would like to agree with the gentleman. It should not be necessary for a bill of this kind to come before us on the last day of the session. But I would like to call his attention to the fact that on May 23, 1955, a bill was introduced in the Senate which would have increased the borrowing capacity of the General State Authority. Another one was introduced on January 30th of this year. On February 22d, the House had a bill introduced which was House Bill 2043, dealing with this subject, but the decision was made in the Senate that they would not consider this matter until near the end of the session and that is the reason why we have it before us at this late date.

Now if he can convince his Republican brethren in the Senate some day that they should not delay matters of this kind until this time, then I am sure we can consider them when the full membership is here and we have had ample time to study the bill in all of its details.

I want to lay the blame for the long delayed action on this right where it belongs and that is in the lap of the state Senate and not in ours.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—192

Agnew,	Gelfand,	McCann,	Royer,
Amarando,	George,	McCormack,	Rubin,
Anderson, M. S.,	Gibb,	McGee,	Rudisill,
Anderson, S. A.,	Gibson,	McInroy,	Sarraf,
Banker,	Goldstein,	McKeever,	Scarcelli,
Barnatovich,	Gramlich,	McLaughlin,	Schuster,
Bell,	Guss,	McWherter,	Sherman,
Blair,	Guthrie,	Meholchick,	Sigman,
Boies,	Hamilton, R. K.,	Metz,	Smith, C. C.,
Bonner,	Hass,	Mihm,	Smith, W. B.,
Boory,	Haudenshield,	Mikula,	Snider,
Bower,	Heavey,	Miller,	Stank,
Branca,	Helm,	Mills,	Stebbins,
Breisch,	Henzel,	Monroe,	Steckel,
Brennan, A. P.,	Hewitt,	Moody,	Stephens,
Brennan, J. J.,	Hocker,	Moran,	Stevenson,
Brenninger,	Holt,	Moscrip,	Stone,
Breth,	Horst,	Muldowney,	Stoner,
Brown,	Houk,	Mullen,	Strausser,
Bucchin,	Isaacs,	Munley,	Stroup,
Bullen,	Jenkins,	Murphy,	Swartz,
Capano,	Johnson,	Murray, H. P.,	Taylor,
Cianfrani,	Jones, G. E.,	Murray, J. J.,	Thomas,
Cioffi,	Jones, T. H. W.,	Murray, P. G.,	Thompson,
Comer,	Kamyk,	Musto,	Toll,
Cooper,	Kehler,	Naugle,	Toomey,
Curwood,	Keller,	Needham,	Varallo,
Davis,	Kent,	Ogilvie,	Varner,
Donahue,	Kline,	Olsen,	Vaughan,
Donaldson,	Knecht,	O'Neil,	Verona,
Dougherty,	Kolankiewicz,	Pacchioli,	Wall,
Down,	Kooker,	Parry,	Wallace,
Ehrgood,	Kornick,	Pashley,	Walsh,
Eilberg,	Kratz,	Paulhamus,	Wargo,
Eshleman,	Lafore,	Petrosky,	Waterhouse,
Ewing,	Leiby,	Pettigrew,	Weidner,
Farabaugh,	Leisey,	Polaski,	Welsh,
Filo,	Leonard,	Polen,	Wescott,
Fineman,	Leven,	Pomeroy,	Wheeler,
Flint,	Limper,	Price,	Whitenight,
Floyd,	Lippincott,	Pursley,	Willaredt,
Flynn,	Lopresti,	Readinger,	Williams,
Foster,	Lovett,	Reibman,	Wilt,
Frank,	Lutty,	Reidenbach,	Wood,
Frascella,	Magee,	Renwick,	Yetter,
Frost,	Mahan,	Rigby,	Yetzer,

Gaffney,	Markley,	Rosen,	Ziegler,
Garlock,	Maxwell,	Rovansek,	Andrews, Speaker

NAYS—5

Auker,	Erb,	Jump,	Light,
			Worley,

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1078, entitled:

An Act amending the "Boiler Regulation Law" * * * excepting certain boilers from the provisions requiring inspection during construction

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules for the purpose of further study.

The motion was agreed to.

RESOLUTION

PAYMENT OF DECEASED AND RESIGNED MEMBERS SALARIES

Messrs. READINGER, CHARLES C. SMITH, JOHNSON and LOVETT asked and obtained unanimous consent to offer a resolution, which was read, considered and adopted as follows:

In the House of Representatives, May 2, 1956.

Whereas, Representative M. Joseph Connelly, Representative Henry C. Spencer, and Representative Clarence M. Lawyer, Jr., our late colleagues, died during the present legislative term; and

Whereas, Representative Wilbur H. Hamilton and Representative John C. Kubacki resigned as members of the General Assembly on January 1, 1956, because the laws of Pennsylvania prohibited their holding the position of member of the House of Representatives and member of city council at the same time; and

Whereas, No successors were elected to fill the unexpired portion of their respective terms; and

Whereas, Each of these members completed substantially all of their duties while in office; therefore be it

Resolved, That the Chief Clerk of the House of Representatives, pay to the widows, or if no widow, the personal representative of the deceased members and to the former Representatives, to Honorable Wilbur H. Hamilton and Honorable John C. Kubacki, the sum of six hundred dollars each, said sum being the balance of the salaries due to each of the above named members.

The SPEAKER pro tempore. The Chair requests the Speaker to return to the rostrum.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Armstrong for presiding.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 275.

An Act amending the act of May seventeen one thousand nine hundred twenty-nine (P. L. 1798) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for county school township and road purposes in the counties school districts and townships where such forests are located and making an appropriation" increasing the amounts of payments from the Commonwealth to counties and making an appropriation.

HOUSE BILL No. 653.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing additional disability and superannuation retirement allowances

HOUSE BILL No. 806.

An Act to promote the welfare of the people of the Commonwealth by rendering financial assistance to industrial development agencies engaged in promoting the development and expansion of business industry and commerce in the respective counties of the Commonwealth prescribing procedures for the rendering of such assistance and empowering the Department of Commerce of the Commonwealth to administer the same and making an appropriation

HOUSE BILL No. 880.

A Supplement to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (Pamphlet Laws 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting any State employe as a contributor under the provisions of the State employes' retirement system and who was an employe under the public school system of the Commonwealth and made contributions to the Public School Employes' Retirement Fund on account of such public school service to obtain credit for such service in the State employes' retirement system under certain conditions

HOUSE BILL No. 901.

An Act making an appropriation to the Trustees of the University of Pennsylvania

HOUSE BILL No. 903.

An Act making an appropriation of the Trustees of the University of Pennsylvania for the School of Veterinary Medicine

HOUSE BILL No. 917.

An Act amending the act of March 10 1949 (P L 30) entitled "An act relating to the public school system including certain provisions applicable as well to private and parochial schools amending revising consolidating and changing the laws relating thereto" providing for equal reimbursement to school districts of the first class A and first class for the school year 1954-1955

HOUSE BILL No. 929.

An Act amending the act of July 20 1917 (P L 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing mileage

HOUSE BILL No. 944.

An Act amending the act of August twenty-fourth one thousand nine hundred fifty-one (Pamphlet Laws 1417) entitled as amended "An act to provide revenue for State purposes by imposing a property tax for a limited period of time on the net incomes derived from sources within the Commonwealth of certain corporations joint-stock associations and limited partnerships excluding certain income providing for the assessment collection settlement and resettlement of taxes and reviews and appeal therefrom conferring powers and imposing duties on certain persons corporations joint-stock associations limited partnerships State and county officers boards an departments making an appropriation and providing penalties' changing formula for determining gross receipts of corporations owning property or carrying on activities within and without the Commonwealth and the penalty for failure to make report or for making false report and increase the rate of tax for a limited period of time."

HOUSE BILL No. 983.

An Act amending the act of May 1 1929 (P L 905) entitled "An act for the protection of the public safety regulating the use of mighways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" including within the definition of "Commercial Motor Vehicle" and excluding from the definition of "Motor Omnibuses" buses transporting pupils of private and parochial schools and Sunday school children and by regulating the use of commercial motor vehicles

HOUSE BILL No. 984.

An Act amending the act of May 28, 1937 (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractural relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons assocations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to approprate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" excluding buses owned by or under contract with school districts private or parochial schools for the transportation of school children and children to Sunday school from the definition of common carrier by motor vehicle and contract carrier by motor vehicle

HOUSE BILL No. 1065.

An Act making an appropriation to the Trustees of Temple University at Philadelphia Pennsylvania

HOUSE BILL No. 1073

An Act providing for the establishment of forestry conservation camps by the Department of Forests and Waters for the development and conservation of the forests of this Commonwealth and for the rehabilitation and training of male youth giving additional powers to the Department of Welfare and making an appropriation

HOUSE BILL No. 1116.

An Act enabling governing bodies of cities of the second class to establish by ordinance the requirements of responsible bidders for city printing

HOUSE BILL No. 1202.

An Act providing for the payment of the salary medical

and hospital expenses of custodial employes of State penal and correctional institutions who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period

HOUSE BILL No. 1240.

An Act to amend the act approved the twenty-third day of May one thousand eight hundred eighty-seven (P. L. 164) entitled "An act to secure to laborers within this Commonwealth the benefits of the exemption laws of this Commonwealth and to prevent assignment of claims for the purpose of securing their collection against laborers outside of this Commonwealth" by forbidding creditors to sue resident debtors of this Commonwealth in the courts of another State where the creditor debtor and intended garnishee are within the jurisdiction of the Pennsylvania courts and providing penalties

HOUSE BILL No. 1280.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire tracts of land in the Boroughs of Edinboro Erie County for use of the Edinboro State Teachers' College and making an appropriation

HOUSE BILL No. 1297.

An Act amending the act of July 28, 1953 (P. L. 723) entitled "An act relating to counties of the second class amending revising consolidating and changing the laws relating thereto" authorizing county and regional planning commissions to receive and expend gifts grants and appropriations of money from any source including Commonwealth Federal or local funds

HOUSE BILL No. 1324.

A Supplement to the act of April 1, 1863 (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect

HOUSE BILL No. 1482.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the Western Psychiatric Institute and Clinic

HOUSE BILL No. 1483.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance and operation of the University

HOUSE BILL No. 1491.

An Act permitting the office of register of wills and the office of the prothonotary in cities of the first class to be closed on Saturdays for the transaction of business and authorizing certain actions to be performed in that office on the day succeeding the day required by law

HOUSE BILL No. 1510.

A Joint Resolution proposing an amendment to article sixteen section seven of the Constitution of the Commonwealth of Pennsylvania to delete the requirement that stock indebtedness of private corporations may not be increased without stockholders consent obtained at a meeting held after sixty days' notice

HOUSE BILL No. 1612.

An Act making an appropriation to the Trustees of the College of Lincoln University Chester County

HOUSE BILL No. 1629.

A Supplement to the act approved the twenty-second day of August one thousand nine hundred fifty-three (Appropriation Acts page 54) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and fifty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-three" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred fifty-five

HOUSE BILL No. 1632.

An Act making an appropriation to the Department of Welfare to reimburse State-aided hospitals and the Philadelphia General Hospital for part of the cost of training student nurses in approved schools of nursing

HOUSE BILL No. 1635.

An Act to provide for the ordinary expenses of the Department of Health for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

HOUSE BILL No. 1636.

An Act making an appropriation to the Department of Health for the use of the Institute for Cancer Research Incorporated Fox Chase Philadelphia Pennsylvania

HOUSE BILL No. 1638.

An Act to provide for the interest and sinking fund requirements of the funded debt of the Commonwealth

HOUSE BILL No. 1639.

An Act making appropriations to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first one thousand nine hundred fifty-five and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first one thousand nine hundred fifty-five and limiting the amount thereof available for administrative expenses

HOUSE BILL No. 1647.

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

HOUSE BILL No. 1650.

An Act making an appropriation to the several fire companies of the City of Harrisburg Pennsylvania to the Huntingdon Volunteer Fire Company to the Lower Allen Volunteer Fire Company to the Camp Hill Volunteer Fire Company to the Summerdale Fire Company No. 1 and to the Cresson Voluntary Fire Company of Cresson Pennsylvania and making an appropriation to the Hollidaysburg Volunteer Fire Company and the Duncansville Volunteer Fire Company for the protection of State property

HOUSE BILL No. 1651.

An Act making an appropriation for moneys in the Toll Bridge Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth

HOUSE BILL No. 1655.

An Act making an appropriation to the Department of Agriculture for the control of stem rust of wheat oats barley and rye by the eradication of rust spreading bar-

berry bushes and providing for payment thereof to counties making like expenditures of county funds

HOUSE BILL No. 1656.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation protection and development of buildings and grounds at Ephrata Cloisters a famous historical shrine belonging to the Commonwealth

HOUSE BILL No. 1657.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation and improvement of the Drake Museum and the Drake Well Memorial Park

HOUSE BILL No. 1658.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the maintenance and development of the Daniel Boone Homestead

HOUSE BILL No. 1659.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the maintenance and development of the Pennsylvania Farm Museum of Landis Valley

HOUSE BILL No. 1660.

An Act making an appropriating to the Pennsylvania Historical and Museum Commission for repairs to the property known as "Old Economy"

HOUSE BILL No. 1673.

An Act to provide for the ordinary expenses of the Department of Welfare for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

HOUSE BILL No. 1688.

An Act making an appropriation to the Department of Property and Supplies for the construction of armory facilities under certain conditions

HOUSE BILL No. 1728.

An Act making an appropriation to the Department of Property and Supplies for the purchase and installation of equipment for the Commonwealth Cafeteria and expense incident thereto.

HOUSE BILL No. 1774.

An Act amending the act of May 20 1915 (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employes of said cities and all county or other public employes if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" extending the time for claiming credit for service with a school district of the first class and increasing the time of service which may be claimed

HOUSE BILL No. 1778.

An Act to authorize the transfer of certain automobiles used in child welfare programs and purchased with Federal funds to certain counties

HOUSE BILL No. 1886.

An Act to amend section two hundred one of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 512) entitled "An act relating to the administration and distribution of decedents' estates trust estates minors' estates and absentees' estates both as to real and personal property and the procedure relating thereto including the disposition of such estates or portions thereof and the determination of title thereto without the appointment of a fiduciary in certain cases the appointment bond removal and discharge of fiduciaries of such estates their powers duties and liabilities the rights of persons dealing with such fiduciaries and the rights of persons claiming an interest in such estates or in property distributed therefrom whether as claimants or distributees and containing provisions concerning guardians of the person or minors the powers duties and liabilities of sureties and of foreign fiducaries the abatement survival and control of actions and rights of action and the presumption of death and also generally dealing with the jurisdiction powers and procedures of the orphans' court and of the register of wills in all matters relating to fiduciaries" by changing the amount of wages salary or pension which an employer may pay to a deceased employee's spouse or other certain persons whether or not a personal representative has been appointed

HOUSE BILL No. 1890.

An Act reenacting and amending the act of September 26 1951 (P. L. 1518) entitled "An act to provide for the registration and protection of trade-markes and to secure the rights property and interests therein providing for the assignment cancellation and revocation thereof and imposing penalties for violations conferring powers and imposing duties upon the Secretary of the Commonwealth in the administration thereof and to repeal all acts inconsistent therewith" extending the act to service-marks used to identify certain services and distinguish them from others

HOUSE BILL No. 1945.

An Act amending the act of April 9, 1929 (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensaiton of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" changing requirements in promulgating rules and regulations by the Department of Health

HOUSE BILL No. 1955.

An Act amending the act of September 3, 1955 (Appropriation Act No. 17-A), entitled 'An act making an appropriation to the Council of Civil Defense for disaster relief in connection with the hurricane and flood damage of August, one one thousand nine hundred fifty-five,' making the moneys appropriated available for flood damage of October, 1955, and any flood damage during the year of one thousand nine hundred and fifty-six."

HOUSE BILL No. 1956.

An Act authorizing the Department of Property and Supplies to sell and convey 57.8 acres more or less of land situate in Hanover Township Beaver County Pennsylvania with the approval of the Governor

HOUSE BILL No. 2055.

An Act to amend section 9 of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for payments by the Commonwealth into the public school employes' retirement fund in lieu of reimbursement by the Department of Public Instruction State Teachers Colleges Thaddeus Stevens Trade School Pennsylvania State Oral School for the Deaf Scotland School for Veterans' Children and Pennsylvania State University

HOUSE BILL No. 2069.

An Act authorizing the appointment of a Joint committee of the House and Senate under the joint State Government Commission for the purchase of making a study and investigation and legislative recommendations relating to subsidence of surface soil in anthracite and bituminous coal mining regions and the damages occurring as a result of subsidence conferring powers and imposing duties on the committee and the commission and making an appropriation to the Joint State Government Commission

HOUSE BILL No. 2087.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duities upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justice of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making applications for registration changing annual registration fees for certain commercial motor vehicles truck tractors trailers and semi-trailers prescribing certain engine capacity and additional equipment requirements for certain vehicles changing the maximum gross weights allowed for certain vehicles providing a formula for determining the gross maximum weights and prescribing penalties

SENATE BILL No. 26.

An Act authorizing the department of highways with the approval of the Governor to erect and construct a toll bridge over the Monongahela River connecting the state highway system in Washington County with the system of state highways in Fayette County and to provide the necessary approaches and connections with such state highways empowering counties to pay certain damages providing for the collection of tolls and making an appropriation

SENATE BILL No. 188.

An Act relating to the practice of Opthalmic Dispensing providing for the licensure and registration of Dispensing Opticians authorizing the issuance of certificates to registered qualified Opthalmic Dispensers creating a State Board of Examiners for Dispensing Opticians to determine the respective qualifications of applicants and defining specific powers and duties thereof providing for penalties for violations of the provisions thereof and providing for appeals to Court

SENATE BILL No. 282.

An Act amending the act of June 23, 1931 (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" fixing minimum salaries for paid firemen in certain cities

SENATE BILL No. 317.

An Act fixing the salaries and compensation of the Chief Justice and Judges of the Supreme Court of the President Judge and Judges of the Superior Court the judges of the courts of common pleas and the judges of the orphan's courts the judges of the Municipal Court of Philadelphia and the judges of the County Court and Juvenile Court of Allegheny County certain associate judges not learned in the law certain state officers and the salary and expenses of the General Assembly and repealing certain inconsistent acts.

SENATE BILL No. 318 .

An Act pertaining to the payment of compensation to judges upon retirement under certain conditions and imposing duties on certain State officers.

SENATE BILL No. 343.

An Act making an appropriation to the Department of Agriculture for the maintenance and operation of the Regional Poultry Diagnostic Laboratory at the National Agricultural College Farm School Pennsylvania

SENATE BILL No. 425.

An Act making an appropriation to the Department of Property and Supplies for sanitary and surface drainage sewer disposal at the California State Teachers College

SENATE BILL No. 562.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire two tracts of land containing 2.42 acres more or less in the City of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

SENATE BILL No. 563.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire sixty-two acres more or less of land in the City of Lock Haven for the use of the Lock Haven State Teachers College and making an appropriation

SENATE BILL No. 659.

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania and prescribing certain conditions upon which the appropriation will be available to the school

SENATE BILL No. 695.

An Act amending the act of May 15, 1933 (P. L. 624), entitled, as amended, "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations

with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the converision of National banks into State banks, and for the licensing of private bankers and employes' mutual banking associations; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers and employes' mutual banking associations, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations, employes' mutual banking associations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," further providing for the power of bank and trust companies and trust companies to establish and maintain mortgage investment funds.

SENATE BILL No. 905.

An Act authorizing the Department of Property and Supplies to acquire by gift ninety-three acres more or less of land with buildings thereon in the City of Pittsburgh Allegheny County for maintenance by the Department of Health as a sanitorium or hospital for the reception and treatment of indigent persons affected with tuberculosis and making an appropriation

SENATE BILL No. 968.

An Act making an appropriation to the Department of Welfare for use in the treatment of mentally retarded children and for the repair of buildings used in the treatment of mentally retarded children

SENATE BILL No. 971.

An Act amending the act of December 22, 1955 (Appropriation Acts No. 29A) entitled "An act to provide for the ordinary expenses of the Department of Public Instruction for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five and making appropriations to the Department of Public Instruction for reimbursements to school districts" increasing the amount of the appropriation for state teachers colleges

SENATE BILL No. 1000.

An Act amending the act of May 2, 1945 (P. L. 375) entitled as amended "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries wages and other compensation payable out of the treasury of such cities from and after the first day of January one thousand nine hundred and forty-six of all public officers clerks and other public employes except the salaries of elected officers whose salaries are fixed by law" fixing minimum salaries for prothonotaries and deputies in Philadelphia

SENATE BILL No. 1009.

An Act amending the act of July 28, 1953 (Appropriation Acts page 16 Act No. 20-A) entitled "An act making an appropriation to the Department of Forests and Waters for the protection and stabilization of Presque Isle Peninsula and Erie Harbor at Erie" authorizing the use of funds for improvement and development purposes

SENATE BILL No. 1014.

An Act authorizing the Department of Property and Supplies with the approval of the Pennsylvania Historical and Museum Commission to acquire lands comprising the Captain William Phillips' Rangers Memorial in Liberty Township Bedford County providing for the control management supervision improvement restoration and maintenance thereof by the Pennsylvania Historical and Museum Commission and making appropriations

SENATE BILL No. 1018.

An Act amending the act of July 25, 1955 (P. L. 273) entitled "An act authorizing counties cities boroughs incorporated towns townships school districts poor districts and county institution districts to file tax and municipal claims not filed within the time specified by law and to amend such claims when the property affected is not sufficiently described and to file suggestions of nonpayment and averments of default or to sue out writs of scire facias on certain tax or municipal claims and to revive judgments where the lien of such claims or the judgments thereon have been lost and providing for the reinstatement of the liens of such claims and judgments" extending the time during which political subdivisions may act under the provisions thereof

SENATE BILL No. 1029.

An Act amending the act of April 6, 1953 (P. L. 3) entitled "An act relating to certain commercial transactions in or regarding personal property and contracts and other documents concerning them including sales commercial paper bank deposits and collections documentary letters of credit bulk transfers warehouse receipts bills of lading other documents of title investment securities and secured transactions including certain sales of accounts chattel paper and contact rights providing for public notice to third parties in certain circumstances regulating procedure evidence and damages in certain court actions involving such transactions contracts or documents and to make uniform the law with respect thereto" further regulating filing with respect to perfecting security interests

SENATE BILL No. 1046.

An Act making an appropriation to the Department of Forests and Waters for redevelopment improvement and construction of the Port of Philadelphia

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTION INTRODUCED AND REFERRED

By Mr. WORLEY. RESOLUTION (Not printed)

In the House of Representatives, May 21, 1956.

Hon. Franklin Menges, Congressman from the old York-Adams Congressional District from 1925 to 1931, died in Arlington, Virginia on Saturday, May 12, 1956, at the advanced age of ninety-seven.

Dr. Menges was a scientist, farmer, educator and lecturer and an active member of the Lutheran Church. For a period of his life he taught at Gettysburg College.

He married the former May McIlhenny of Gettysburg; therefore be it

Resolved, That this House pause a moment during its deliberations to do homage to a faithful and efficient public servant and an active and public spirited humanitarian; and be it further

Resolved, That a copy of these resolutions be transmitted to Dr. Menges' nephew, Hugh C. McIlhenny, Assistant Editor of the Gettysburg Times.

Referred to the Committee on Rules.

STATEMENT BY SPEAKER

The SPEAKER. The Chair desires the privilege of

making a brief statement in connection with some verses that are being circulated from desk to desk in another chamber where legislation is considered.

This poem was addressed to the Legislature of 1879 and it goes to prove that no matter how much things change politically they remain the same. Since 1879 and as I read history, since 1879 BC erudite editors have been looking down their equiline patrician noses at this particular breed of persons who serve in Legislatures and who have over the years, through the centuries, made it a business to belittle those who have labored in the Legislature and even in the Halls of Congress of our various republics. There is not much difference in the temper of the verses written in 1879 and certain strains of comment that pass these days for editorial opinion.

These verses read:

TO THE LEGISLATURE OF 1879

Ring out, wild bells, your merry peal.
As soon as the joyful news is learned—
Ring out with earnest, brazen zeal—
The Legislature has adjourned!
Farewell to long oppressive ills—
Farewell to blunders, big and small,
To crazy laws and foolish bills.

Farewell to wind and taffy, too—
Investigations weak and slim—
Farewell to witewash, old and new—
That patent whitewash, cheap and dim!
Farewell to many a little scheme,
To many a scheme that died so hard;
Farewell the statesman's nightly dream,
The jamboree and faro card.

Farewell, ye talkee-talkee band,
Go, take a rest, sit down a spell;
Farewell, ye statesmen of our land,
And bless ye for the word farewell.

The above poem was found in a copybook of an Avoca man, long since dead, by his clergyman son and forwarded to me. The author's name was not given. My correspondent, in sending the poem along, said "they (the lawmakers) apparently had their troubles with the Legislature then, too." The Legislature of 1879 was in session from January 7 to June 6 or 151 days.

That, I repeat, is exactly in the spirit of those who comment in this progressive day of ours.

I want to say as I have said about the administration of a previous Governor, and as I have frequently said, when the content, the legislative content, of the previous administration is analyzed and balanced, so far as legislation is concerned the previous Governor deserves rank as a good Governor.

I say to the Members of this House on both sides, I say to the Press of this state, and I say to the public of this state, that however much they may criticize the manner and the method of our doing, when the legislation that this General Assembly has given to those who labor in industry, has given to those who suffer by reason of various mental and physical ills, has given to those who in past times have rendered service in our schools, has given to those who now minister in our schools, when all of that is analyzed, the inevitable fair verdict will be that while we perhaps took overly long in doing the job insofar as legislation is concerned, every Member of this House can go home and be proud of the legislative comment, the sneering editorial comment to the contrary notwithstanding.

Mr. FILO. Mr. Speaker, since we just heard a poem for the Legislature of 1879, I have a little poem here which I think would apply to the present session and I beg you to listen to the poem.

The SPEAKER. Is is up to the 1879 standard?

Mr. FILO. I believe it is, sir.

The SPEAKER. With the indulgence of the House the gentleman may proceed.

Mr. FILO. This is a poem by Edgar A. Guest, and the title of the poem is:

TIME OUT FOR SUMMER

Bang the gavel on the stand,
Say "good-bye" and wave your hand.
Mr. Chairman, now you may
Put the joke books old away,
Until summer comes and goes
Here's the banquet season's close

When at home the table's set,
What you choose to eat you'll get.
Be it stew or chop or steak,
You will have no notes to make
Of the ones to introduce,
So enjoy your glass of juice.
There will be no singing group

To present when done with soup;
None to rise to take a bow,
You can eat your dinner now.
You can get the rest you need
Without telegrams to read.

Without lectern, two lamps lit.
At your table you can sit
'Till the summer time has gone,
There will be no "mike" turned on.
Mr. Chairman, homeward wend.
Here's the banquet season's end.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1008.

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (Pamphlet Laws 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by further regulating violations and the imposition of penalties the duration of field trials and fox hunting and modifying the limitation of the purchase price of State game lands

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 3, line 13, by striking out the brackets before and after the word "nineteenth" and striking out the word "thirty-first"; by striking out the brackets before and after the word "August" and striking out the word "July";

Amend Section 5, page 8, line 3, by inserting after the word "Refuges" the following: "not exceeding one hundred dollars per acre and."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker
Garlock,			

NAYS—0

NOT VOTING 8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1143.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating, as a departmental administrative advisory board, the Coal Research Board in the Department of Mines, prescribing its organization, powers and duties, and making an appropriation.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives as requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 2, page 5, line 2, by striking out after the word "of" the word "five" and inserting in lieu thereof the word "six"; line 2, by inserting after the word "Commonwealth" the words "appointed by the Governor and"; line 3, by striking out after the word "mines" the words "ex officio and the Secretary of Commerce ex officio The Governor shall designate" and inserting in lieu thereof the words "who shall be"; line 5, by striking out after the word "Board" the words "and the Secretary of Mines or his representatives shall act as Secretary of the Board"; page 5, line 7, by inserting after the word "board" the following: Two of whom shall be anthracite operators two bituminous coal operators one a representative of the labor collective bargaining agency of the anthracite industry and one a representative of the labor collective bargaining agency of the bituminous coal industry. Page 5, Line 14, by inserting after the word "industry" the words "and shall be appointed for three year terms;" page 5, by striking out all of lines 16 to 20 and lines 1 and 2 on page 6, as follows: "In the initial appointment of the membership of the board two members of the board shall be appointed for a term of two years two members for a term of three years and one member for a term of four years

"Each appointed member of the board shall receive actual traveling expenses and per diem compensation at the rate of twenty-five dollars per day for time actually devoted to the business of the board" Section 3, page 7, line 1, by striking out after the word "associations" the word "in" and inserting in lieu thereof the following: "in which have the necessary existing research laboratory facilities for"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,

Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2111.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land situate in Middletown Township Delaware County

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 7, by striking out after the figures "30" the word "feet" and inserting in lieu thereof the word "minutes"; line 11, by striking out after the figures "30" the word "feet" and inserting in lieu thereof the word "minutes"; line 14, by striking out after the figures "06" the word "feet" and inserting in lieu thereof the word "minutes"; line 15, by striking out after the figures "160.15" the word "feet" and inserting in lieu thereof the word "minutes"; line 18, by striking out after the figures "30" the word "feet" and inserting in lieu thereof the word "minutes."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RECESS

The SPEAKER. If there is no objection, the Chair will

declare a recess until 3:00 p. m., E.S.T. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1675

Mr. POLEN. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1675.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1854

Mr. POLEN. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1854.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1856

Mr. POLEN. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1856.

The SPEAKER. The report will lie over for printing under the Rules.

REPORT OF COMMITTEE ON CONSERVATION AND WILD LIFE

Mr. BRETH. Mr. Speaker, I wish to submit the final report of the Committee on Conservation and Wild Life as directed under House Resolution No. 6, together with certain stenographic records kept by the Committee. I request that it be included in the Journal.

The SPEAKER. The report will be noted in the Journal and printed in the Appendix.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 879 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 879, Printer's No. 1730, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

RECONSIDERATION OF VOTE

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. PETROSKY. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Berks, Mr. Readinger, vote on the final passage of this bill?

Mr. READINGER. Mr. Speaker, I voted with the prevailing side.

The SPEAKER. How did the gentleman from Westmoreland, Mr. Petrosky, vote on final passage of this bill?

Mr. PETROSKY. Mr. Speaker, I voted with the prevailing side.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. READINGER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. READINGER. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

Amend Section 1 (Section 1), page 4, line 13, by striking out "seven" and inserting "six."

The SPEAKER. Will the House give unanimous consent to the offering of an amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

COMMITTEE RECORDS

The SPEAKER. In accordance with the provisions of House Rule 31, the Chairmen of the Standing Committees of the House are required to file with the Chief Clerk, all committee records. The Chairmen are directed at their earliest convenience to comply with the provisions of this rule.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1974.

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania State Board of Censors

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 1, by striking out after the word "of" the following: "two hundred thirty-five thousand dollars ($235,000)" and inserting in lieu thereof the following: "one hundred thousand dollars ($100,000)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam.	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 2006

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 18, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 2006, Printer's No. 1390, entitled "An Act amending the act of May 21, 1943 (P. L. 595) entitled 'An act authorizing the Department of Property and Supplies to establish operate and maintain self-sustaining restaurants as herein defined in the State Capitol creating a revolving fund for this purpose to be known as The State Restaurant Fund providing additional duties for the State Treasurer and the Department of Health in connection therewith and appropriating the necessary funds for these purposes' changing provisions relating to the operation of restaurants in the basement of the Main Capitol Building."

This bill is subject to conflicting interpretations. By the deletion of the phrase "adjacent buildings," it apparently limits the operation of restaurants by the Commonwealth to the Capitol Building and it confines the operation of these restaurants to the Department of Property and Supplies.

I believe the Department of Property and Supplies should have authority to establish restaurants or eating facilities of various types for the convenience of Commonwealth employes in all buildings owned by the Commonwealth. The type of eating facilities should be discretionary with the department since the number of employes varies in the different buildings. The department should be able to establish standards of service and sanitation, and, since these are all matters of administration, they should be under the jurisdiction of the executive branch of the government.

The Department of Property and Supplies is charged with the maintenance of all Commonwealth buildings. It should have the authority to supervise food services located within these buildings for the accommodation of Commonwealth employes.

This bill would defeat these objectives. I have no alternative but to veto it.

For these reasons, the bill is not approved.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 407

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 18, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 407, Printer's No. 1696, entitled "An Act amending the act of August 10, 1951 (P. L. 1182) entitled 'An act relating to and defining chiropractic and the right to practice chiropractic requiring licensure conferring powers and imposing duties upon the State Board of Chiropractic Examiners and the Department of Public Instruction providing for the granting suspension and revocation of licenses issued by the board preserving the rights of existing licensees and giving them certain personal choice as to jurisdiction conferring jurisdiction upon the court of common pleas of Dauhpin County and prescribing penalties' extending the period of application for limited examination clarifying certain provisions thereof establishing further standards of educational conferences and requiring board approval thereof providing for branch office certificates and prohibiting branch office practice without such certificate."

The purpose of this bill is to extend the period for

application for limited examination and to set forth standards of educational conference conducted by the Pennsylvania Chiropractic Society, or another chiropractic educational conference approved by the board, and further to provide for branch office certificates and the prohibition of branch office practice without such certificate.

The bill is defective in that it fails to attain requisite constitutional attributes.

The constitutionality of Section 15 of the Act of August 10, 1951, (P. L. 1182), which section is amended by this bill, is presently under attack in the Court of Common Pleas of Dauphin County in the case of Eli Z. Martin et al. v. Francis B. Hass, Superintendent of Public Instruction of the Commonwealth of Pennsylvania et al., No. 185 Commonwealth Docket, 1954, No. 2126 Equity Docket, as a result of which the court ordered and decreed that a preliminary injunction issue enjoining and restraining the defendants from enforcing, or attempting or threatening to enforce the provisions of Section 15, supra.

This section was attacked for an alleged absence of standards governing the "quality or quantity of instruction or education to be included in the educational conference by the Pennsylvania Chiropractic Society, Inc., or to be included in an equivalent educational conference approved or ratified by the Board of Chiropractic Examiners, and as such allegedly amounted to an unconstitutional delegation of legislative power, contrary to the provisions of Section 1 of Article II of the Constitution of the Commonwealth of Pennsylvania."

This bill attempts to set forth minimum standards of instructions both qualitatively and quantitatively but continues to fall short of the constitutional mandates.

The Pennsylvania Chiropractic Society is a nongovernmental private corporation entirely removed from the control, supervision or jurisdiction of the Chiropractic Registration Act.

Although the bill attempts to set forth minimum standards of instruction, the Pennsylvania Chiropractic Society would, in effect, set forth the standards of instruction, together with standards for membership in the Society and attendance at educational conferences.

The board has no authority to compel the Society or any other organization to conduct the required educational conference. In effect, the Society or any other organization by not conducting such conferences could prevent licensing of applicants and continued licensure of the present licensees. Therefore, a Society which is a private, nongovernmental institution, by its failure to act, could render ineffective, the operation of the board, a governmental agency.

This bill, for these reasons, represents an unlawful delegation of legislative power to a private organization and in its application may well violate a person's right to equal protection under the law.

In addition, this bill permits the board, at its discretion, to excuse any licensee who has not complied with the provisions of Section 15, supra, "for physical or other hardship reasons." This phrase is too vague and uncertain to meet the requirement of reasonableness and certainty with respect to the actions of an administrative body.

For these reasons, the bill is not approved.

GEORGE M. LEADER.

COMMUNICATION AND BILL LAID ON TABLE

Mr. READINGER. Mr. Speaker, I move that the communication from the Governor together with the bill be laid on the table.

The motion was agreed to.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1825

Mr. PETROSKY. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 1825.

The SPEAKER. The report will lie over for printing under the Rules.

RESOLUTION No. 68 COMMITTEE APPOINTED

The SPEAKER. Pursuant to the terms of House Resolution No. 68, the Chair appoints as a committee, Messrs. MUSTO, FLINT and PARRY.

RESOLUTION

RETURNING HOUSE BILL No. 2056 TO GOVERNOR

Mr. READINGER offered a resolution which was read considered and adopted as follows:

Resolved (the Senate Concurring), That House Bill No. 2056, Printer's No. 1569, entitled "An act to amend the act of June 27, 1923 (P. L. 858), entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes; defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process, and providing penalties,' defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956 as State employes," which was recalled from the Governor May 17, 1956, for the purpose of amendment be returned to the Governor without amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

The SPEAKER. The Chair wishes to state that the Chair does not believe there is an outside chance of being able to complete the business of this House during the present calendar day. If the business of this House runs past 12:00 o'clock tonight, the Chair will insist upon an adjournment until tomorrow.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 1008.

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by further regulating violations and the imposition of penalties the duration of field trials and fox hunting and modifying the limitation of the purchase price of State game lands

HOUSE BILL No. 1143.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administra-

tive departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating, as a departmental administrative advisory board, the Coal Research Board in the Department of Mines, prescribing its organization, powers and duties, and making an appropriation.

HOUSE BILL No. 2111.

An Act authorizing the Department of Property and Supplies with the aproval of the Governor to sell and convey 26,270 square feet more or less of land situate in Middletown Township Delaware County

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

Mr. READINGER. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2100

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. LOPRESTI, McCANN and WATERHOUSE.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 1073, entitled:

An Act making it unlawful to carry on the business of selling merchandise coupons unless upon filing an application to that effect in the office of the Secretary of the Commonwealth requiring nonresident applicants to have a resident agent prescribing the effect of failure to file such application providing that certificates of the Secretary of Commonwealth shall be admitted in evidence prescribing the duties of and fixing the fees of the Secretary of the Commonwealth and providing penalties

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. READINGER. Mr. Speaker, I move that this bill be recommitted to the Committee on Rules.

The motion was agreed to.

ADJOURNMENT

Mr. HELM. Mr. Speaker, I move that this House do now adjourn until Tuesday, May 22, 1956 at 9:00 a. m., EST.

The motion was agreed to, and (at 4:47 p. m., EST) the House adjourned.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1955. 141st of the General Assembly.

Vol. 34. HARRISBURG, PA., TUESDAY, MAY 22, 1956. No. 186.

SENATE

TUESDAY, MAY 22, 1956.

The Senate met at 9:00 o'clock, a.m., Eastern Standard Time.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

PRAYER

Honorable FRANK W. RUTH, a Member of the Senate from Berks County, offered the following prayer:

Almighty God, our Heavenly Father, we thank Thee that Thou hast given us the help and the strength to complete this work. We pray Thy blessing upon us as we go on into our regular field of work and may we have the strength to do that to Thine honor and glory.

As we complete the day and turn back to our homes, we say one to another:

"God be with you 'til we meet again;
When life's perils thick counfound you, he places his arm unfailing 'round you;
God be with you 'til we meet again."

We ask it in Thy Holy Name, Amen.

JOURNAL APPROVED

The PRESIDENT pro tempore. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PECHAN and Mr. BARR, further reading was dispensed with, and the Journal was approved.

REPORT OF SPECIAL COMMITTEE OF SENATE TO INVESTIGATE INDUSTRIAL STRIFE IN THE STRIKE AGAINST THE WESTINGHOUSE ELECTRIC CORPORATION, ON BEHALF OF SENATOR ROWLAND B. MAHANY AND SENATOR ROBERT D. FLEMING, PURSUANT TO SENATE RESOLUTION, SERIAL No. 5a

Mr. FLEMING. Mr. President, I ask unanimous consent to make report from committee.

The PRESIDENT pro tempore. Is there objection? The Chair hears none.

Mr. FLEMING. Mr. President, I would like to submit the Report of the Special Committee of the Senate to investigate industrial strife in the strike at Sharon, Pennsylvania.

This is a partial report, made on behalf of Senator Mahany and myself. It is my understanding that Senator Dent, on behalf of himself and Senator Camiel, will also make a report.

There being no objection, the report (Pursuant to Senate Resolution, Serial No. 5a) was ordered to be printed in the Journal as follows:

Pursuant to a Senate Resolution of February 20, 1956, a Committee of four members was appointed to make an investigation of industrial strife and violence arising in the strike against Westinghouse Electric Corporation.

The Committee was composed of Senator Rowland B. Mahany, as Chairman and Senators Robert D. Fleming, John H. Dent and Peter J. Camiel.

The Committee held public hearings in the Court House at Mercer on Thursday and Friday, February 23 and 24.

At the opening of the hearing the Chairman invited any person to address the Committee who cared to do so. All witnesses were sworn but no transcript of the testimony was made except that the testimony of Judge Rodgers was taken by his court reporter. During the two days, 26 witnesses presented themselves and gave testimony in their own way with only an occasional question from the members of the Committee.

Mr. Snyder, Vice President and Manager of the Sharon plant of Westinghouse Electric Corporation, appeared, together with 18 other employees of the Company who were eye witnesses to violence at the Sharon plant.

Public officials appeared as follows:

Herman M. Rodgers, President Judge of the Court of Common Pleas of Mercer County
Richard Knowles, Sheriff of Mercer County
William E. Stuart, Chief of Police of Sharon
Michael J. Dunn, Mayor of Sharon

The following also appeared:

A Mrs. Haggard, whose husband is employed by

Sharon Steel Corporation
Eugene Dyll, President of I.U.E. Local 617
Henry Gunesch, business agent of I.U.E. Local 617

Moving pictures were shown evidencing violence and disorder.

Mr. Snyder offered in evidence as a written exhibit a running account of day by day incidents of violence and disorder at the Sharon plant and in the vicinity.

Messrs. Dyll and Gunesch of the I.U.E. gave their testimony by reading from prepared statements which were handed to the Committee.

During the two days of hearing everyone expressing a desire to testify was allowed to do so.

Findings of Fact

On the basis of sworn testimony, the Committee makes the following findings of fact:

1. From October 16, 1955, and continuing to the time of the investigation there had been a strike of certain of the employees of the Sharon plant of Westinghouse Electric Corporation. Of the 8,000 employees at the plant, a substantial number belong to International Union of Electrical Workers Local 617, which called the strike of its own members. Other employees belong to other unions which called no strike and some belong to no union. The plant also employs a number of officials and supervisors.

2. From the outset of the strike the plant was picketed by I.U.E. Local 617 and during the first two weeks practically no employees were permitted to enter the plant although fianlly some supervisors gained access to undertake fire protection and maintenance.

3. On October 28, 1955, the Court of Common Pleas of Mercer County, on petition of Westinghouse Electric Corporation, granted an injunction regulating the number of pickets allowed at the plant. This order was subsequently modified on December 10, 1955 and February 15, 1956, so as to limit the number of pickets and prescribe the distance between them. The Committee has copies of the pleadings, decrees and opinion of the Court.

4. Following the injunction, approximately 2,000 employees of the total of approximately 8,000 employed at the plant attempted to resume work. The number included plant officials, supervisors, members of the union not on strike and a number of members of the striking union I.U.E. Local 617 who are designated as "Back-to-workers." The number of back-to-workers reached as high as 350.

5. Upon the resumption of entry into the plant by those employees desiring to work, there ensued a blockade by the pickets against the workers asserting the right to work. The blockade was effected by mass picketing, standing in the way of pedestrians or automobiles at the plant gates, pushing, jostling, striking with fists, throwing stones, overturning automobiles and breaking automobiles windows. The scene at the gates conclusively proved by the moving pictures showed on a number of occasions rioting and mob violence accompanied by menacing gestures and occasional drunkenness. A number of employees returning to work were physically injured, some requiring hospitalization.

6. There was evidence of general violence in the Sharon area consisting of throwing of paint bombs at homes of Westinghouse employees and also over-throwing of cars and slashing of tires. However, no evidence was given as to who was responsible for this particular type of violence.

7. By reason of the continued intimidation and violence from day to day, worse at some times than others, a reign of terror prevailed in Sharon involving not only employees of Westinghouse desiring to work but members of the public at large.

8. Requests for state police aid were made either directly to the state police or to the Governor of the Commonwealth by Judge Herman M. Rodgers, Police Chief William E. Stuart, Mayor Michael J. Dunn, Mercer County Sheriff Richard Knowles, and by C. D. Moore, Manager of Industrial Relations of Westinghouse. These repeated requests were based on the inability of the local city police and the sheriff with his deputies to cope with the overwhelming number of the pickets. The sheriff and the city officials stated that they had insufficient numbers even with additional men to handle the situation.

While the sheriff stated that he could "handle the situation ninety per cent of the time" and that he did not need state police "right at the moment," the fact remains that terrorism continued.

Governor Leader refused all requests that the state police give their aid to curb and prevent violence in Sharon. However, there was evidence that state police were present in Sharon at times as observers but not in uniform and that state police were probably present on at least some of the occasions of disturbance at the plant gate. There was no intervention by them at any time to stop violence or prevent further violence and they made no arrests.

Conclusions

1. There was a breakdown of law and order in Mercer County not only in continuance and foreseeable continuance of crimes and misdemeanors and breaches of the peace but also in disobedience to the specific injunction decrees of the Court of Common Pleas of the County.

2. The local law enforcing agencies at times were unable to preserve public peace and order.

3. Regardless of right and wrong or responsibility between Westinghouse and the strikers in connection with the industrial dispute, the fact is that peace and order were not preserved in Sharon and a spirit of public fear prevailed in the community.

4. This Committee is of the opinion that the presence of the highly respected state police in uniform on official duty in the strike area would have had a quieting influence to preserve and keep the peace.

5. The law should be observed so that a striker may peacefully picket by keeping in mind at all times that law and order must be preserved. All public officers from the local police and local sheriff up to the Governor should carry out their oath of office to faithfully execute the laws of the Commonwealth of Pennsylvania.

6. The Committee has considered the effect which the reign of violence in Sharon may have on the campaign to attract new business in Pennsylvania. There is nationwide knowledge of the passive attitude of the law enforcing officers in the Commonwealth. The Committee is of the opinion that sensible men regard the atmosphere of law observance as a primary factor in choosing a place in which to live and work.

Recommendations

1. General Order No. 23 of the State Police, dated 1946, should be revoked.

As interpreted by one member of the Committee, the General Order prohibits the state police from responding to calls for aid from local officials "excepting in case of actual violence" and violence signifies that it "must have been committed and be continuing." It would be better to have no Order at all than to have one which nullifies law enforcement at the time when most needed.

State police aid is needed before violence commences, if violence can reasonably be anticipated and prevented. The Order as its stands prevents help unless there is an act of violence which continues in a state of constant rebellion until the police arrive. Unless the marauder keeps beating his victim the police may not appear.

Prevention is better than post mortem.

2. The responsibility of the sheriff should be enlarged.

The Act of May 31, 1841, P. L. 415, 16 P.S. 3921-3924, extending to Allegheny County by the Act of March 20, 1849, P. L. 184, 16 P.S. 3925, and Northampton County by the Act of April 15, 1863, P. L. 499, 16 P. S. 3926, should be extended to cover all counties in the Commonwealth of Pennsylvania.

This Act provides that the sheriff of the county, upon notice or upon knowledge of an impending riot or disturbance must take all legal means to protect property so attacked or threatened to be attacked, and upon neglect or refusal of the sheriff to perform his duties, he is held liable for damages done to the property upon the suit of the property owner and is guilty of a misdemeanor in office and, on conviction, his commission is voided. The Act of 1841 also gives the property owner a cause of action against the county for damages incurred as a result of destruction of property by mob violence.

3. The Joint State Government Commission should make a thorough study of the problems herein involved and make recommendations to the next session of the General Assembly.

(s) ROWLAND B. MAHANY, Chairman

(s) ROBERT D. FLEMING

By Senator Fleming:

I would like to add that if these proposals for increasing the efficiency of state and local enforcement agencies are adopted, a better means of preserving law and order in the midst of labor troubles in this Commonwealth will be available.

But the availability of a means of preserving law and order is not the key to the problem which the Sharon troubles highlighted. The means of stopping violence in Sharon was available. The Courts, the Sheriff, and the local officials took the steps which their sworn duty under the laws of this Commonwealth dictated. When they found they could not handle the situation, they did what other loyal and efficient public servants faced with a like problem would have done. They asked for State assistance.

They asked for help from the Chief Executive of the Commonwealth. Here is where law and order broke down in Sharon. The Governor did not act. No State Police were ordered to stop the stone-throwing, bombing, window-breaking, and terrorism in Sharon. No word of censure from the Governor came to discourage miscreants in this industrial battle. No protection was given innocent citizens and business men whose property, livelihood and bodies were imperiled by the unchecked violence of angry men.

For the trouble at Sharon had boiled over until it affected and endangered everybody and everything in the community. It was not a "private fight."

I contend that Governor Leader had both a legal and moral responsibility to intervene in the Sharon situation. And I contend that he abandoned his post of duty.

Because he shirked that duty, Pennsylvania got another black eye.

In my opinion the cure for this situation is not solely in the proposals made in the accompanying report of the Investigating Committee. It must come also from the positive acts of a Governor interested in convincing business, industry and the working people that he is on the side of order, and discipline, and fair play.

The PRESIDENT pro tempore. At this time, the Chair invites the gentleman from Allegheny, Mr. Fleming, to the rostrum to preside.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

REPORT OF SPECIAL COMMITTEE OF SENATE TO INVESTIGATE INDUSTRIAL STRIFE IN THE STRIKE AGAINST THE WESTINGHOUSE ELECTRIC CORPORATION, ON BEHALF OF SENATOR JOHN H. DENT AND SENATOR PETER J. CAMIEL, PURSUANT TO SENATE RESOLUTION, SERIAL No. 5a

Mr. BARR. Mr. President, I ask unanimous consent to make report from committee

The PRESIDING OFFICER. Is there objection? The Chair hears none

Mr. BARR. Mr. President, on behalf of Senator Dent and Senator Camiel,—Senator Dent is tied up in a Conference Committee—I submit the Report of the Special Committee of the Senate, appointed by Resolution of February 20, to investigate industrial strife in the strike against the Westinghouse Electric Corporation.

There being no objection, the report (Pursuant to Senate Resolution, Serial No. 5a) was ordered to be printed in the Journal as follows:

Pursuant to a Senate Resolution of February 20, 1956, a Committee of four members was appointed to make an investigation of industrial strife and violence arising in the strike against Westinghouse Electric Corporation.

The Committee was composed of Senator Rowland B. Mahany, as Chairman, and Senators Robert D. Fleming, John H. Dent and Peter J. Camiel

The Committee held public hearings in the Court House at Mercer on Thursday and Friday, February 23 and 24.

At the opening of the hearing the Chairman invited any person to address the Committee who cared to do so. All witnesses were sworn but no transcript of the testimony was made except that the testimony of Judge Rodgers was taken by his court reporter. During the two days, 26 witnesses presented themselves and gave testimony in their own way with only an occasional question from the members of the Committee.

Mr. Snyder, Vice President and Manager of the Sharon plant of Westinghouse Electric Corporation, appeared, together with 18 other employees of the Company who were eye witnesses to violence at the Sharon plant.

Public officials appeared as follows:

Herman M. Rodgers, President Judge of the Court of Common Pleas of Mercer County

Richard Knowles, Sheriff of Mercer County
William E. Stuart, Chief of Police of Sharon
Michael J. Dunn, Mayor of Sharon

The following also appeared:

A Mrs. Haggard, whose husband is employed by Sharon Steel Corporation

Eugene Dyll, President of I. U. E. Local 617

Henry Gunesch, business agent of I. U. E Local 617

Moving pictures were shown evidencing violence and disorder

Mr. Snyder offered in evidence as a written exhibit a running account of day by day incidents of violence and disorder at the Sharon plant and in the vicinity.

Messrs. Dyll and Gunesch of the I. U. E. gave their testimony by reading from prepared statements which were handed to the Committee.

During the two days of hearing everyone expressing a desire to testify was allowed to do so.

Findings of Fact

On the basis of sworn testimony, the Committee makes the following findings of fact:

1. From October 16, 1955, and continuing to the time of the investigation there had been a strike of certain of the employees of the Sharon plant of Westinghouse Electric Corporation. Of the 8,000 employees at the plant, a substantial number belong to International Union of Electrical Workers Local 617, which called the strike of its own members. Other employees belong to other unions which called no strike and some belong to no union. The plant also employs a number of officials and supervisors.

2. From the outset of the strike the plant was picketed by I. U. E. Local 617 and during the first two weeks practically no employees were permitted to enter the plant although finally some supervisors gained access to undertake fire protection and maintenance.

3. On October 28, 1955, the Court of Common Pleas of Mercer County, on petition of Westinghouse Electric Corporation, granted an injunction regulating the number of pickets allowed at the plant. This order was subsequently modified on December 10, 1955 and February 15, 1956, so as to limit the number of pickets and prescribe the distance between them. The Committee has copies of the pleadings, decrees and opinion of the Court.

4. Following the injunction, approximately 2,000 employees of the total of approximately 8,000 employed at the plant attempted to resume work. The number included plant officials, supervisors, members of the union not on strike and a number of members of the striking union I. U. E. Local 617 who are designated as "Back-to-workers." The number of back-to-workers reached as high as 350.

5. Upon the resumption of entry into the plant by those employees desiring to work, there ensued a blockade by the pickets against the workers asserting the right to work. The blockade was effected by mass picketing, standing in the way of pedestrians or automobiles at the plant gates, pushing, jostling, striking with fists, throwing stones, overturning automobiles and breaking automobiles windows. The scene at the gates conclusively proved by the moving pictures showed on a number of occasions rioting and mob violence accompanied by menacing gestures and occasional drunkenness. A number of employees returning to work were physically injured, some requiring hospitalization.

6. There was evidence of general violence in the Sharon area consisting of thowing of paint bombs at homes of Westinghouse employees and also over-throwing of cars and slashing of tires. However, no evidence was given as to who was responsible for this particular type of violence.

7. Requests for state police aid were made either directly to the state police or to the Governor of the Commonwealth by Judge Herman M. Rodgers, Police Chief William E. Stuart, Mayor Michael J. Dunn, Mercer County Sheriff Richard Knowles, and by C. D. Moore, Manager of Industrial Relations of Westinghouse. These repeated requests were based on the inability of the local city police and the sheriff with his deputies to cope with the overwhelming number of the pickets. The sheriff and the city officials stated that they had insufficient numbers even with additional men to handle the situation.

While the sheriff stated that he could "handle the situation ninety per cent of the time" and that he did not need state police "right at the moment," the fact remains that terrorism continued.

Governor Leader refused all requests that the state police give their aid to curb and prevent violence in Sharon. However, there was evidence that state police were present in Sharon at times as observers but not in uniform and that state police were probably present on at least some of the occasions of disturbance at the plant gate. There was no intervention by them at any time to stop violence or prevent further ivolence and they made no arrests.

Conclusions

1. There was a breakdown of law and order in Mercer County not only in continuance and foreseeable continuance of crimes and misdemeanors and breaches of the peace but also in disobedience to the specific injunction decrees of the Court of Common Pleas of the County.

2. The local law enforcing agencies at times were unable to preserve public peace and order.

3. Regardless of right and wrong or responsibility between Westinghouse and the strikers in connection with the industrial dispute, the fact is that peace and order were not preserved in Sharon and a spirit of public fear prevailed in the community.

Recommendations

1. General Order #23 of the State Police, dated 1946, should be revoked.

As interpreted by one member of the Committee, the General Order prohibits the state police responding to calls for aid from local officials "excepting in case of actual violence" and violence signifies that it "must have been committed and be continuing." It would be better to have no Order at all than to have one which nullifies law enforcement at the time when most needed.

State police aid is needed before violence commences, if violence can reasonably be anticipated and prevented. The Order as it stands prevents help unless there is an act of violence which con-

tinues in a state of constant rebellion until the polic arrive. Unless the marauder keeps beating his victim the police may not appear.

Prevention is better than post-mortem.

2. The responsibility of the sheriff should be enlarged.

The Act of May 31, 1841, P. L. 415, 16 P S. 3921-3924, extending to Allegheny County by the Act of March 20, 1849, P L. 184, 16 P. S. 3925, and Northampton County by the Act of April 15, 1863, P. L. 499, 16 P. S. 3926, should be extended to cover all counties in the Commonwealth of Pennsylvania

This Act provides that the sheriff of the county, upon notice or upon knowledge of an impending riot or disturbance must take all legal means to protect property so attacked or threatened to be attacked, and upon neglect or refusal of the sheriff to perform his duties, he is held liable for damages done to the property upon the suit of the property owner and is guilty of a misdemeanor in office and, on conviction, his commission is voided. The Act of 1841 also gives the property owner a cause of action against the county for damages incurred as a result of destruction of property by mob violence.

3. The Joint State Government Commission should make a thorough study of the problems herein involved and make recommendations to the next Session of the General Assembly.

(s) JOHN H. DENT

(s) PETER J. CAMIEL

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2100

Mr. KESSLER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

The PRESIDING OFFICER. The Report will lie over for printing under the rules.

SENATE RESOLUTION

COMMITTEE TO BE APPOINTED TO NOTIFY THE HOUSE THE SENATE IS READY TO ADJOURN SINE DIE

Mr. KOPRIVER, JR. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. KOPRIVER, JR. offered the following resolution which was twice read, considered and agreed to:

In the Senate, May 22, 1956.

Resolved, That a committee of three Senators be appointed to notify the House of Representatives that the Senate is now ready to adjourn sine die.

COMMITTEE APPOINTED TO NOTIFY THE HOUSE OF REPRESENTATIVES THE SENATE IS READY TO ADJOURN SINE DIE

The PRESIDING OFFICER. The President pro tempore appoints, as a committee to notify the House that the Senate is ready to adjourn sine die, the gentleman from Somerset, Mr. Whalley; the gentleman from Luzerne, Mr. Flack; and the gentleman from York, Mr. Seyler.

SENATE RESOLUTION

COMMITTEE TO BE APPOINTED TO NOTIFY THE GOVERNOR THE SENATE IS READY TO ADJOURN SINE DIE

Mr. YOSKO. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDING OFFICER. Is there objection? The Chair hears none.

Mr. YOSKO offered the following resolution, which was twice read, considered and agreed to:

In the Senate, May 22, 1956.

Resolved, That a committee of three Senators be appointed to wait upon His Excellency, the Governor, and inform him that the Senate is now ready to adjourn sine die, and to inquire if he has any further communications to make.

COMMITTEE APPOINTED TO NOTIFY THE GOVERNOR THE SENATE IS READY TO ADJOURN SINE DIE

The PRESIDING OFFICER. The President pro tempore appoints, as a committee to notify the Governor that the Senate is ready to adjourn sine die, the gentleman from Berks, Mr. Ruth; the gentleman from Northampton, Mr. Yosko; and the gentleman from Bucks, Mr. Watson.

SENATE COMMITTEE APPOINTED TO INVESTIGATE TOLLS CHARGED BY THE PENNSYLVANIA TURNPIKE COMMISSION, PURSUANT TO SENATE RESOLUTION, SERIAL No. 26a

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of the following committee to investigate tolls charged by the Pennsylvania Turnpike Commission, pursuant to Senate Resolution, Serial No. 26a: the gentleman from Allegheny, Mr. Fleming; the gentleman from Chester, Mr. Harney; the gentleman from Somerset, Mr. Whalley; the gentleman from Westmoreland, Mr. Dent; and the gentleman from Allegheny, Mr. Barr.

HOUSE MESSAGES

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 1062

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions . . ." by making certain technical changes and by adding provisions concerning safety regulations and matchmakers

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1941

He also informed the Senate that the House has

adopted the Report of Committee of Conference on House Bill No. 1941, entitled:

An Act to further amend "The Liquid Fuels Tax Act" * * * by reducing the amount of tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1941

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1941, entitled:

An Act to further amend "The Liquid Fuels Tax Act" * * * by reducing the amount of tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1941

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1941.

Mr. WOLFE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

NOMINATIONS BY THE GOVERNOR REFERRED TO COMMITTEE

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Charles Ernest Kinsey, Armagh, Indiana County, for appointment as a member of the Board of Trustees of Indiana State Teachers' College, to serve until the third Tuesday of January 1959, and until his successor shall have been appointed and qualified, vice Mrs. Mabel Waller Mack, Indiana, whose term expired.

GEORGE M. LEADER.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate William M. Coleman, 272 Cedar Avenue, Sharon, Mercer County, for appointment as Alderman in and for the Fourth Ward of the City of Sharon, Mercer County, to serve until the first Monday of January 1958, vice David G. Crompton ,resigned.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate D. Walter Gift, P. O. Box L-123, Fort Loudon, Franklin County, for appointment as Justice of the Peace in and for the Township of Peters, Franklin County, to serve until the first Monday of January 1958, to fill a vacancy.

GEORGE M. LEADER.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Joseph Miller, Jr., 508 Main Street, Scalp Level, Cambria County, for appointment as Justice of the Peace in and for the Borough of Scalp Level, Cambria County, to serve until the first Monday of January 1958, vice Andrew W. King, deceased.

GEORGE M. LEADER.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

SENATE BILL No. 470, PRINTER'S No. 232, RETURNED WITHOUT APPROVAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 470, Printer's No. 232, entitled "An Act amending the act of May 1, 1929 (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of

prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' changing in certain cases the limitations as to width of vehicles and loads allowed on the highways."

Section 902 of The Vehicle Code prohibits the use on Pennsylvania highways of any vehicle (except fire-fighting equipment, street sweepers, snow plows and other similar machinery) whose total width exceeds ninety-six inches. This bill would authorize a total maximum width of one hundred two inches for vehicles loaded with sewer pipes when these vehicle are operated on highways twenty feet or more in width.

The stated purpose for engrafting this sort of an exception on Section 902 of The Vehicle Code is to permit a more efficient and economical loading of cement sewer pipes for motor transportation. And yet, I am advised that in order to accomplish this new loading arrangement for sewer pipes a width of one hundred five inches is essential and that an increase from ninety-six to one hundred two inches, as proposed by this bill, will be of little or no value to the industry.

But, howover that may be, my veto of this bill rests on a much broader basis. Maximum permissible widths for motor vehicles are not determined arbitrarily; they are founded on well-established safety factors and on the carrying capacity of our highway system. To create a supeciol classification for one type of vehicle would be wholly disruptive of these essential patterns of uniformity and would undoubtedly impede the efficient and equitable administration and enforcement of the provisions of The Vehicle Code.

For these reasons, the bill is not approved.

GEORGE M. LEADER.

SENATE BILL No. 543, PRINTER'S No. 231, RETURNED WITHOUT APPROVAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 543, Printer's No. 231, entitled "An Act to further amend clause (f) of section nine hundred three of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled 'An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officer mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds' by changing the maximum gross weight and axle load of certain commercial motor vehicles."

Subsection (f) of Section 903 of The Vehicle Code presently provides that no vehicle shall be operated upon any highway with weight in excess of 18,000 pounds upon any tandem axle, or with weight in excess of 22,400 pounds upon any other axle, or with weight in excess of 800 pounds upon any one wheel for each nominal inch of width of tire on such wheel. This bill would raise from 18,000 to 20,000 pounds the maximum tandem axle weight of three-axle commercial motor vehicles. In other words, this bill will authorize a combined axle weight of 40,000 pounds on tandem axles.

I am advised by the Department of Highways, which opposes this legislation, that 16,000 pounds for each axle of a tandem system is the weight recommended by the American Association of State Highway Officials, and that about 80% of Pennsylvania's roads and bridges are built to that standard. In 1943, Pennsylvania increased the allowable weight from 16,000 to 18,000 pounds, and it remains so to this day. Moreover, by Act No. 70, approved June 30, 1955, the maximum allowable weight on single axles was increased from 20,000 pounds to 22,400 pounds and the total gross weight of three-axle vehicles was increased from 40,000 to 47,000 pounds.

These proposed increases in tandem axle weights will require the posting of weight limitations on thousands of bridges throughout the Commonwealth and will impose a minimum of 20% more traffic wear on the State's highway system. Consequently, if this bill were to become law, the maintenance and reconstruction costs of our highways and bridges would be substantially increased.

For these reasons, the bill is not approved.

GEORGE M. LEADER.

SENATE BILL No. 1002, PRINTER'S No. 651, RETURNED WITHOUT APPROVAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 1002, Printer's No. 651, entitled "An Act amending the act of January 8, 1952 (P. L. 1851) entitled 'An act providing for the sentencing of persons convicted of certain crimes to an indeterminate sentence having a minimum of one day and a maximum of life in certain cases authorizing the criminal courts to impose such a sentence and certain temporary confinement in connection therewith requiring psychiatric examinations of such persons before the imposition of such a sentence conferring powers and imposing duties upon the Department of Welfare and the Pennsylvania Board of Parole and providing for the parole and reparole or absolute discharge of persons so sentenced and the procedure relating thereto' regulating bail for persons charged with commission of sex crimes."

This bill is constitutionally invalid in that it denies a prisoner bail in a non-capital case in violation of Article 1, Section 14 of the Constitution of the Commonwealth.

For this reason, the bill is not approved.

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 997, PRINTER'S No. 608

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 997, Printer's No. 608, entitled "An Act amending the act of June 27, 1923 (P. L. 858) entitled 'An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State

employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' extending the benefits of the act to employes of institutions of political subdivisions acquired by the Commonwealth for use as hospitals or sanatoriums in the care and treatment of indigent persons."

GEORGE M. LEADER.

APPROVED AND SIGNED SENATE BILL No. 1058, PRINTER'S No. 661

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 21, 1956.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1058, Printer's No. 661, entitled "An Act amending the act of April 26, 1855 (P. L. 328) entitled 'An act relating to Corporations and to Estates held for Corporate Religious and Charitable uses' authorizing the investment of funds of foreign trusts by certain foreign corporate fiduciaries in real estate in the Commonwealth of Pennsylvania. "

GEORGE M. LEADER.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 38

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation"

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 38

Mr. PECHAN. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 38, and that a Committee of Conference on the part of the Senate be appointed.

Mr. WOLFE. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 38

The PRESIDING OFFICER. The Chair announces, on behalf of the President pro tempore, the appointment of Messrs. DIEHM, WAGNER and DENT, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 38.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2096

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2096, entitled:

An Act amending the act of June 1, 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' . . ." requiring additional reports and changing the due date of certain payments of capitol stock tax and franchise tax and further providing for the computation and payment of the tax by domestic corporations joint stock associations limited partnerships and companies

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2117

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2117, entitled:

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage

HOUSE RECEDES FROM NON-CONCURRENT IN AMENDMENTS TO HOUSE BILL No. 2107

He also informed the Senate that the House recedes from its non-concurrence in the amendments made by the Senate to House Bill No. 2107, entitled:

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 656, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania to provide for a deficiency in the maintenance of wards of the Commonwealth at said institution.

Senate Bill No. 798, entitled·

An Act amending the act of May 23, 1949 (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein pro-

viding for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurer in such districts and prescribing penalties" further defining taxable receipts and making such definition applicable to all tax returns and tax payments made after the effective date hereof.

Senate Bill No. 864, entitled:

An Act directing the Highway and Bridge Authority in cooperation with the City of Harrisburg and at the expense of the Commonwealth to construct a by-pass through the southwest corner of Capitol Park.

Senate Bill No. 910, entitled:

An Act establishing minimum compensation and increments for administrators and members of the faculty of the Thaddeus Stevens Trade School and imposing duties on the board of trustees of such school and the Superintendent of Public Instruction.

Senate Bill No. 977, entitled:

An Act amending the "State Highway Law" * * * authorizing the department to provide for certain work on public utilities owned by municipality authorities.

Senate Bill No. 992, entitled:

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and to submit it to the Governor and the Joint State Government Commission and requiring the Governor to review such plan and submit it to the General Assembly and making an appropriation.

Senate Bill No. 999, entitled:

An Act amending the act of May 20, 1949 (P. L. 1591) entitled "An act providing for the compensation of the mayor, council and appointed officers in cities of the second class A" increasing the compensation of the mayor and appointed officers in cities of the second class A.

Senate Bill No. 1022, entitled:

An Act relating to condemnation proceedings requiring the filing of plans or legal descriptions and imposing duties on the recorder of deeds.

Senate Bill No. 1038, entitled:

An Act amending the act of September 3, 1955 (Act No. 18A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations.

Senate Bill No. 1062, entitled:

An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (P. L.) (Act No. 131) entitled "An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licenses and permittees prescribing penalties fines forefitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations" by making certain technical changes and by adding provisions concerning safety regulations and matchmakers.

Senate Bill No. 1077, entitled:

An Act amending "The General State Authority Act of 1949" * * * increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor and allocating the proceeds of the increased borrowing and unexpended money previously borrowed.

Senate Bill No. 1091, entitled:

An Act amending the "Public School Employes Retirement Law" * * * authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases.

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

HOUSE MESSAGES

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1675

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1675

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1675

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1675.

Mr VAN SANT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1825

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal Agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1825

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal Agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1825

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1825.

Mr. VAN SANT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.,	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye", the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1854

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1854

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1854

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1854.

Mr. VAN SANT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreebly to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.,	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming.
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1856

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1856

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1856

Mr. VAN SANT. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1856.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2100

He also informed the Senate that the House has adopted the Report of Committee of Conference on House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2100

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2100

Mr. VAN SANT. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 2100.

Mr. WOLFE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

AMENDMENT TO HOUSE BILL No. 879, RECALLED FROM THE GOVERNOR

He also presented for concurrence, House Bill No. 879, entitled:

An Act to further amend the "Public School Employes Retirement Law " * * * by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS, RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 879, entitled:

An Act to further amend the "Public School Employes Retirement Law" * * * by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 879, RECALLED FROM THE GOVERNOR

Mr. PECHAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 879, recalled from the Governor.

Mr. WOLFE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Harney,	Miller,	Taylor,
Berger,	Hays,	Mullin,	Van Sant,
Blass,	Kessler,	Pechan,	Wade,
Camiel,	Kopriver, Jr.	Peelor,	Wagner,
Chapman,	Lane,	Propert,	Watkins,
Dent,	Madigan,	Ruth,	Watson,
Derk,	Mahany,	Schmidt,	Weiner,
Diehm,	Mallery,	Scott,	Whalley,
DiSilvestro,	McCreesh,	Seyler,	Wolfe,
Donolow,	McGinnis,	Silvert,	Yosko,
Flack,	McMenamin,	Stevenson,	Fleming,
Haluska,	McPherson, Jr.	Stiefel,	Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILLS SIGNED

The President pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 596, entitled:

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death

House Bill No. 1008, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "The Game Law" by further regulating violations and the imposition of penalties the duration of field trials and fox hunting and modifying the limitation of the purchase price of State game lands

House Bill No. 1143, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "The Administrative Code of 1929" by creating as a departmental administrative advisory board the Coal Research Board in the Department of Mines prescribing its organization powers and duties and making an appropriation

House Bill No. 1974, entitled:

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania State Board of Censors

House Bill No. 2111, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to sell and convey 26,270 square feet more or less of land siuate in Middleton Township Delaware County

Whereupon,

The President pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDING OFFICER (Robert D. Fleming) in the Chair.

PERMISSION TO ADDRESS SENATE

Mr. DENT asked and obtained unanimous consent to address the Senate.

Mr. DENT. Mr. President and Members of the Senate, I just want to say, to those of us who are still here, that you get a great deal of pleasure out of a Session and sometimes you get some disappointment We expect that in this particular field of endeavor. However, there is one disappointment that I really feel deeply. It is not so much a disappointment in the matter of the gentleman whose name is at stake or whose career is being stalled for the moment, but it is a question of the Senate itself.

Over the many years that this Senate has been in existence, there has been a certain bond of understanding and a certain bond of friendship which develops between the Members on both sides. I have found, as you have

often heard me say, that when we go outside the railing, all of us realize that that which we do inside the railing is done for the purposes of putting into effect the principles that our Parties believe in and that we subscribe to. There is no quarrel with that nor any complaint on the part of any decent citizen or on the part of any of the Membership of this Senate. However, within recent days, the Governor sent to this Senate for confirmation the name of a young man who was a Member of this Senate at one time. If he were a man whose character was in question or his ability was questionable, I could understand some hesitancy on the part of the Senate to give its blessing to this appointment.

I am wondering what repercussions may come in the future. I am wondering whether or not we are breaking down a tradition that all of us have felt was part of the Senate itself, as much a part as the many privileges that we have as Senators and the many duties that we perform. I am very disappointed, both as a person and as a Member of this Senate, that we have strayed from this long cherished and long honored, time-honored, tradition. I am disappointed because, first, the young man has to make a decision; one by which he must leave a position to which he was elected by the people and take, if he so desires, a position which he is honored to be named to by the Governor of this Commonwealth.

The Governors, history has proven, have never had too much of an inclination to name former Members of the Senate to positions of responsibility. For some reason or other, they never search in this field of experience for the men to fill the very many offices in government, for which they are well qualified through experience and temperament to perform the duties of the office. It is on rare occasions that any Governor selects for his official family, in an important post, a former Member of the Senate. Over the years we have felt that the appointment of that man, alone, was a credit to the Membership of the Senate as it existed at the time of the appointment and an honor to the Members who belonged to the Senate prior to that time.

So, again, I say to the Republican Members of this Senate that if it is at all humanly possible for you to gather together this afternoon, or even this morning, to undo that which I believe is a lasting injury to the dignity, to the tradition and to the credit of this Body. Too often we are misunderstood through lack of experience or lack of understanding of the problems of this Body. We only add to that misunderstanding when we, ourselves, will not honor a Member of this Senate when the Chief Executive has selected him for an important post.

Mr. President, I refer to John Byrne, Councilman-at-Large in the City of Philadelphia, a former Member of this Body, who has been selected by the Governor to be a Member of the Turnpike Commission of the Commonwealth. I say to the Membership of this Senate that he would add to that body; he would give to it the benefit of his experience he earned in close association with many Members of this Senate, his work in the committees and his ability to make decisions upon the floor on important matters dealing with the welfare of the peoples of this State. To my mind, it would be a great credit to this Body that it would have accepted without question, unless, as I have said, any former Member has had a period of degradation in character after he had left the Body, and if that were the case I am sure the Governor, in the first place, would never have named him nor would he have been considered for any position, let alone a position of such honor and a position of such great credit.

I plead to you Members who are remaining here in this Senate today to appeal to those among you who have misunderstood the motives as well as the intent of the naming of this gentleman, our former colleague, John Byrne, to the position on the Turnpike Commission. Your refusal sets in motion, again, Mr. President and Members of the Senate, that time-honored opposition by those who have never served in the Legislative Body to any kind of recognition to those who serve in the Legislative Body by those in the administrative branch of government. I say that you have stricken from the rolls of time-honored tradition one of its most cherished of all its positions. We have set aside something that I am sorry to say will be very hard to recapture in the future.

During the twenty-two years that I have served here, I have been one of the sponsors on every piece of legislation that has elevated the dignity and the position of this Senate, both in the eyes of the people and in the eyes of our administrative and judicial branches of government. I have tried to be a leader in a sense that I felt if I were a Member of this Body, it should be recognized for what it is, one-third of the triumvirate which governs the people of the Commonwealth.

Of all of the disappointments that I have felt as a person, throughout the years, this letdown today on this selection and confirmation of a former Member of this Body will be hard to erase. I hope you can retract; I hope you can reconsider and look at it in the light of the greater good rather than the political expediency. I beg of you to reconsider your position.

RECESS

Mr. PECHAN. Mr. President, I move that the Senate do now take a recess until 12:30 o'clock, p. m., Eastern Standard Time.

Mr. BERGER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the Chair.

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 38, AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended

money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation."

and has appointed Messrs. READINGER, McCANN and BOWER as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 38

Mr. WAGNER. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation."

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 38

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation."

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 38

Mr. PECHAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 38.

Mr RUTH. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Haluska,	McPherson, Jr.	Stiefel,
Berger,	Harney,	Miller,	Taylor,
Blass,	Hays,	Mullin,	Van Sant,
Camiel,	Kessler,	Pechan,	Wade,
Chapman,	Kopriver, Jr.	Peelor,	Wagner,
Dent,	Lane,	Propert,	Watkins,
Derk,	Madigan,	Ruth,	Watson,
Diehm,	Mahany,	Schmidt,	Weiner,
DiSilvestro,	Mallery,	Scott,	Whalley,
Donolow,	McCreesh,	Seyler,	Wolfe,
Flack,	McGinnis,	Silvert,	Yosko,
Fleming,	McMenamin,	Stevenson,	

NAYS—0

A majority of all the Senators having voted "aye," the question was determined in the affirmative

Ordeded, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE OF REPRESENTATIVES THE SENATE IS READY TO ADJOURN SINE DIE

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to persent a committee on behalf of the Senate.

The PRESIDENT. The committee on behalf of the Senate will approach the rostrum.

Mr. FLACK. Mr. President, the committee appointed on behalf of the Senate to inform the House of Representatives that the Senate is ready to adjourn sine die has performed that duty and has notified the House of Representatives the Senate stands ready to adjourn sine die.

The PRESIDENT. The Chair accepts the report of the committee, and discharges the committee with the thanks of the Senate.

Mr. VAN SANT. Mr. President, we were the most welcome visitors the House has had all Session.

HOUSE MESSAGE

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 38

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the Report of Committee of Conference on Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation"

The PRESIDENT. The Chair wishes to state that the Reading Clerk was vitally interested in this piece of legislation and was one of the most prominent lobbyists, although not registered.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 38, entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality

authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation"

House Bill No. 173, entitled:

An Act providing for the establishment of police pensions pension funds or pension annuities in certain boroughs towns and townships and the regulation and maintenance thereof providing for continuance of existing funds or transfer thereof to funds herein established prescribing rights of beneficiaries and repealing certain acts

House Bill No. 620, entitled:

An Act amending the "Vehicle Code" act of May 1, 1929 (P. L. 905) further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians

House Bill No. 873, entitled:

An Act amending the act of May 1 1933 (P. L. 103) entitled "The Second Class Township Code" prescribing duties and limitation for township supervisors as to holding other township offices the number of meetings to be held keeping of records and fixing compensation of certain townships officers fixing officers of the State Association changing the expense allowance for delegates to supervisors' convention and the eligible officers to attend fixing the procedure for selling township property making tax exempt properties liable for certain costs for fire protection prescribing duties of auditors and fixing compensation of members of zoning board of adjustment providing for the construction of sidewalks and curbs and the payment therefor changing the provisions relating to abandoned cemeteries the publication of ordinances connecting with sewers of adjacent municipalities and the dedication laying out opening improving changing relocating taking over and vacating roads and street and highways.

House Bill No. 879, entitled:

An Act to further amend the "Public School Employes Retirement Law" * * * by further defining 'employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

House Bill No. 1295, entitled:

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F. F. A. district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show.

House Bill No. 1311, entitled:

An Act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund.

House Bill No. 1609, entitled:

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus, supplies and equipment.

House Bill No. 1648, entitled:

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines.

House Bill No. 1662, entitled:

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia

House Bill No. 1675, entitled:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five

House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal Agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases

House Bill No. 1854, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

House Bill No. 1856, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

House Bill No. 1894, entitled:

An Act amending "The Penal Code" of June 14 1939 (P. L. 872) making it unlawful to listen into deliberations of juries and for unauthorized persons to be present in grand jury room

House Bill No. 1941, entitled:

An Act to further amend "The Liquid Fuels Tax Act" * * * by reducing the amount of tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors

House Bill No. 1942, entitled:

An Act to amend the "Fuel Use Tax Act" * * * by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use

House Bill No. 2096, entitled:

An Act amending the act of June 1 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation, . . .'" requiring additional reports and changing the due date of certain payments of capitol stock tax and franchise tax and further providing for the computation and payment of the tax by domestic corporations joint stock associations limited partnerships and companies

House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

House Bill No. 2101, entitled:

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "Selective Sales and Use Tax Act" by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees

House Bill No. 2107, entitled:

An Act amending the act of June 5 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition

House Bill No. 2117, entitled:

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage

Whereupon,

The President (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

The PRESIDENT. The Senate will be at ease, awaiting further communications from the House of Representatives.

(The Senate was at ease).

NOTIFICATION THE HOUSE OF REPRESENTATIVES IS READY TO ADJOURN SINE DIE

The PRESIDENT. The Chair recognizes the Sergeant-at-arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present a committee on behalf of the House of Representatives.

The PRESIDENT. The Sergeant-at-Arms will escort the committee to the bar of the Senate.

Mr. PETROSKY. Mr. President, we have been appointed as a committee on the part of the House to inform the Senate that the House of Representatives has completed its business and is now ready to adjourn sine die.

The PRESIDENT. The Chair wishes to thank the committee on the part of the House of Representatives.

HOUSE MESSAGE

SENATE CONCURS IN HOUSE CONCURRENT RESOLUTION

The Clerk of the House of Representatives being introduced, presented an extract from the Journal of the House of Representatives, which was twice read, considered and agreed to:

ADJOURNMENT SINE DIE

In the House of Representatives, May 22, 1956.

Resolved (if the Senate concur), That this Regular Session of the General Assembly adjourn sine die, May 22, 1956, at 1:45 o'clock, p. m., Eastern Standard Time.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR THE SENATE IS READY TO ADJOURN SINE DIE

The PRESIDENT. The Chair recognizes the Sergeant-at-Arms.

The SERGEANT-AT-ARMS. Mr. President, I have the honor to present a committee on behalf of the Senate.

The PRESIDENT. The Sergeant-at-Arms will escort the committee to the bar of the Senate.

Mr. RUTH. Mr. President, the committee appointed on behalf of the Senate to inform His Excellency, the Governor, that the Senate has completed its work and is ready to adjourn sine die has accomplished its mission.

The PRESIDENT. The Chair accepts the report of the committee, and discharges the committee with the thanks of the Senate.

EXPRESSING APPRECIATION OF KINDNESSES EXTENDED DURING ILLNESS

Mr. DERK. Mr. President, during my recent illness I have tried to express my appreciation through letters, cards and telephone calls, as well as personally here on the floor, to my many friends that I have acquired in my short stay here in the Senate.

Mr. President, I want to take this opportunity to thank everyone here, clerks, Senators, Lieutenant-Governor and all, for the very kind wishes and the nice things you have said and done during my illness.

Again, thank you all and I hope you will have a very, very happy and successful summer and the best of health.

SENATOR BERNARD B. McGINNIS ESCORTED TO LECTERN

Mr. PECHAN. Mr. President, I would like to have the privilege of escorting my distinguished colleague from the Forty-second Senatorial District over to the lectern on the right side for a little official duty which he performs, I believe, at the closing of every Session and, with your permission, I will escort him there.

The PRESIDENT. The gentleman from Armstrong has the permission of the Chair and of all the Members of the Senate.

RENDITION OF "GALWAY BAY" BY SENATOR BERNARD B. McGINNIS

Mr. McGINNIS. Mr. President, I have been requested to sing "Galway Bay" and I should like to do so at this time.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 2104

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets . . ." changing certain routes and adding a new route

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Roy E. Furman) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 2104, entitled:

An Act amending the act of May 7, 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets . . ." changing certain routes and adding a new route

Whereupon,

The PRESIDENT (Lieutenant-Governor Roy E. Furman) in the presence of the Senate signed the same.

PERMISSION TO ADDRESS SENATE

Mr. PECHAN asked and obtained unanimous consent to address the Senate.

Mr. PECHAN. Mr. President, before making the final motion of this Session of the Senate, I would like to make a few remarks

Mr. President and my colleagues of the Senate, I, like Doctor Derk, was ill during this Session and I, too, am very grateful and thankful to the many friends that I have made not only here on the Senate floor on both sides, but the many friends throughout the Commonwealth who wrote, telegraphed, and sent flowers and gifts to me during my illness. I am sure that as a result of their interest in me, my recuperation was accelerated. I am happy to report that I am feeling better, ready to go back into the mines and look down-in-the-mouth as we, in the dental profession, say.

I would feel remiss in my duty if I did not thank my "Pop-Pop" here, our President pro tempore; the Lieutenant-Governor; my very good friend, the Senate Majority Leader, Rowland Mahany; Senator Berger; John Dent, the Minority Leader; the Minority Whip, Doctor Ruth; the fellow on the third team who did a lot of battle with me, Bill Lane, who I am sorry is not here today; and every Member of this Senate for the very splendid cooperation we had on our side. We went into a lot of extra innings. This Session should have adjourned, I would say, by the last of June or July, but as you know we are quitting almost twelve months later from last June.

Mr. President, I do not know which side feels they came out the bigger winner. I am sure that we Republicans feel that we did the finest thing for the people in the Commonwealth that could be done, and I am sure that Senator Dent feels that his side did a better job than we did. However, we are going to let the people decide in November who was most successful or who did the better job. I am sure that both sides were sincere in their efforts. I feel that both sides did not do what was most expedient politically, but what they felt was the best thing for the people of the Commonwealth.

I am sorry in one way that we are adjourning today, because we have a very distinguished gentleman of the Senate who is going to celebrate his eightieth birthday in a few days and we are all going to miss being with him on that memorable occasion. Therefore, Harve, on behalf of the Senators from both sides, we want to wish you a very happy birthday on June 4 and we are all looking forward to seeing you next January.

I also want to say something about the employees of the Senate. The Chief Clerk, Secretary of the Senate, Librarian, pages and the boys in the rear have all done a swell job and we are going to miss you all. On behalf of the Senators, we want to thank you very, very much.

ADJOURNMENT SINE DIE

Mr. PECHAN. Mr. President, now that the hour of adjournment has arrived, I am very happy to make the motion, on this very historic day, for adjournment.

Mr. President, I move that the Senate do now adjourn sine die.

Mr. DENT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. This being the day and hour fixed by Concurrent Resolution for the final adjournment and the hour of 1:45 o'clock, p. m., having arrived, I hereby declare the 141st Regular Session of the Senate of Pennsylvania adjourned sine die.

HOUSE OF REPRESENTATIVES

TUESDAY, May 22, 1956

The House met at 9:00 a. m. EST.
The SPEAKER (Hiram G. Andrews) in the Chair.

PRAYER

The Chaplain, Reverend Harold J. Crouse, Pastor of Trinity Lutheran Church, offered the following prayer:

The blessing of Almighty God, the Father, the Son and the Holy Spirit rest and abide upon you and your loved ones, now and forevermore. Amen.

JOURNAL APPROVAL POSTPONED

The SPEAKER. If there is no objection, the approval of the Journal for Monday, May 21, 1956 will be postponed until printed. The Chair hears none.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 596.

An Act providing for authorization for autopsies or postmortem examinations of human bodies claimed for burial within thirty-six hours after death

HOUSE BILL No. 1974.

An Act making an appropriation to the Department of Public Instruction for the proper conduct of the work of the Pennsylvania Board of Censors

Whereupon,
The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 873

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 873.

To the Members of the Senate and House of Representatives

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 873, entitled: "An act amending the act of May 1, 1933 (P. L. 103) entitled 'An act concerning townships of the second class and amending, revising, consolidating and changing the law relating thereto," prescribing duties and limitations for township supervisors as to holding other township offices, the number of meetings to be held keeping of records and fixing compensation of certain township officers, fixing officers of the state association, changing the expense allowance * * *

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
THOMAS P. HARNEY,
JOHN H. DENT,
(Committee on the part of the Senate)

J. DEAN POLEN,
JAMES MUSTO,
HAROLD WESCOTT,
(Committee on the part of the House of Representatives)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1295

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1295.

To the Members of the Senate and House of Representatives

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1295, entitled: "An act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F F A district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show"

Respectfully submit the following bill as our report:

THOMAS P. HARNEY,
ALBERT E. MADIGAN,
JO HAYS,
(Committee on the part of the Senate)

E. J. FARABAUGH,
E. GADD SNIDER,
ENOS H. HORST,
(Committee on the part of the House of Representatives)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1311

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1311.

To the Members of the Senate and House of Representatives

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1311, entitled: "An act providing a permanent allocation of a part of the fuels and liquids, fuels tax proceeds to cities, boroughs, incorporated towns and townships for their road, street and bridge purposes; conferring powers and imposing duties on local officers and the Department of Highways, and making an appropriation out of the Motor License Fund,"

Respectfully submit the following bill as our report:

GEO. N. WADE,
JAMES S. BERGER,
JOHN H. DENT,
(Committee on the part of the Senate)

ANTHONY J. PETROSKY,
JOHN A. STANK,
ANDREW J. MOSCRIP,
(Committee on the part of the House of Representatives)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1609

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1609.

To the Members of the Senate and House of Representatives

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1609, entitled: "Making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus, supplies and equipment."

Respectfully submit the following bill as our report:

EDWARD J. KESSLER,
HENRY J. PROPERT,
(Committee on the part of the Senate)

LEON J. KOLANKIEWICZ,
HERMAN TOLL,
CHARLES C. SMITH,
(Committee on the part of the House of Representatives)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1648

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1648.

To the Members of the Senate and House of Representatives

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1648, entitled: An Act "making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines."

Respectfully submit the following bill as our report:

HAROLD E. FLACK,
PAUL L. WAGNER,
WILLIAM J. LANE,
(Committee on the part of the Senate)

J. DEAN POLEN,
C. O. WILLIAMS,
WAYNE M. BREISCH,
(Committee on the part of the House of Representatives)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1662

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1662.

To the Members of the Senate and House of Representatives

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1662, entitled: "An act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development, operation and maintenance of the Independence Mall in Philadelphia,"

Respectfully submit the following bill as our report:

HENRY J. PROPERT,
G. ROBERT WATKINS,
ISRAEL STIEFEL,
(Committee on the part of the Senate)

LEON J. KOLANKIEWICZ,
GRANVILLE E. JONES,
CHARLES C. SMITH,
(Committee on the part of the House of Representatives)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1942

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1942.

To the Members of the Senate and House of Representatives

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1942, entitled: "An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 P. L. 1965) entitled 'An act imposing a permanent and temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain records requiring registration of carriers for hire imposing duties on such persons requiring persons selling or delivering fuels to licensed dealer-users to furnish information imposing certain costs on counties conferring powers and imposing duties on State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensees and providing penalties' by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use"

Respectfully submit the following bill as our report:

G. GRAYBILL DIEHM,
A. R. PECHAN,
JOHN H. DENT,
(Committee on the part of the Senate)

ALBERT S. READINGER,
J. DEAN POLEN,
CHARLES C. SMITH,
(Committee on the part of the House of Representatives)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2101.

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing btween the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 2101.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 2101, entitled: "An act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (Pamphlet Laws) (Act No. 381) entitled 'An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property providing for licenses reports payment and collection of tax interest and penalties assessments collections liens reviews and appeals conferring powers and imposing duties upon the Department of Revenue public officers manufacturers whosesalers retailers corporations partnerships associations and individuals and making an appropriation' by defining or redefining certain words terms and procedural provisions in the act excluding certain personal property from the tax and license fees"

Respectfully submit the following bill as our report·

ROWLAND B. MAHANY,
JOHN H. DENT,
E. J. KESSLER,
(Committee on the part of the Senate.)

ALBERT S. READINGER,
J. DEAN POLEN,
ALBERT W. JOHNSON,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate bills numbered and entitled as follows:

SENATE BILL No. 656.

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania to provide for a deficiency in the maintenance of wards of the Commonwealth at said institution

SENATE BILL No. 910.

An Act establishing minimum compensation and increments for administrators and members of the faculty of the Thaddeus Stevens Trade School and imposing duties on the board of trustees of such school and the Superintendent of Public Instruction

SENATE BILL No. 1022.

An Act relating to condemnation proceedings requiring the filing of plans or legal descriptions and imposing duties on the recorder of deeds

SENATE BILL No. 1038.

An Act amending the act of September 3 1955 (Act No 18-A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurrican flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highway purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them elegible for moneys out of said appropriations

SENATE BILL No. 1077.

An Act amending the act of March 31 1949 (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor allocating the proceeds of the increased borrowing and expended money previously borrowed

SENATE BILL No. 1091.

An Act amending the act of July 18 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" authoriizng the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm, to preside temporarily.

MR. HELM IN THE CHAIR.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 2100

The Clerk of the Senate being introduced, informed that the Senate insists on its noncurrence in the amendments made and insisted upon by the House of Representatives to House Bill No. 2100, entitled:

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating

And has appointed Messrs. KESSLER, PROPERT and YOSKO a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the difference existing between the two Houses in relation to said bill.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2100

Mr. McCANN. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 2100.

The SPEAKER. The report will lie over for printing under the Rules.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 173.

An Act providing for the establishment of police pension pension funds or pension annuities in certain boroughs towns and townships and the regulation and maintenance thereof providing for an actuary continuance of existing funds or transfer thereof to funds herein established prescribing rights of beneficiaries contributions by members providing for expenses of administration continuation of existing authority to provide annuity contracts credit for military service refunds exempting allowances from judicial process and repealing certain acts

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 620.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1894.

An Act amending the act of June 24, 1939 (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" making it unlawful to listen into deliberations of juries

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 21, 1956.

Resolved (the Senate Concurring), That House Bill No. 2056, Printer's No. 1569, entitled "An act to amend the act of June 27, 1923 (P. L. 858), entitled 'An act establishing a State employes' retirement system and creating a retire- of June 27, 1923 (P. L. 858), entitled 'An act establishing certain funds from contributions by the Commonwealth and contributing State employes; defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process, and providing penalties,' defining certain officers and employes of the Pennsylvania State University who enter such service prior or subsequent to July 1, 1956 as State employes," which was recalled from the Governor May 17, 1956, for the purpose of amendment be returned to the Governor without amendment.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2096.

An act amending the act of June 1, 1889 (P. L. 420) en-

titled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" requiring additional reports and changing the due date of certain payments of capital stock tax and franchise tax and further providing for the computation and payment of the tax by domestic corporations joint stock associations limited partnerships and companies

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 6, by striking out after the second word "and" the following: "changing the gross receipts fraction applicable to foreign corporations" and inserting in lieu thereof the following: "further providing for the computation and payment of the tax by domestic corporations joint stock associations limited partnerships and companies";

Amend Section 1, page 5, line 6, by striking out after the word "of" the word "April" and inserting in lieu thereof the word "June"; line 7, by inserting after the word "thereafter" the words "on or before the thirtieth day of April"; line 16, by inserting after the word "than" the following: "six months after the end of the next preceding fiscal year ending in one thousand nine hundred fifty-six and"; line 19, by inserting after the word "year" the following: "ending in one thousand nine hundred fifty-seven and thereafter"; page 7, line 13, by striking out after the word "law" all of Section 2 as follows:

"Section 2 Subsection (b) (A) of section 21 of the act amended September 27, 1955 (P. L. 643) March 15, 1956 (Act 395) is amended to read

"Section 21 * * *

"(b) Every foreign corporation joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a franchise tax at the rate of five mills upon a taxable value to be determined in the following manner The actual value of its whole capital stock of all kinds including common special and preferred shall be ascertained in the manner prescribed in the twentieth section of this act and shall then be divided into three equal parts

"(1) Of one third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the value of the taxpayer's tangible property not actually and exclusively used in manufacturing situated within the Commonwealth and whose denominator is the value of all the taxpayer's tangible property wherever situated

"(2) Of another third such portion shall be attributed to business carried on within the Commonwealth as shall be found by mpltiplying said third by a fraction whose numerator is the expenditures of the taxpayer for wages salaries commissions or other compensation to its employes not exclusively engaged in manufacturing in this Commonwealth and assignable to this Commonwealth as hereinafter provided and whose denominator is the total expenditures of the taxpayer for wages salaries commissions or other compensation to all its employes

"(3) Of the remaining third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the amount of the taxpayer's gross receipts from business not strictly incident or appurtenant to manufacturing in this Commonwealth assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its business For the purpose of this section gross receipts heretofore or hereafter received shall not include receipts from the sale redemption maturity or exchange of securities except those held by the taxpayer primarily for sale to customers in the ordinary course of its trade or business

"The sum of the amounts determined in accordance with the foregoing three rules shall be the taxable value In a case where only two of the foregoing three rules are applicable the remaining third equal part of the value of the entire capital stock shall be divided into two equal parts each of which shall be apportioned in accordance with one of the remaining two rules If only one of the three rules is applicable that part of the entire capital stock attributed to business carried on within the Commonwealth shall be determined solely by that rule

The amount assignable to this Commonwealth of expenditures of the taxpayers for wages salaries commissions or other compensation to its employes shall be such expenditures for the taxable year as represent the wages salaries commissions or other compensation of employes not chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth

The amount of the taxpayer's gross receipts from business assignable to this Commonwealth shall be (1) the amount of its gross receipts for the taxable year except those negotiated or effected in behalf of the taxpayer by agents or agencies chiefly situated at connected with or sent out from the premises for the transaction of business maintained by the taxpayer outside the Commonwealth and except rents and royalties and interest and dividends (2) rentals or royalties from property situated or from the use of patents within this Commonwealth and (3) dividends and interest except such dividends and interest attributable to the business conducted on premises maintained by the taxpayer outside the Commonwealth If a taxpayer maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the Department of Revenue shall in determining the amount of its gross receipts from business assignable to this Commonwealth include therein the gross receipts attributed by the taxpayer to the business conducted at such place of business in another state

In the case of construction contracts negotiated or effected at an office in the State of Pennsylvania but performed outside the State the gross receipts under such contracts shall be assignable outside the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in Pennsylvania under the contract for the taxable year bear to the total costs incurred for the taxable year In the case of construction contracts negotiated or effected at an office outside the State but performed in the State the gross receipts under such contract shall be assignable to the State except that if the activities under any such contract to which the gross receipts are attributable shall occur party within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in the State under the contract for the taxable year bear to the total cost incurred thereunder for the taxable year

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditures of a taxpayer for wages salaries commissions or other compensation or the gross receipts of the taxpayer are found to be situated incurred or received without the Commonwealth

Northwithstanding the foregoing provisions of this subsection (b) the franchise tax of five mills imposed by subsection (b) on reports filed for the calendar years one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine one thousand nine hundred fifty one thousand nine hundred fifty-one one thousand nine hundred fifty-two one thousand nine hundred fifty-three one thousand nine hundred fifty-four one thousand nine hundred fifty-five and one thousand nine hundred fifty-six and for fiscal years beginning in the calendar years one thousand nine hundred forty-seven one thousand nine hundred forty-

eight one thousand nine hundred forty-nine one thousand nine hundred fifty one thousand nine hundred fifty-one one thousand nine hundred fifty-two one thousand nine hundred fifty-three one thousand nine hundred fifty-four one thousand nine hundred fifty-five and one thousand nine hundred fifty-six shall apply to the taxation of corporations limited partnerships and joint-stock associations organized for manufacturing purposes excepting companies engaged in the distilling of liquor without excluding from the numerators of the applicable fractions tangible property actually and exclusively used in manufacturing compensation of employes exclusively engaged in manufacturing and gross receipts from business strictly incident or appurtenant to manufacturing

After said ten year period the provisions of this subsection shall apply to the taxation of corporation limited partnerships and joint-stock associations organized for manufacturing purposes

* * *

Section 21 (a) That every domestic corporation other than corporations of the first class non profit corporations and cooperative agricultural associations not having capital stock and not conducted for profit and every joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a tax at the rate of five mills upon each dollar of the actual value of its whole capital stock of all kinds including common special and preferred as ascertained in the manner prescribed in said twentieth section except that for the taxable year 1957 and for any taxable year thereafter a domestic corporation limited partnership joint-stock association or company subject to the tax imposed herein may elect for any taxable year to compute and pay its tax under and in accordance with the provisions of subsection (b) of this section 21 provided that the tax of five mills imposed by this subsection on reports filed for the calendar years one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine one thousand nine hundred fifty one thousand nine hundred fifty-one one thousand nine hundred fifty-two one thousand nine hundred fifty-three one thousand nine hundred fifty-four one thousand nine hundred fifty-five one thousand nine hundred fifty-six one thousand nine hundred fifty-seven or for the fiscal years beginning in the calendar years one thousand nine hundred forty-seven one thousand nine hundred forty-eight one thousand nine hundred forty-nine one thousand nine hundred fifty one thousand nine hundred fifty-one one thousand nine hundred fifty-two one thousand nine hundred fifty-three one thousand nine hundred fifty-four one thousand nine hundred fifty-five one thousand nine hundred fifty-six one thousand nine hundred fifty-seven shall apply to the taxation of capital stock of corporations limited partnerships and joint-stock associations organized for manufacturing purposes excepting companies engaged in the distilling of liquors provided further that after said eleven year period the provisions of this section shall not apply to the taxation of the capital stock of corporations limited partnerships and joint-stock associations organized for manufacturing purposes which is invested in and actually and exclusively employed in carrying on manufacturing within the State excepting companies engaged in the distilling of liquors and such as enjoy and exercise the right of eminent domain but every corporation limited partnership or joint-stock asstciation organized for the purpose of manufacturing shall pay the State tax of five mills herein provided upon such proportion of its capital stock if any as may be invested in any property or business not strictly incident or appurtenant to the manufacturing business in addition to the local taxes assessed upon its property in the district where located if being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the manufacturing plant and business

page 17, line 5, by striking out after the word "Section" the figure "3" and inserting in lieu thereof the figure "2"; line 8, by inserting after the word "basis" the following:

Nothing herein contained shall be construed as reducing the amount of the payment on account of the tax required to be made upon the filing of the tentative report for the taxable years 1956 and 1957

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker
Garlock,			

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 2117.

An Act making an appropriation to the Senate and House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the Title, page 1, line 1, by inserting after the word "the" the following: "Senate and";

Amend Section 1, page 1, line 2, by inserting after the word "the" the following:

TO THE SENATE

For the payment of salaries of the officers and employes of the Senate session of 1955 also for the payment of the session and recess salaries of all officers and employes whose positions are now or may hereafter be carried and for the payment of which provisions is not otherwise made also for the payment of any increases which may now or hereafter be authorized in the recess and session salaries of the officers and employes of the Senate whose present salaries are provided for by law the sum of fifteen thousand dollars ($15,000)

On the question,

Will the House concur in the amendments made by the Senate?

Mr. READINGER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Readinger,	Williams,
Floyd,	Lippincott,	Pursley,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 2107 entitled:

An Act amending the act of June 5 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic prectices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" furthere regulating exceptions to contracts of sale and actions at law for unfair competition

Mr. READINGER. Mr. Speaker, I move that the House recede from its non-concurrence and concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,

Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL NONCONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate bill numbered and entitled as follows:

SENATE BILL No. 38.

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (Pamphlet Laws 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (Pamphlet Laws 1987) and making an appropriation"

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurrred in by the Senate to Senate Bill No. 38.

The motion was agreed to.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 1110.

An Act amending the act of May 11, 1901 (P. L. 166) entitled "An act providing for the commutation of sentences for good behavior of convicts in prisons penitentiaries workhouses and county jails of this state and regulations governing the same" denying commutation or diminution of sentence to persons convicted of the unlawful possession selling dispensing or giving away of drugs.

Referred to the Committee on Rules.

Senate resolution directing the Joint State Government Commission in conjunction with the Liquor Control Board to investigate illicit traffic in liquor in the Commonwealth.

Referred to the Committee on Rules.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NONCONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 1825, entitled:

An Act to further amend subsection (i) of section four of the act, approved the eighteenth day of April, one thousand nine hundred forty-nine (P. L. 604), entitled "An act to promote the welfare of the people of the Commonwealth; creating a State Highway and Bridge Authority as a body corporate and politic with power to construct, reconstruct, improve, maintain, equip, furnish, and operate highway and bridge projects, and roadside rests, and to lease the same, and to fix and collect fees, rentals, and charges for the use thereof; authorizing and regulating the issuance of bonds by said Authority, and providing for the payment of such bonds, and the rights of the holders thereof; and to enter into agreements with the Government of the United States or any Federal agency; and authorizing the Department of Highways to grant, assign, convey or lease to the Authority lands, easements, or rights of way of the Commonwealth and interests therein, and to acquire lands therefor; authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized; granting the right of eminent domain; empowering said Authority to sell and convey projects and property to the Commonwealth; and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act; and making an appropriation," by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases.

And has appointed Messrs. WADE, DIEHM and BARR a committee of conference to confer with a similar committee of the House of Representatives, (already appointed) on the subject of the differences between the two Houses in relation to said bill.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1675

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1675.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1675, entitled: To provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

Respectfully submit the following bill as our report:

L. E. CHAPMAN,
EDWARD J. KESSLER,
JOHN H. DENT,
(Committee on the part of the Senate.)

J. DEAN POLEN,
ALBERT S. READINGER,
NORMAN WOOD,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1825

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1825.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1825, entitled: "An act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (Pamphlet Laws 604) entitled 'An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreement with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Comonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation' by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases."

Respectfully submit the following bill as our report:

GEO. N. WADE,
G. GRAYBILL DIEHM,
JOSEPH M. BARR,
(Committee on the part of the Senate.)

ANTHONY J. PETROSKY,
ALBERT S. READINGER,
ALBERT W. JOHNSON,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,

Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1854

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1854.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1854, entitled: Making an appropriation to the Department of Welfare for the maintenance of certain homes.

Respectfully submit the following bill as our report:

HENRY J. PROPERT,
GEORGE B. STEVENSON,
JO HAYS
(Committee on the part of the Senate.)

J. DEAN POLEN,
ALBERT S. READINGER,
ALBERT W. JOHNSON,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1856

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1856.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1856, entitled: Making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

Respectfully submit the following bill as our report:

HENRY J. PROPERT,
G. ROBERT WATKINS,
JOHN J. HALUSKA,
(Committee on the part of the Senate.)

J. DEAN POLEN,
ALBERT S. READINGER,
ADAM T. BOWER,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,

Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 879, entitled:

An Act to further amend the "Public School Employes Retirement Law" *** by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. JUMP asked and obtained unanimous consent to address the House.

Mr. Speaker, I want to take the opportunity at this time to thank the Appropriations Committee, the Committee of Conference and the Members of the House for their cooperation in the passage of the appropriation bill for the state aided hospitals. The Wilkes-Barre General Hospital, the Mercy Hospital and the Wyoming Valley Hospital, all in my district, will benefit by the increased appropriation.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2100

Mr. McCANN. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 2100.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 2100, entitled: "An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating."

Respectfully submit the following bill as our report:

EDWARD J. KESSLER,
JOSEPH J. YOSKO,
(Committee on the part of the Senate.)

PHILIP LOPRESTI,
W. W. WATERHOUSE,
STEPHEN McCANN,
(Committee on the part of the House of Representatives.)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boies,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews, Speaker
Garlock,			

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

CONFERENCE COMMITTEE ON HOUSE BILL No. 856 DISCHARGED

Mr. READINGER. Mr. Speaker, I move that the Conference Committee on House Bill No. 856 be discharged from further consideration of this bill.

The motion was agreed to.

CONFERENCE COMMITTEE ON HOUSE BILL No. 1104 DISCHARGED

Mr. READINGER. Mr. Speaker, I move that the Conference Committee on House Bill No. 1104 be discharged from further consideration of this bill.

The motion was agreed to.

CONFERENCE COMMITTEE ON HOUSE BILL No. 1769 DISCHARGED

Mr. READINGER. Mr. Speaker, I move that the Conference Committee on House Bill No. 1769 be discharged from further consideration of this bill.

The motion was agreed to.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 2057 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 2057, Printer's No. 1570, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

COMMUNICATION FROM GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE CONCURRENT RESOLUTION RECALLING HOUSE BILL No. 2058 FROM GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 17, 1956.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 2058, Printer's No. 1571, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE M. LEADER.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1941

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill 1941 numbered and entitled as follows:

HOUSE BILL No. 1941.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1941, entitled: "An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended 'An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation' by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors"

Respectfully submit the following bill as our report:

G. GRAYBILL DIEHM,
A. R. PECHAN,
JOHN H. DENT,
(Committee on the part of the Senate.)

ALBERT S. READINGER,
J. DEAN POLEN,
CHARLES C. SMITH,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 38

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 38 entitled:

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation" and for the acquisition and construction of certain sewage treatment plants

And has appointed Messrs. DIEHM, WAGNER and DENT a Committee of Conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the difference existing between the two Houses in relation to said bill.

Mr. READINGER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 38 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 38

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. READINGER, McCANN and BOWER.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 38

Mr. READINGER. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 38.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

RECESS

The SPEAKER pro tempore. If there is no objection, the Chair declares a recess until 12:30 p. m. EST. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 879.

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws 1043) entitled "An act establishing a public school mployе's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbcrsement for moneys paid in

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading on said bill was reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1675

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1675.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1675, entitled: An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May first-first one thousand nine hundred fifty-five

Respectfully submit the following bill as our report:

L. E. CHAPMAN,
EDWARD J. KESSLER.
JOHN H. DENT,
(Committee on the part of the Senate.)

J. DEAN POLEN,
ALBERT S. READINGER,
NORMAN WOOD,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE ON CONFERENCE ON HOUSE BILL No. 1825

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1825.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1825, entitled: "An act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (Pamphlet Laws 604) entitled 'An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct reconstruct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation' by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases."

Respectfully submit the following bill as our report:

GEO. N. WADE,
G. GRAYBILL DIEHM,
JOSEPH M. BARR,
(Committee on the part of the Senate.)

ANTHONY J. PETROSKY,
ALBERT S. READINGER,
ALBERT W. JOHNSON,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1854.

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1854.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1854, entitled: An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

Respectfully submit the following bill as our report:

HENRY J. PROPERT,
GEORGE B. STEVENSON.
JO HAYS,
(Committee on the part of the Senate.)

J. DEAN POLEN,
ALBERT S. READINGER,
ALBERT W. JOHNSON.
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1856

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1856.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1856, entitled: An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

Respectfully submit the following bill as our report:

HENRY J. PROPERT,
G. ROBERT WATKINS,
JOHN J. HALUSKA,
(Committee on the part of the Senate.)

J. DEAN POLEN,
ALBERT S. READINGER.
ADAM T. BOWER,
(Committee on the part of the House of Representatives.)

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 2100

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 2100.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 2100, entitled: "An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating."

Respectfully submit the following bill as our report:

EDWARD J. KESSLER,
JOSEPH J. YOSKO,
(Committee on the part of the Senate.)

PHILIP LOPRESTI,
W. W. WATERHOUSE,
STEPHEN McCANN,
(Committee on the part of the House of Representatives.)

The SPEAKER. The Chair requests the gentleman from Armstrong, Mr. Helm, to preside temporarily while the Speaker signs House and Senate bills.

Mr. HELM IN THE CHAIR.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 173.

An Act providing for the establishment of police pension funds or pension annuities in certain boroughs towns and townships and the regulation and maintenance thereof providing for an actuary continuance of existing funds or transfer thereof to funds herein established prescribing rights of beneficiaries contributions by members providing for expenses of administration continuation of existing authority to provide annuity contracts credit for military service refunds exempting allowances from judicial process and repealing certain acts.

HOUSE BILL No. 620.

An Act amending the act of May 1, 1929 (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" further regulating magistrates' reports speed in certain political subdivisions further prescribing enforcement and penal provisions and imposing duties on certain pedestrians.

HOUSE BILL No. 873.

An Act amending the act of May 1, 1933 (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and chaging the law relating thereto" prescribing duties and limitations for township supervisors as to holding other township offices the number of meetings to be held keeping of records and fixing compensation of certain township officers fixing officers of the state association changing the expense allowance for delegates to supervisors' conventions and the officers eligible to attend fixing the procedure for selling township property making tax exempt properties liable for certain costs for fire protection prescribing duties of auditors and fixing compensation of mergers of zoning board of adjustment providing for the construction of sidewalks and curbs and the payment therefor changing the provisions relating to abandoned cemeteries the publication of ordinances the establishment of police pension funds connecting with sewers of adjacent municipalities and the dedication laying out opening improving changing relocating taking over and vacating roads streets and highways.

HOUSE BILL No. 879.

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employe's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by further defining "employe" and extending the time for officers and employes of the Pennsylvania State University to withdraw from the retirement system and receive reimbursement for moneys paid in.

HOUSE BILL No. 1295.

An Act making an appropriation to the Department of Agriculture to assist the Commonwealth's 4-H Club and Future Farmers of America dairy show program by paying the expenses of holding the six existing 4-H Dairy Club and F F A district dairy shows and in addition a State-wide show to be held in the Fall of the year as preliminary to the State Farm Show.

HOUSE BILL No. 1311.

An Act providing a permanent allocation of a part of the fuels and liquid fuels tax proceeds to cities boroughs incorporated towns and townships for their road street and bridge purposes conferring powers and imposing duties on local officers and the Department of Highways and making an appropriation out of the Motor License Fund and repealing existing legislation.

HOUSE BILL No. 1609.

An Act making an appropriation to the Philadelphia Commercial Museum for maintenance and the purchase of apparatus supplies and equipment.

HOUSE BILL No. 1648.

An Act making an appropriation to the Department of Mines for the sealing and dewatering and flushing of and extinguishment of fires in abandoned coal mines.

HOUSE BILL No. 1662.

An Act making an appropriation from the General Fund to the Department of Forests and Waters for the payment of expenses incurred in continuing the development operation and maintenance of the Independence Mall in Philadelphia.

HOUSE BILL No. 1675.

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth for two years beginning June first one thousand nine hundred fifty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred fifty-five.

HOUSE BILL No. 1825.

An Act to further amend subsection (i) of section four of the act approved the eighteenth day of April one thousand nine hundred forty-nine (P. L. 604) entitled "An act to promote the welfare of the people of the Commonwealth creating a State Highway and Bridge Authority as a body corporate and politic with power to construct improve maintain equip furnish and operate highway and bridge projects and roadside rests and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Highways to grant assign convey or lease to the Authority lands easements or rights of way of the Commonwealth and interests therein and to acquire lands therefor authorizing said Authority and the Department of Highways to enter into agreements providing for mutual cooperation in furtherance of the construction of any project hereby authorized granting the right of eminent domain empowering said Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth or any of its political subdivisions shall be incurred in the exercise of any of the powers granted by this act and making an appropriation" by increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor in certain cases

HOUSE BILL No. 1854.

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

HOUSE BILL No. 1856.

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

HOUSE BILL No. 1894.

An Act amending the act of June 24 1939 (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" making it unlawful to listen into deliberations of juries

HOUSE BILL No. 1941.

An Act to further amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled as amended "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are practically and commercially suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by imposing a tax on fuels used for the generation of power in aircraft and aircraft engines further regulating the collection disposition and refund thereof and the licensing of distributors.

HOUSE BILL No. 1942.

An Act to amend the title and sections two and four of the act approved the fourteenth day of January one thousand nine hundred fifty-two (1951-1952 P. L. 1965) entitled "An act imposing a permanent and temporary State tax on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring dealer-users to secure licenses and to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records requiring registration of carriers for hire imposing duties on such persons requiring persons selling or delivering fuels to licensed dealer-users to furnish information imposing certain costs on counties conferring powers and imposing duties on State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensees and providing penalties" by imposing a tax on fuels used in aircraft or aircraft engines fixing the amount thereof and changing definitions of dealer-users fuels and use.

HOUSE BILL No. 2096.

An Act amending the act of June 1, 1889 (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" requiring additional reports and changing the due date of certain payments of capital stock tax and franchise tax and further providing for the computation and payment of the tax by domestic corporations joint stock associations limited partnerships and companies.

HOUSE BILL No. 2100.

An Act making an appropriation to the committee appointed by the House of Representatives and the Governor to study and investigate all phases of the operation administration financial policies and laws under which the Delaware River Joint Toll Bridge Commission is and has been functioning and operating.

HOUSE BILL No. 2101.

An Act to amend the act approved the sixth day of March one thousand nine hundred fifty-six (P. L.) (Act No. 381) entitled "An act to provide revenue for Commonwealth purposes by imposing a tax on the purchase use storage or other consumption of certain tangible personal property and utility services herein defined as tangible personal property providing for licenses reports payment and collection of tax interest and penalties assessments collections liens reviews and appeals conferring powers and imposing duties upon the Department of Revenue public officers manufacturing wholesalers retail ers corporations partnerships associations and individuals and making an appropriation" by imposing a tax on the sale and rental of certain tangible personal property and utility services defining or redefining certain words terms

and procedural provisions in the act excluding certain personal property from the tax and changing provisions for assessment and collection of the tax and license fees.

HOUSE BILL No. 2107.

An Act amending the act of June 5, 1935 (P. L. 266) entitled "An act to protect trade-mark owners distributors and the public against injuries and uneconomic practices in the distribution of articles of standard quality under a distinguished trade-mark brand or name" further regulating exceptions to contracts of sale and actions at law for unfair competition.

HOUSE BILL No. 2117.

An Act making an appropriation to the House of Representatives of the General Assembly for the salaries of officers and employes mileage of members and payment of postage

SENATE BILL No. 656.

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania to provide for a deficiency in the maintenance of wards of the Commonwealth at said institution

SENATE BILL No. 798.

An Act amending the act of May 23 1949 (P. L. 1669) entitled as amended "An act to provide revenue for school districts of the first class by imposing a tax on persons engaging in certain businesses professions occupations trades vocations and commercial activities therein providing for its levy and collection conferring and imposing powers and duties on the Board of Public Education receiver of school taxes and school treasurers in such districts and prescribing penalties" further defining taxable receipts and making such definition applicable to all tax payments made after the effective date hereof

SENATE BILL No. 864.

An Act directing the Highway and Bridge Authority in cooperation with the City of Harrisburg and at the expense of the Commonwealth to construct a by-pass through the southwest corner of Capitol Park

SENATE BILL No. 910.

An Act establishing minimum compensation and increments for administrators and members of the faculty of the Thaddeus Stevens Trade School and imposing duties on the board of trustees of such school and the Superintendent of Public Instruction

SENATE BILL No. 977.

An Act amending the act of June 1 1945 (P. L. 1242) entitled "An act relating to roads streets highways and bridges amending revising consolidating and changing the laws administered by the Secretary of Highways relating thereto" authorizing the department to provide for certain work on public utilities owned by municipality authorities

SENATE BILL No. 992.

An Act requiring the State Council of Education to prepare a State-wide plan for units of school administration and to submit it to the Governor and the Joint State Government Commission and requiring the Governor to review such plan and submit it to the general assembly and making an appropriation

SENATE BILL No. 999.

"An act amending the act of May 20, 1949 (P. L. 1591) entitled 'An act providing for the compensation of the mayor, council and appointed officers in cities of the second class A,' increasing the compensation of the mayor, the controller, councilmen and appointed officers in cities of the second class A."

SENATE BILL No. 1022.

An Act relating to condemnation proceedings requiring the filing of plans or legal descriptions and imposing duties on the recorder of deeds.

SENATE BILL No. 1038.

An Act amending the act of September 3, 1955 (Act No. 18-A) entitled "An act providing for reconstruction and repair of roads streets highways and bridges damaged or destroyed by the hurricane flood or high water of August 1955 making appropriations out of the Motor License Fund to the Department of Highways for allocation to political subdivisions subject to approval of the State Council of Civil Defense and for the reconstruction and repair of State Highways and bridges thereon and free bridges under the jurisdiction of the Delaware River Joint Toll Bridge Commission and for allocation to cities boroughs towns and townships for general highways purposes" extending the provisions of the act to political subdivisions for damages caused by later disasters and making them eligible for moneys out of said appropriations

SENATE BILL No. 1062.

"An Act to amend the act approved the thirty-first day of August one thousand nine hundred fifty-five (Pamphlet Laws) (Act No. 131) entitled 'An act permitting and regulating wrestling and boxing contests and exhibitions requiring licenses and permits conferring powers and imposing duties upon the State Athletic Commission providing for the granting suspension and revocation of licenses and permits issued by the Commission preserving the rights of existing licensees and permittees prescribing penalties fines forfeitures and misdemeanors requiring bonds and insurance creating a Medical Advisory Board providing for rules and regulations and making appropriations' by making certain technical changes and by adding provisions concerning safety regulations and matchmakers"

SENATE BILL No. 1077.

An Act amending the act of March 31, 1949 (P. L. 372) entitled "An act to promote the welfare of the people of the Commonwealth creating The General State Authority as a body corporate and politic with power to construct improve equip furnish and operate projects and to lease the same and to fix fees rentals and charges for the use thereof authorizing and regulating the issuance of bonds for said Authority and providing for the payment of such bonds and the rights of the holders thereof and to enter into agreements with the Government of the United States or any Federal agency and authorizing the Department of Property and Supplies to grant assign convey or lease to the Authority lands of the Commonwealth and interests therein and to acquire lands therefor granting the right of eminent domain empowering The General State Authority to sell and convey projects and property to the Commonwealth and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act" increasing the power of the Authority to borrow money and issue evidences of indebtedness therefor allocating the proceeds of the inrceased borrowing and unexpended money previously borrowed

SENATE BILL No. 1091.

An Act amending the act of July 18, 1917 (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the

guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" authorizing the election of options by certain contributors at any time prior to retirement or death and providing a presumption of an election in certain cases

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RESOLUTION

ADJOURNMENT SINE DIE

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 22, 1956.

Resolved, (if the Senate concur), that this regular session of the General Assembly adjourn Sine Die on the 22nd day of May, 1956, at 1:45 o'clock, p. m., E.S.T.

SENATE MESSAGE

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 38

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the differences existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 38.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 38, entitled: "An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (Pamphlet Laws 1217) entitled 'An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thrity-seven (Pamphlet Laws 1987) and making an appropriation' and for the repair improvements or additions of certain sewage treatment plants"

Respectfully submit the following bill as our report:

G. GRAYBILL DIEHM,
PAUL L. WAGNER,
JOHN H. DENT,
(Committee on the part of the Senate)

ALBERT S. READINGER,
STEPHEN McCANN,
ADAM T. BOWER,
(Committee on the part of the House of Representatives)

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 38

Mr. READINGER. Mr. Speaker, I call up the report of the Committee of Conference on Senate Bill No. 38.

The report of the Committee of Conference was read as follows:

To the Members of the Senate and House of Representatives:

We, the undesigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 38, entitled: "An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (Pamphlet Laws 1217) entitled 'An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (Pamphlet Laws 1987) and making an appropriation' and for the repair improvements or additions of certain sewage treatment plants"

Respectfully submit the following bill as our report:

G. GRAYBILL DIEHM,
PAUL L. WAGNER,
JOHN H. DENT,
(Committee on the part of the Senate)

ALBERT S. READINGER,
STEPHEN McCANN,
ADAM T. BOWER,
(Committee on the part of the House of Representatives)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197

Agnew,	Gelfand,	Maxwell,	Royer,
Amarando,	George,	McCann,	Rubin,
Anderson, M. S.,	Gibb,	McCormack,	Rudisill,
Anderson, S. A.,	Gibson,	McGee,	Sarraf,
Auker,	Goldstein,	McInroy,	Scarcelli,
Banker,	Gramlich,	McKeever,	Schuster,
Barnatovich,	Guss,	McLaughlin,	Sherman,
Bell,	Guthrie,	McWherter,	Sigman,
Blair,	Hamilton, R. K.,	Meholchick,	Smith, C. C.,
Boles,	Hass,	Metz,	Smith, W. B.,
Bonner,	Haudenshield,	Mihm,	Snider,
Boory,	Heavey,	Mikula,	Stank,
Bower,	Helm,	Miller,	Stebbins,
Branca,	Henzel,	Mills,	Steckel,
Breisch,	Hewitt,	Monroe,	Stephens,
Brennan, A. P.,	Hocker,	Moody,	Stevenson,
Brennan, J. J.,	Holt,	Moran,	Stone,
Brenninger,	Horst,	Moscrip,	Stoner,
Breth,	Houk,	Muldowney,	Strausser,
Brown,	Isaacs,	Mullen,	Stroup,
Bucchin,	Jenkins,	Munley,	Swartz,
Bullen,	Johnson,	Murphy,	Taylor,
Capano,	Jones, G. E.,	Murray, H. P.,	Thomas,
Cianfrani,	Jones, T. H. W.,	Murray, J. J.,	Thompson,
Cioffi,	Jump,	Murray, P. G.,	Toll,
Comer,	Kamyk,	Musto,	Toomey,
Cooper,	Kehler,	Naugle,	Varallo,
Curwood,	Keller,	Needham,	Varner,
Davis,	Kent,	Ogilvie,	Vaughan,
Donahue,	Kline,	Olsen,	Verona,
Donaldson,	Knecht,	O'Neil,	Wall,
Dougherty,	Kolankiewicz,	Pacchioli,	Wallace,
Down,	Kooker,	Parry,	Walsh,
Ehrgood,	Kornick,	Pashley,	Wargo,
Eilberg,	Kratz,	Paulhamus,	Waterhouse,
Erb,	Lafore,	Petrosky,	Weidner,
Eshleman,	Leiby,	Pettigrew,	Welsh,
Ewing,	Leisey,	Polaski,	Wescott,
Farabaugh,	Leonard,	Polen,	Wheeler,
Filo,	Leven,	Pomeroy,	Whitenight,
Fineman,	Light,	Price,	Willaredt,
Flint,	Limper,	Pursley,	Williams,
Floyd,	Lippincott,	Readinger,	Wilt,
Flynn,	Lopresti,	Reibman,	Wood,
Foster,	Lovett,	Reidenbach,	Worley,
Frank,	Lutty,	Renwick,	Yetter,
Frascella,	Magee,	Rigby,	Yetzer,
Frost,	Mahan,	Rosen,	Ziegler,
Gaffney,	Markley,	Rovansek,	Andrews,
Garlock,			Speaker

NAYS—0

NOT VOTING—8

Adam,	Bazin,	Greenwood,	Tompkins,
Ashton,	Cochran,	Kromer,	Young,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION TO ADDRESS HOUSE

Mr. WALLACE asked and obtained unanimous consent to address the House.

Mr. Speaker, today there was a statement made on this floor, and with the permission of the House I would like to read it.

> Mr. JUMP asked and obtained unanimous consent to address the House.
>
> "Mr. Speaker, I want to take the opportunity at this time to thank the Appropriations Committee, the Committee of Conference and the Members of the House for their cooperation in the passage of the appropriation bill for the state aided hospitals. The Wilkes-Barre General Hospital, the Mercy Hospital and the Wyoming Valley Hospital, all in my district, will benefit by the increased appropriation."

Members of the House, as a matter of record the Legislators of Luzerne County always took an interest in the welfare of our hospitals in Luzerne County, to say the least. I quote a sentence in the last paragraph of his statement, ". . . all in my district, will benefit by the increased appropriation."

For the information of all the people in Luzerne County, each and every Representative is overwhelmed by the increased appropriation given by the House, the Senate and the good graces of a Democratic administration. The increased appropriations were needed because of the depressed area in which we live.

Therefore, it should be expressly understood that no one Legislator should receive the credit, all the Legislators from Luzerne share it, for the splendid appropriation given to each hospital in Luzerne County.

PERMISSION TO ADDRESS HOUSE

Mr. READINGER asked and obtained unanimous consent to address the House.

Mr. Speaker, we have finally come to the closing minutes of the 1955 session of the Legislature, but before the final gavel falls ending this, the longest session in Pennsylvania history, I wish to ackonwledge my gratitude to many people for the gracious and invaluable assistance given to me as Majority Floor Leader, without which I would have lost the will to continue as Floor Leader many months ago.

My thanks first to the Members of this House, especially to those on the Rules Committee, the Whip, and others whose advice I sought continually, who gave generously of their time and talent in order to advance the legislative program. The devotion and good nature of the majority party Members and their support of my efforts as Floor Leader greatly lightened my burden.

Thanks, too, to the Members of the minority party for their courteous manifestation of good-will toward my office. Their opposition to the causes advocated by this side of the House, while determined, were never tainted with any personal ill-will, and for this I am grateful.

My thanks to the Speaker of the House, who has presided with great ability and fairness to both sides. Without his constant advice and counsel and expressions of faith in me, my path would indeed have been dark and difficult on many occasions. It is my hope that in some small ways I have been able, in return, to make the burdens of his position more tolerable.

My thanks also to the able Minority Leader and Whip for their intelligent and courteous cooperation during the session. It has been a steady source of satisfaction to me in the discharge of my duties and has expedited the business of the House.

Also to Ed Moore, our able Parliamentarian, who is now taking a much-deserved vacation and rest in Europe (at the insistence of the Speaker and myself, but at his own expense), for his untiring efforts to assist me in arranging each day's program with a view to full utilization of the Members' time while in attendance. His sage advice and good nature have sustained many Floor Leaders.

To my valued Secretary, Louise Kling, and Administrative Assistant, Bert Murphy, and the many House and Senate employes from the Chief Clerk on down I say thanks. They have been most helpful and pleasant to work with.

Thanks also to Henry Leader and Roy Schaefer, the legislative liaison agents of the administration, whose ability and devotion to duty cannot be praised too highly. Their cooperation with my office was magnificent.

To the very able members of the Press who saw to it that I never got lonesome for a moment, either day or night, I say thanks. Many thanks. Their kindness was matched only by their insistence, which knows no equal. Their reporting was fair, complete and accurate and my respect for them is deep and sincere. My one complaint is that, whatever their salaries might be, they are underpaid.

Finally, I wish to thank the various representatives of groups interested in legislative activities and the countless thousands of citizens of Pennsylvania, who took the time to write me on legislation, for their courtesy and to offer my apologies to those I could not talk to or whose letters remained unanswered. There simply was not enough time to see everybody or answer all the letters.

In concluding these remarks, and especially for the reason that I may not pass this way again as a Floor Leader, may I say that the work, while hard on one's nervous system and private business, has been a delightful experience and one for which I am truly grateful. My life has been enriched by it, and this is ample compensation for the many long and arduous hours of labor it has involved. It is my hope that my services have been of some value to my constituents and the citizens of the Commonwealth.

So, I say au revoir to the Members, the employes, and the people who have worked in and visited this Legislative Hall during this session, until next January.

God go with you!

PERMISSION TO ADDRESS HOUSE

Mr. JUMP asked and obtained unanimous consent to address the House.

Mr. Speaker, Mr. Wallace read the statement I was supposed to have made here today before this House and he did not complete the statement. I would like to re-read it.

> Mr. Speaker, I want to take the opportunity at this time to thank the Appropriations Committee, the Committee of Conference and the Members of the House for their cooperation in the passage of the appropriation bill for the state aided hospitals. The Wilkes-Barre General Hospital, and the Wyoming Valley Hospital, all in my district, will benefit by the increased appropriation.

Now, Mr. Speaker, I believe I thanked all for their cooperation, the Members and the Committees.

PERMISSION TO ADDRESS HOUSE

Mr. MUSTO asked and obtained unanimous consent to address the House.

Mr. Speaker, as the senior Member on the Democratic side of the House from Luzerne County, I wish to apologize to anyone who misunderstands the position that any Member on either side of the House has taken.

I do hope at no time the day shall come when any Legislator or any political party seeks to gain prestige from the sacrifices and suffering of the people in our Commonwealth.

I am proud as a Member of this House of the consideration all the hospitals in Pennsylvania have received, not only Luzerne County, because I happen to be one who is lucky enough to send many patients to the many hospitals throughout Pennsylvania.

PERMISSION TO ADDRESS HOUSE

Mr. FRANK asked and obtained unanimous consent to address the House.

Mr. FRANK. Mr. Speaker, on behalf of the many first-termers, I want to thank each and every one for the cooperation we have received. Seventeen months ago I came here as a confused Legislator, and I would like to tell you I am still confused.

The SPEAKER pro tempore. The Chair recognizes the Chief Clerk, Mr. Long.

PRESENTATION OF GAVEL

The CHIEF CLERK (Benjamin L. Long). Mr. Speaker and Members of the House, this has been a most unusual and unique session of the Legislature. I do not think there is any other session that could possibly be compared with it. Therefore, it is only fitting and proper that this extraordinary and unique session of the House should have been presided over by a unique and outstanding Speaker. (And I make no reference to the Latin derivative of one horse. I understand the Speaker has machinery of many horsepower which he uses to cultivate his broad acres.)

Seriously, I believe this Speaker has been outstanding among all the great and distinguished Speakers of the past with respect to his intelligence, with respect to his independence, with which we are all most familiar; with respect to his intellectual attainments and deep-seated interest in public education, and, particularly, and I have noted since I have been acting as Parliamentarian, he has a very unusual sense of parliamentary direction, of ingenuity and integrity in directing the proceedings of the House.

Aside from all this, I believe the present Speaker will be forever remembered for his long and deepseated interest in the membership of this House and their welfare, in the integrity of the parliamentary process and in championing the integrity of this House.

It, therefore, is an unusual privilege for me at this time to have the honor to present to our Speaker, Hiram G. Andrews, this ceremonial gavel of ivory. I know he will not retire to any ivory tower to use it.

PERMISSION TO ADDRESS HOUSE

Mr. ANDREWS asked and obtained unanimous consent to address the House.

No one who has not had the privilege of presiding over a body such as this can really appreciate the emotions that surge through the mind and heart of one who has been privileged to preside.

As I see the Members in this House who are here today I gaze into, in the main, friendly faces. As I think of the House as a whole, I can call to mind the desire I have cherished these many years for and on behalf of this House. I have seen the power of the judiciary grow, I have seen the reach and sweep of administration agencies grow, I have seen the increased emoluments of all agencies of our government except the legislative grow, and I have seen an increased public acceptance of all the agencies of our government grow with the exception of this body.

Long ago I believed that I would be privileged to serve in this House until those who had been faithful in the public service would be entitled to the same pension recognition as accorded all others who labor in the public vineyard, that I might live to see the day when there would be accorded them the status of valued public servants recognized in terms of the emoluments paid.

So far as this General Assembly is concerned, those two objectives with the help of Members on both sides of this House have been achieved.

There are many other things which have been close to my heart these many years. Only the older Members can realize the difference between this dignified close of a great legislative body and the tumult and confusion that characterized our closings in the departed days.

We have grown in our observance of parliamentary practice. We have grown in our consideration for the honest views entertained on both sides of the center aisle. We have witnessed in this session of the General Assembly, notwithstanding the occasional animosities which may have arisen, a greater degree of give-and-take, a greater disposition to compromise and to reach just decisions beneficial to the public. I believe not even the oldest Member can recall an occasion when there has been a finer spirit prevailing in the closing days and a finer spirit than has characterized the entire session.

Of course, I have heard one of the older Members sing what might be termed a "swan song." That is all right for the older Members, perhaps they are passing. As for myself, I see no reason why I might not be standing upon

the dawn of an increased sphere of usefulness, perhaps, in this body.

Since we have no gentlemen of the Press here today, I would say that my idea for the next session so far as this House is concerned is a Democratic majority of 25 or a Republican majority of 2. Indeed, I have given instructions to the Democratic State Chairman that if he cannot produce a Democratic majority of at least 25, then it is his duty to see to it that the Republicans have a majority of 2. He says he does not know whether he can tailor it that fine or not, but at least the idea is worth trying.

I appreciate this dainty memento. I will never use it in the closing hours of this session because I want to preserve it in its pristine purity without a nick.

The other day a group of school children were passing down the aisle and one of them, a little girl about six, stopped near the desk of the gentleman from Warren, Mr. Gibson. She said, "Is that man up there mad at everybody?"

Mr. Gibson replied, "No, he isn't mad at anybody."

"Well, if he isn't mad at everybody, why does he do so much pounding?"

I want to close by saying that during this session as Speaker, I have never been mad at anybody. If I have unintentionally offended anyone, I ask that they will view that misstep kindly. I have endeavored to rate you all, irrespective of the side of the aisle upon which you are seated, as the representatives of the people of a soverign state. I have felt and I have tried to recognize you impartially because I know that only by respecting the dignity of the position each one of you holds is it possible to preserve a democracy.

I do not think I will go down the years as a strong Speaker, because I have not endeavored to control the action of the Democratic Caucus by any power the Speaker may have, I have not endeavored to control the action of any committee by and through the powers the Speaker might exercise and I have not endeavored to control the action of this House by arbitrary action, or by arbitrary rulings.

I have not regarded, and perhaps in this I have been remiss, the Speakership as purely a partisan office. I have considered myself responsible, to see to it that the Rules and Regulations of this House, its traditions, were respected. I have tried to keep my parliamentary rulings in line with that thought.

I shall retire with a smile on my lips and a tear in my heart.

The SPEAKER pro tempore. This gavel will certainly be a very nice thing to put in his memory chest but at this time, I think for the last time during this session, I now turn over the working gavel of this House to the Speaker of this House.

The SPEAKER (Hiram G. Andrews) IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Armstrong, Mr. Helm for presiding.

The SPEAKER. The Chair has before him a set of directions compiled by our Parliamentarian before he sailed to Europe. There are various points which he said the Speaker should privately note, but points which the Chair will publicly note.

First, the Chair would like to be assured by the respective Floor Leaders and by the Chief Clerk that all bills pending have been checked and cleared in both House and Senate.

Is that the assurance, Mr. Majority Leader?

Mr. READINGER, Yes, Mr. Speaker.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 38.

An Act making an appropriation to the Department of Health for payments to municipalities and municipality authorities under the provisions of the act of August twentieth one thousand nine hundred and fifty-three (P. L. 1217) entitled "An act providing for payments by the Commonwealth to municipalities which have expended money to acquire and construct sewage treatment plants in accordance with the Clean Streams Program and the act approved the twenty-second day of June one thousand nine hundred thirty-seven (P. L. 1987) and making an appropriation" and for the repair improvements or additions of certain sewage treatment plants

HOUSE BILL No. 2104.

An Act amending the act of May 7 1937 (P. L. 589) entitled as amended "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the first class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of said streets providing for the taking opening relocation widening or change of grade of such State highways by the Commonwealth at the expense of the Commonwealth and any such city or either of them and authorizing agreements between cities and the Commonwealth for the opening taking relocating widening or change of grade of said streets and designating the city as agent of the Commonwealth in such opening taking relocating widening or change of grade and the determination of damages to private property arising therefrom imposing duties on such cities and on public utility companies using such streets authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction regulating the replacement of certain facilities of public utility companies prohibiting the making of any opening in said street after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" changing certain routes and adding a new route

Whereupon,

The SPEAKER, In the presence of the House, signed the same.

RESOLUTION

PENNSYLVANIA FEDERATION OF DEMOCRATIC WOMEN, INC.

The SPEAKER laid before the House a resolution adopted by the Pennsylvania Federation of Democratic Women, Inc., at their meeting at Easton, commending the Governor and other state officials, and urging the adoption of pending legislation relative to the State Board of Censors.

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 69

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 3, 1955.

The opportunity which our Nation offers for a person to freely engage in a small business enterprise is one of our most important beckoning features to those on foreign shores It is a feature of our society of which we are justly proud for small businesses have been highly important in the establishment and development of our Nation

Mergers consolidations and other jointures have in recent years produced business giants capable of doing greater volumes of business at far less expense and as a result thereof small businessess are badly in need of assistance Because of the importance of small businesses to our economy and general welfare it is our duty to insure their survival

An equitable share of the Commonwealth's business and contracts should be allotted among our small businesses as often as possible The establishment of a loan procedure should also be considered to encourage the establishment of new businesses and the continuance of existing small businesses There is also a possibility that the present rates of taxation imposed upon our small businessess are too great therefore be it

Resolved (the Senate concurring) That the Joint State Government Commisison make a thorough study of the taxes and other problems faced by small businesses within our Commonwealth

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 107

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, August 1, 1955.

There is vastly increased use of both surface and ground water for domestic industrial agricultural irrigational recreational and related purposes The continued expansion of water use may create shortages of these valuable resources There is an inevitable relationship between the utilization of waters and the utilization of other mineral resources

The act of June 22, 1937 P. L. 1897 has declared the discharge of sewage or industrial waste or any noxious and deleterious substances into the waters of this Commonwealth which is or may become inimical and injurious to the public health or to animal or aquatic life or to the uses of such waters for domestic or industrial consumption or for recreation not to be a reasonable or natural use of such waters and to be a public nuisance and against public policy

The Commonwealth recognizes a public interest in the quantity quality and utilization of these waters and a duty upon the General Assembly to insure that such waters are conserved and that their use is allotted in a fair and equitable manner therefore be it

Resolved (the Senate concurring) That the Joint State Government Commission be authorized to study the surface and ground water resources in the Commonwealth and the inter-relationships between the utilization of water resources and other mineral resources and the urban and industrial development of the Commonwealth and more particularly to determine the adequacy or inadequacy of existing laws and to ascertain what new laws if any may be necessary to properly protect these valuable resources The State Planning Board and the various administrative agencies of the Commonwealth now engaged in studies of these vital problems shall cooperate with the Commission in this study

The Commission shall report its findings at the next regular session of the General Assembly

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 163

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, March 13, 1956.

The Upper Allegheny River Valley last week suffered the most disastrous flood since 1865 The Borough of Warren alone has been damaged reckoned in money far in excess of a million dollars Most other up-river communities have suffered in proportion

In contrast Pittsburgh and the Lower Allegheny Valley have incurred but little damage The reason clearly is that sizable heads of water were held back by the system of flood control dams in operation for the benefit of the lower river

This system was authorized twenty years ago by the seventy-fourth Congress of the United States However the flood control dams for the upper river still remain in the preliminary planning stage notably the great dam to be built athwart the Allegheny above Warren reportedly near Kinzua

Continued in action in proceeding with the construction of the upper river flood control system commencing with the main dam above Warren means a heavy handicap to the northwestern Pennsylvania area an ever-to-be-reckoned-with threat to life and property and an active and deadening threat to the economic development of the region therefore be it

Resolved (the Senate concurring) That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to expedite to the utmost the appropriations and any additionally needed enabling legislation to bring into being the main upper Allegheny Dam and other uncompleted units of the Allegheny Valley flood control system without further delay and be it further

Resolved That copies of this resolution be transmitted to the presiding officers of each House of the Congress of the United States and to each Senator and Representative from Pennsylvania in the Congress of the United States

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION No. 165

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, April 2, 1956.

Whereas the increasing complexity of government makes it more important than ever that the people be given opportunties to understand and judge from first hand information and

Whereas Station WTPA-TV through its weekly program entitled Capitol Correspondents in which experienced and trained newspapermen interview legislative and governmental officials of widely varying political beliefs gives such an opportunity and

Whereas it is essential that such media of public opinion be encouraged and strengthened in the best interests of the people

Therefore be it

Resolved that the House of Representatives (with the Senate concurring) commend Station WTPA-TV of Harrisburg its management and employes for the great public service they are providing by the continued presentation of the Capitotl Correspondents program and its free interchange of ideas during the current session of the General Assembly

SENATE MESSAGE

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, May 22, 1956.

Resolved, (if the Senate concur), that this regular session of the General Assembly adjourn Sine Die on the 22nd day of May, 1956, at 1:45, p. m. EST.

NOTIFICATION SENATE IS READY TO ADJOURN SINE DIE

Mr FLACK. Mr. Speaker, we the Committee on the part of the Senate inform the House that the Senate has completed its business and is ready to adjourn sine die this 22nd day of May, 1956 at 1:45 p. m. EST.

The SPEAKER. The Chair thanks the Committee on the part of the Senate.

RESOLUTION

COMMITTEE TO WAIT UPON GOVERNOR

Mr. READINGER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 22, 1956.

Resolved, That a committee of three members of the House be appointed by the Speaker to wait upon His Excellency, the Governor of the Commonwealth, and inform him that the House of Representatives has completed the business of the Session and is now ready to adjourn sine die, and inquire whether there are any further communications he may wish to make to the House of Representatives.

COMMITTEE APPOINTED TO WAIT UPON GOVERNOR

The SPEAKER. The Chair appoints as a Committee on the part of the House to wait upon the Governor and inform him that the House is ready to adjourn sine die, and inquire whether there are any further communications he may wish to make, Messrs. READINGER, STANK and CHARLES C. SMITH.

RESOLUTION

COMMITTEE TO WAIT UPON SENATE

Mr. PETROSKY offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, May 22, 1956.

Resolved, That a committee of three members of the House of Representatives be appointed by the Speaker to wait upon the Senate, and inform that body that the House of Representatives has completed the business of the Session and is now ready to adjourn sine die.

COMMITTEE APPOINTED TO WAIT UPON SENATE

The SPEAKER. The Chair appoints as a Committee to wait upon the Senate and inform that body that the House of Representatives is now ready to adjourn sine die, Messrs. PETROSKY, McCANN and Mrs. KOOKER.

The SPEAKER. The Chair wants to apopogize to the lady from Bucks, Mrs. Kooker.

The chair thought he had arranged to appoint her on the Committee to see the Governor. Instead of that they have scheduled her for the Committee to wait upon the Senate. If the Majority Leader can make an adjustment on those two committees, it would please the Chair.

REPORT OF COMMITTEE TO WAIT UPON SENATE

Mr. PETROSKY. Mr. Speaker, your Committee appointed to inform the Senate that the House is now ready to adjourn sine die has performed its duty.

The SPEAKER. The Committee is discharged with the thanks of the House.

As the Chair stated while the lady Member of the Committee was absent, it had been the Chair's intention to appoint the lady a Member of the Committee to wait upon the Governor, but someone switched the program, for which the Chair apologizes.

REPORT OF COMMITTEE TO WAIT UPON GOVERNOR

Mr. READINGER. Mr. Speaker, your Committee appointed to wait upon the Governor and inform him that the House has completed its business and is ready to adjourn sine die this 22nd day of May, 1956 at 1:45 p. m. EST has performed that duty.

The SPEAKER. The Committee is discharged with the thanks of the House.

STATEMENT BY SPEAKER

The SPEAKER. The Chair wishes to remark that this gavel, a gift of the gentleman from Philadelphia, Mr. Smith, is not a gift which he thinks should be rated as a personal possession. It is rather properly the property of the House.

The Chair will appoint a Committee of three as the custodians of this gavel during the interim to arrange that it be presented to the next Speaker by the membership of the House, together with its traditions and some memories of its prior use.

You see, the difficulty of selecting a Committee at this time is that every Member of the House, particularly the ones who have lingered here, envisions himself as the probable recipient of the gift.

The SPEAKER. For what purpose does the gentleman from Philadelphia, Mr. Smith, rise?

Mr. CHARLES C. SMITH. Mr. Speaker, to make a very brief statement.

The SPEAKER. The Chair hears no objection, the gentleman will proceed.

Mr. CHARLES C. SMITH. Mr. Speaker, I would say to the Chair that if he is a little confused as to which three Members might be appointed as a safe Committee who would have no motives to be Speaker, I would suggest he select three Democrats.

I think that would put it in safe hands. It is just about hitting the boys now. I would appoint three Democrats, Mr. Speaker, it would be in safe hands then.

The SPEAKER. The Chair would reply, being quite confident that by the following November the gentleman from Philadelphia will have nothing to do except attend to the coal business, he should be a Member of the Committee.

ADJOURNMENT SINE DIE

The SPEAKER. This being the day and the hour fixed by Concurrent Resolution, adopted by the Senate and the House of Representatives, as the time when this General Assembly shall adjourn sine die, I now declare this 141st Regular Session of the House of Representatives adjourned without day.

05-17 BIG

UNIVERSITY OF ILLINOIS-URBANA
3 0112 085163431